



MAYOR
Geno Martini

CITY COUNCIL
Julia Ratti, Ward I
Ed Lawson, Ward II
Ron Smith, Ward III
Mike Carrigan, Ward IV
Ron Schmitt, Ward V

CITY ATTORNEY
Chet Adams

REGULAR CITY COUNCIL MEETING MINUTES

2:00 P.M., Monday, September 9, 2013

City Council Chambers, Legislative Building, 745 Fourth Street, Sparks, Nevada

1. Call to Order (Time: 2:00 p.m.)

The regular meeting of the Sparks City Council was called to order by Mayor Geno Martini at 2:00 p.m.

2. Roll Call (Time: 2:00 p.m.)

Mayor Geno Martini, Council Members Julia Ratti, Ed Lawson, Ron Smith, Mike Carrigan, Ron Schmitt, City Manager Shaun Carey, City Attorney Chet Adams and Acting City Clerk Donna DiCarlo, PRESENT.

ABSENT: None

Staff Present: Andy Simpson, Bob King, John Martini, Adam Mayberry, Dan Marran, Andy Hummel, Rich Brown, Chris Cobb, Brian Allen, Steve Driscoll, Tom Garrison, Jeff Cronk, Ron Korman, Tracy Domingues, Neil Krutz, Armando Ornelas, Tim Thompson

Invocation Speaker (Time: 2:00 p.m.)

The invocation was provided by Brad Dyrness, Sparks Church of the Nazarene

Pledge of Allegiance (Time: 2:01 p.m.)

The Pledge of Allegiance was led by Council Member Julia Ratti.

Comments from the Public (Time: 2:02 p.m.)

Mr. Dan Sikinovich spoke about a crosswalk or traffic signal on Sawgrass Lane. City Manager Shaun Carey will respond.

Approval of the Agenda (Time: 2:06 p.m.)

Consideration of taking items out of sequence, deleting items and adding items which require action upon a finding that an emergency exists.

A motion was made by Council Member Smith, seconded by Council Member Ratti, to approve the agenda as submitted. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt, YES. Passed unanimously.

3. Recommendation to Approve Minutes of August 26, 2013 (Time: 2:07 p.m.)

3.1 Consideration and possible approval of the minutes of the regular Sparks City Council Meeting for August 26, 2013.

A motion was made by Council Member Ratti, seconded by Council Member Lawson, to approve the minutes of the Regular Meeting of August 26, 2013, as outlined by staff. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt, YES. Passed unanimously.

4. Announcements, Presentations, Recognition Items and Items of Special Interest
(Time: 2:07 p.m.)

4.1 Proclamation "National Gymnastics Day" (Time: 2:08 p.m.)

Mayor Geno Martini proclaimed September 21, 2013 as "National Gymnastics Day", which aims to serve the greater community good by raising funds for Children's Miracle Network Hospitals to provide comfort and assistance to children who are unable to provide for themselves.

4.2 Proclamation "Healthy Living Week" (Time: 2:09 p.m.)

Mayor Geno Martini proclaimed September 15-21, 2013 as "Healthy Living Week" as there are concrete steps we can take right away as concerned family members, educators, planners, health care providers, service providers and community leaders to ensure that our communities, youth institutions and places of work combat overweight and obesity by supporting physical activity and promoting healthy eating. Accepted by Kelly Seals with Washoe County Health District.

4.3 Proclamation "International Day of Peace" (Time: 2:13 p.m.)

Mayor Geno Martini proclaimed September 21, 2013 as "International Day Of Peace" as established by the United General Assembly in 1981. Accepted by Rita Sloan of Sierra Interfaith Action for Peace.

4.4 Proclamation "National Wellness Week" (Time: 2:16 p.m.)

Mayor Geno Martini proclaimed September 16-22, 2013 as "National Wellness Week", where the overall theme is Living Wellness. Wellness is not static or finite, rather, it's a continuous journey. Accepted by Sparks Police Chief Brian Allen.

5. Consent Items (Time: 2:20 p.m.)

Council Member Schmitt pulled consent item 5.3 for discussion. A motion was made by Council Member Schmitt, seconded by Council Member Smith, to approve the consent items as amended. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt, YES. Passed unanimously.

5.1 Report of Claims and Bills approved for payment and appropriation transfers for the period August 8, 2013 through August 21, 2013 (FOR POSSIBLE ACTION)

An agenda item from Finance Manager Jeff Cronk recommending the City Council approve the report of claims and bills as presented in the staff report.

5.2 Consideration and possible approval to purchase two Victory Commander 1 ABS motorcycles from Victory Police Motorcycles in the amount of \$63,962.00 (FOR POSSIBLE ACTION)

An agenda item from Fleet and Facilities Manager Ron Korman recommending Council approve the purchase of these Victory Motorcycles in the amount of \$63,962.00 from Victory Police Motorcycles. This request is for replacement of patrol motorcycles #246H, and #259B. These vehicles have reached the end of their life cycle. These vehicles have had their life cycles

extended, and now the maintenance costs are exceeding the worth of the vehicles. Funds are from Motor Vehicle Maintenance Fund 1702. \$1,956,500 was approved for project #14-7500, Vehicle & Equipment Replacement Plan in the FY14 CIP and \$1,891,207 is currently available. There is no impact to the general fund.

5.3 Consideration and possible award of the C-Street Parking Garage Lighting Retrofit Project, Bid No. 13/14-004, PWP-WA-2013-293 to Have Lights Will Travel, in the amount of \$99,876.00. (FOR POSSIBLE ACTION)

An agenda item from Capital Projects Manager Christopher S Cobb recommending Council award the C Street Parking Garage Lighting Retrofit Project, Bid No. 13/14-004, PWP-WA-2013-293, to Have Lights Will Travel, in the amount of \$99,876.00. The City of Sparks maintains and operates the C Street and Victorian Square Parking Garages. In 2012 the City of Sparks replaced 166 high pressure sodium lighting fixtures with 123 LED lighting fixtures on the interior of the Victorian Square Parking Garage, saving the city \$16,281 in power expenses in the last 11 months. With the success of this project, the City has moved forward with the retrofit of the C Street Parking Garage. The C Street garage lighting currently consists of 192 high pressure sodium lighting fixtures. This project will replace those lighting fixtures with 105 high efficiency LED lighting fixtures utilizing high-low operation, dimming, integrated occupancy and day-lighting sensors. Funds are from Capital Facilities Projects Fund 1405. There is no impact to the general fund.

Council Member Schmitt said he is concerned about spending taxpayer dollars and questioned the prevailing wage requirement in the bidding process. Capital Project Manager Chris Cobb said bids coming in close to \$100,000 are in danger of broaching or exceeding that limit, which would then place a \$5,000 burden on taxpayers for a change order. This action attempts to pre-empt issues that may come to pass as a result of the prevailing wage and payment and performance bonds.

A motion was made by Council Member Ratti, seconded by Council Member Smith, to accept the bid in the amount of \$99,876 for the C-Street parking garage lighting retrofit project. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt, YES. Passed unanimously.

5.4 Consideration and possible award of a proposal to purchase MaintStar Maintenance Management software system upgrades and training from MaintStar Inc., in the amount of \$135,500. (FOR POSSIBLE ACTION)

An agenda item from GISP Systems Analyst I Andrew Simpson recommending Council approve the proposal to purchase MaintStar software upgrades and training in the amount of \$135,500. Since 1992, the City of Sparks has utilized the core MaintStar software product to organize and plan for daily maintenance functions within the City. MaintStar provides a specialized suite of individual modules each specifically designed for the purpose of providing a way to more intelligently manage assets, resources and typical maintenance functions. These modules will allow for integration of the MaintStar database with several of the City's existing business databases. \$135,500 (for Phases II, III & IV) in Sanitary Sewer Operations Fund 1630. \$200,000 was approved for Project 14-6505, MaintStar Sanitary Sewer GIS Module Implementation in the FY14 CIP and \$200,000 of budget authority is currently available. There is no impact to the general fund.

5.5 Consideration and possible approval of an application for a Restricted Gaming license for United Coin Machine Co., dba Maverik, Inc., #475, located at 1223 East Prater Way, Sparks, NV submitted by Mr. Robert Alvin Woodson. (FOR POSSIBLE ACTION)

An agenda item from Police Chief Brian Allen recommending Council approve Mr. Woodson's application for a Restricted Gaming license contingent upon the location being inspected and approved by every city, county, district, and state agency having jurisdiction over the matter and upon fingerprints being returned from the FBI/CJIS that do not reflect any disqualifying arrests/convictions. There will be seven, video gaming devices, multi-denomination. Mr. Robert Alvin Woodson is applying for a Restricted Gaming license for United Coin Machine Co., dba Maverik Inc., #475. Financial Impact: $\$120.00 \times 7 = \840.00 annually.

6. General Business

6.1 Consideration and possible acceptance and approval of an amendment to the MCSAP High-Priority Grant and interlocal agreement with the City of Reno, A-3974, to increase funding on a previously accepted grant. (FOR POSSIBLE ACTION) (Time: 2:29 p.m.)

An agenda item from Police Chief Brian Allen recommending Council approve the amendment to the MCSAP High-Priority Grant and interlocal agreement with the City of Reno. The Sparks Police Department works with the Reno Police Department in a joint commercial vehicle inspection unit. This unit is funded by a grant from the Federal Motor Carrier Safety Administration. That grant was offered to and accepted by the City at a reduced funding amount on May 13, 2013. Since then, the Federal Motor Carrier Safety Administration budget has been formalized and they are now offering to fund the grant at the fully requested amount. There is no impact to the general fund.

Council Member Lawson asked if this item will cost the city additional funds. City Manager Shaun Carey confirmed this will not cost the city any additional funds; it will increase the amount of federal funding on the project.

A motion was made by Council Member Carrigan, seconded by Council Member Ratti, to approve Amendment No. 1 to A-3974 and accept the increase in funding offered from the Federal Motor Carrier Safety Administration, Motor Carrier Safety Assistance Program grant. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt, YES. Passed unanimously.

6.2 Consideration and possible acceptance of the purchase of Computer Aided Dispatch and Records Management System from Tiburon, Inc. in the amount of \$221,963.00. (FOR POSSIBLE ACTION) (Time: 2:30 p.m.)

An agenda item from Police Chief Brian Allen recommending Council approve the contract with Tiburon, Inc., in the amount of \$221,963.00 for the Tiburon Data Collection System CAD/RMS. The City of Sparks has been offered to join the existing Tiburon data collection system currently in use by the City of Reno, Washoe County, Carson City, the Nevada System of Higher Education and the Truckee Meadows Community College for only the costs of initial licensing and City of Sparks' specific training and program services. The base Tiburon data collection system would be at no cost and the City of Sparks would receive the benefits of the sub-grant awarded by the Nevada Department of Public Safety. Funding: \$107,222.00 for FY14 through salary savings. \$114,741.00 to be built into FY15 budget.

Council Member Carrigan asked about REMSA's participation in the Tiburon purchase project. Police Chief Allen said the system will provide data from local entities including Washoe County and City of Reno through the new and upgraded system interface.

Chief Allen confirmed that seven (7) users are currently on the Tiburon system: Reno Police Department, Washoe County Sheriff's Office, Reno Fire, Truckee Meadows, Carson City, Reno-Sparks Indian Colony, TMCC Police, Nevada Department of Higher Education / UNR Police. Sparks is being added to the system at a tremendous cost savings. If Sparks was to go this project alone, estimates are it would cost the city over \$1M.

A motion was made by Council Member Ratti, seconded by Council Member Carrigan, to accept the proposed quote and purchase the Tiburon data collection system in the amount of \$221,963.00. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt, YES. Passed unanimously.

6.3 Consideration and possible award of the 2014 Permanent Patch Program, Bid No. 13/14-006, PWP No. WA-2013-319, to Sierra Nevada Construction, Inc. in the amount of \$327,007. (FOR POSSIBLE ACTION) (Time: 2:35 p.m.)

An agenda item from Transportation Manager Jon Ericson recommending Council award the contract for the permanent patch program. The permanent patch contract is intended to be a yearly contract that involves the permanent patching of city owned streets and alleys that have been cut by permit holders. \$327,007 in Street Cut fund 1224. \$150,000 was approved for Project #14-6000, Street Cut Repair Contract in the FY14 CIP and the remaining \$177,007 will be available via budget augmentation once the FY13 audit is finalized.

Assistant Director for Community Services John Martini confirmed the funds are currently available, pending moving from FY13 budget allocation to FY14 when the 2013 audit is completed.

A motion was made by Council Member Smith, seconded by Council Member Ratti, to award the 2014 Permanent Patch Program, Bid No. 13/14-006, PWP No. WA-2013-319, to Sierra Nevada Construction, Inc. in the amount of \$327,007. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt, YES. Passed unanimously.

7. Public Hearing and Action Items Unrelated to Planning and Zoning

7.1 SECOND READING and possible approval of Bill No. 2659, an ordinance amending Chapter 9 of the Sparks Municipal Code revising the definitions of drug paraphernalia; providing other matters properly related thereto. (FOR POSSIBLE ACTION) (Time: 2:37 p.m.)

An agenda item from City Attorney Chet Adams recommending Council conduct a public hearing and approve Bill No. 2659. There is no impact to the general fund. City Attorney Chet Adams said this bill aligns with Senate Bill 410 which decriminalizes possession of hypodermic needles.

Public Hearing – No comments from public

A motion was made by Council Member Ratti, seconded by Council Member Lawson, to adopt Bill No. 2659 amending Chapter 9 of the Sparks Municipal Code. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt YES. Passed unanimously.

7.2 SECOND READING and possible approval of Bill No.2660, an Ordinance amending Chapter 14 of the Sparks Municipal Code to adopt the 2012 International Fire Code; and providing other matters properly related thereto effective September 10, 2013. (Time: 2:38 p.m.)

An agenda item from Fire Marshall Robert King recommending that the City Council adopt Bill No. 2660; the ordinance adopting the 2012 edition of the International Fire Code. The International Code is the predominant fire code used throughout the nation. On a three year cycle they are updated and published by the International Code Council.

Fire Marshall Bob King provided background on the fire code and the committee which put together the new code amendment package. Architects, developers, contractors and business owners have been asking for this program, which mirrors what the building officials use. The difference between the 3600 / 5000 feet fire flow was discussed. Sparks recommends setting itself with more stringent code than some of the jurisdictions.

Council Member Lawson said that with economic development being a major concern for the region, Sparks appears to make it more difficult to operate here, with more rigid fire code.

In answer to Council Member Ratti's request for clarification, Chief King said the recommendation is that any residence in a greater than 6-minute response time from the nearest fire station, or any new home over 3,600 square feet, or any new construction of three stories or greater would require a sprinkler system. This is an alternative to requiring all new homes to have a sprinkler system.

Council Member Lawson said he is concerned about the 6-minute response time because of the possibility that someday a particular fire station may need to close.

City Manager Shaun Carey asked for confirmation of the proposal that Sparks Fire has three conditions that can trip the requirement for residential sprinkler systems:

1. 3,600 square feet to ensure the water system can supply sufficient flow for the home
2. Three stories or greater, because of the height of the structure and because truck resources would make that fire more difficult to handle
3. Residences in a greater than 6-minute response time as a result of planning and zoning from the 1990s for cost-effective fire solutions as the city expanded toward Spanish Springs.

Chief King agreed with Mr. Carey's assessment of the proposal and said all three situations are appropriate for the area.

Public Hearing

- Builders Association of Northern Nevada Executive Director Mike Dillon said the only issue his group has is with the 3,600 square feet requirement, as opposed to the 5,000 square feet and 6-minute response time requirement, which Washoe County and City of Reno have already adopted.

Chief King said he favors 5,000 square foot homes and those outside the 6-minute response time zone be required to sprinkle.

A motion was made by Council Member Schmitt, seconded by Council Member Ratti, to adopt Bill No. 2660 amending Chapter 14 of the Sparks Municipal Code, including the update to the 2012 International Fire Code, amending the sprinkler requirement for new homes to 5,000 square feet or greater rather than 3,600 square feet. Council Members Ratti, Schmitt YES. Council Members Lawson, Smith, Carrigan, NO. Motion Failed 3-2.

A motion was made by Council Member Smith, seconded by Council Member Ratti, to adopt Bill No. 2660 amending Chapter 14 of the Sparks Municipal Code, including the update to the 2012 International Fire Code, amending the sprinkler requirement for new homes to 5,000 square feet or greater rather than 3,600 square feet, eliminating the 3-story requirement and including the over 6 minute response time for any size home. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt YES. Passed unanimously.

8. Planning and Zoning Public Hearings and Action Items

8.1 PCN13011, Consideration and possible action on a request for final approval of an amendment to the Galleria Station Planned Development Handbook to allow for detached single family residential dwellings within the undeveloped portion (phase 2), including associated lot and setback requirements, design standards, and other matters properly relating thereto on a site 24.8 acres in size located in the NUD (New Urban District – Galleria Station) zoning district generally located northeast of the intersection of Galleria Parkway and Costa Azul Drive, Sparks, NV. (FOR POSSIBLE ACTION) (Time: 3:17 p.m.)

An agenda item from Senior Planner Tim Thompson recommending approval of PCN13011, an amendment to the Galleria Station Planned Development Handbook to allow for detached single family residential within Phase 2 of the project. The original development plan called for 270 condominium units. Phase 1 has been partially constructed and will eventually consist of 115 condominium units. Due to economic conditions, development of the project has ceased for a number of years. The owner of the phase 2 property is seeking this amendment to allow for the construction of a product type which they believe is viable given current market conditions. There is no impact to the general fund.

Public Hearing – No comments from the public.

Council Member Schmitt said the homeowners association for the condos next door has agreed to all changes.

A motion was made by Council Member Schmitt, seconded by Council Member Smith, to approve PCN13011 as the final draft is in substantial compliance with the City Council's action on the Tentative Approval of the Galleria Station Planned Development Handbook and the facts supporting these findings as set forth in the staff report. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt, YES. Passed unanimously.

8.2 PCN13013, Consideration and possible action on a Tentative Map request to allow for a 74-lot single family residential subdivision on a site approximately 24.8

acres in size in the NUD (New Urban District – Galleria Station Planned Development) zoning district generally located northeast of the intersection of Galleria Parkway and Costa Azul Drive, Sparks, NV. (FOR POSSIBLE ACTION)
(Time: 3:21 p.m.)

An agenda item from Senior Planner Tim Thompson recommending Council approves forwarding a recommendation for approval of a tentative map for a single family subdivision. There is no impact to the general fund.

Public Hearing – no comments from public

A motion was made by Council Member Schmitt, seconded by Council Member Smith, the Tentative Map associated with PCN13013 adopting Findings T1 through T12 and the facts supporting these Findings as set forth in the staff report and subject to the Conditions of Approval 1 through 15 as listed in the staff report. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt, YES. Passed unanimously.

9. Closed Door Sessions - None

10. Comments

10.1 Comments from the Public (Time: 3:21 p.m.) - None

10.2 Comments from City Council and City Manager (Time: 3:21 p.m.)

City Manager Shawn Carey read the third and final announcement of appointment to the Truckee River Fund Advisory Committee. This position is appointed by the Sparks City Council for a 4-year term. To apply, submit a community service application to the Sparks City Clerk's Office or apply at www.cityofsparks.us; click on Governing and then click on Board and Commissions. Dr. Tracy Turner at 333-5499 can answer additional questions.

11. Adjournment (Time: 3:23 p.m.)

Council was adjourned at 3:23 p.m.

GENO R. MARTINI, Mayor

ATTEST:

Teresa Gardner, City Clerk

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