

REGULAR MEETING OF THE SPARKS CITY COUNCIL  
May 14, 2007 3:00 p.m.

1. Time: 3:00:01 p.m.  
Call to Order The regular meeting of the Sparks City Council was called to order by Mayor Geno Martini at 3:00 p.m. in the Council Chambers of the Legislative Building, 745 Fourth Street, Sparks, Nevada.

2. Time: 3:00:05 p.m.  
Roll Call Mayor Geno Martini, Acting City Clerk Carrie Brooks, Council Members John Mayer, Ron Smith, Ron Schmitt, Assistant City Manager Steve Driscoll, City Attorney Chet Adams, PRESENT. Council Members Phillip Salerno, Mike Carrigan, City Manager Shaun Carey, ABSENT.

Staff Present: Kathy Clewett, Marc DeLaTorre, John Dotson, Joyce Farley, Bill Finley, Teresa Gardner, Stacie Hemmerling, Debi Hunt, JoAnn Meacham, Alan Minor, Tom Minton, Jim Rundle, Wayne Seidel, Chris Syverson, Dave Vill, and David Fitzpatrick.

Invocation and Pledge of Allegiance Time: 3:00:44 p.m.  
The invocation was given by Bishop S. Clay Jorgensen of the Church of Jesus Christ of Latter Day Saints and the Pledge of Allegiance was led by Council Member John Mayer.

Comments from the Public Time: 3:02:28 p.m.  
Tip Moser, father of Lea Moser, 308 "J" Street, complained because his daughter was not invited to the awards ceremony at Sparks High School for the League of Cities awards. He stated that Lea was upset because she was not recognized with her peers. Mayor Martini assured Mr. Moser that this was an unfortunate oversight and that there was no intent to leave her out of the ceremonies.

A group of Red Hat Ladies presented a Certificate Of Good Humor to Mayor Martini for his willingness to participate in their events.

Mayor Martini asked Boy Scouts from Troop 168 to introduce themselves; they said they were attending the meeting as a requirement for a merit badge.

Mayor Martini asked students from Reno High School, who were attending the meeting as a Government class requirement, to introduce themselves.

Minutes of the Regular Meeting of the Sparks City Council for May 14, 2007

Approval of the Agenda

Time: 3:07:54 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 Schmitt, to approve the agenda as posted. Council Members Mayer, Smith, Schmitt, YES. Council Members Salerno, Carrigan, ABSENT. Motion carried.

3.

Approval of the Minutes

Time: 3:08:24 p.m.

A motion was made by Council Member Mayer, seconded by Council Member Schmitt, to approve the minutes of the Special Meeting of April 16, 2007 and the Regular Meeting of April 16, 2007, the Regular Meeting of April 23, 2007 and the Special Meeting of April 30, 2007. Council Members Mayer, Smith, Schmitt, YES. Council Members Salerno, Carrigan, ABSENT. Motion carried.

4. Announcements, Presentations and Recognition Items and Items of Special Interest:

4.1

Proclamation – Older Americans Month

Time: 3:09:04 p.m.

Mayor Martini read a proclamation naming May, 2007 as Older Americans Month in recognition of the wealth of wisdom and experience older Americans have contributed to all aspects of society. The proclamation was accepted by Marietta Bobba, Senior Services Director for Washoe County.

4.2

Proclamation – Archaeological Awareness & Historic Preservation Month

Time: 3:11:41 p.m.

Mayor Martini read a proclamation naming May, 2007 as Archaeological Awareness & Historic Preservation Month in recognition of the National Historic Preservation and the role of history in our lives. The proclamation was accepted by Planning Intern Scott Carey. Mr. Carey noted that this would be his last presentation before this Council as he has accepted a position with Clark County and thanked everyone who helped him during his internship for the City.

4.3

Proclamation – National Public Works Week

Time: 3:17:28 p.m.

Council Member Ron Smith read a proclamation naming the week of May 20-26, 2007 as National Public Works Week in recognition of the importance of the services provided by public works staff in our community. The proclamation was accepted by Public Works Director Wayne Seidel.

4.4

Proclamation – National Police Officer's Week

Time: 3:20:01 p.m.

Council Member Ron Schmitt read a proclamation naming May 13-19, 2007 as National Police Officer's Week in recognition of the members of law enforcement and the role they play in

Minutes of the Regular Meeting of the Sparks City Council for May 14, 2007

safeguarding the rights and freedoms of Sparks' residents. The proclamation was accepted by Police Chief John Dotson.

4.5  
Presentation on Special  
Events Funding for 2007

Time: 3:23:56 p.m.  
Withdrawn.

5. Consent Items:

Time: 3:28:45 p.m.  
Consent Item 5.14 was pulled for separate discussion and vote.

A motion was made by Council Member Schmitt, seconded by Council Member Smith, to approve Consent Items 5.1 through 5.13 and 5.15 through 5.21. Council Members Mayer, Smith, Schmitt, YES. Council Members Salerno, Carrigan, ABSENT. Motion carried.

5.1  
Report of Claims and  
Bills and Appropriation  
Transfers

An agenda item from Finance Director Tom Minton recommending approval of the Report of Claims and Bills paid and the Appropriation Transfers made since the last regular Council Meeting for the period covering April 6, 2007 through April 18, 2007.

5.2  
On Premises Alcoholic  
Beverage License for  
Morelli's G Street  
Saloon, 2285 G Street

An agenda item from Police Chief John Dotson recommending the City Council approve an application from Mr. Michael David Morelli, 4370 Bareback Court, for an On Premises Alcoholic Beverage License for Morelli's G Street Saloon located at 2285 G Street. Mr. Morelli has purchased the establishment previously licensed as Robin's Nest and this will be his first liquor license in Sparks. The license will provide a \$1,000.00 annual fee, plus \$1.00 per \$1,000.00 over \$50,000.00 annually, and is contingent upon inspections and approvals from various agencies as stated in the staff report.

5.3  
On Gaming License for  
Morelli's G Street  
Saloon, 2285 G Street

An agenda item from Police Chief John Dotson recommending the City Council approve an application from Mr. Michael David Morelli, 4370 Bareback Court, for a Gaming License for Morelli's G Street Saloon located at 2285 G Street. Mr. Morelli has purchased the establishment previously licensed as Robin's Nest and this will be his first gaming license in Sparks. The license will be for 15 multi-denominational, bar-top slot machines and provide a \$1,800.00 annual fee, contingent upon inspections and approvals from various agencies as stated in the staff report.

5.4  
Alcoholic Beverage  
Package License for  
Winner's Corner #13,  
1390 Disc Drive

An agenda item from Police Chief John Dotson recommending the City Council approve an application from Mr. Jerry Edward Herbst, 1701 Enclave Street, Las Vegas, NV 89134, for an Alcoholic Beverage Package License for Berry-Hinckley Industries, doing business as Winner's Corner #13, located at 1390 Disc Drive. Mr. Herbst has 10 liquor license applications pending

Minutes of the Regular Meeting of the Sparks City Council for May 14, 2007

in Sparks. He recently purchased Berry Hinkley Industries and is the new owner of the Winner's Corner Convenience Stores in Reno and Sparks. The license will provide a \$700.00 annual fee, plus \$1.00 per \$1,000.00 over \$25,000.00 annually, and is contingent upon inspections and approvals from various agencies as stated in the staff report.

5.5

Alcoholic Beverage  
Package License for  
Winner's Corner #14,  
2191 Pyramid Way

An agenda item from Police Chief John Dotson recommending the City Council approve an application from Mr. Jerry Edward Herbst, 1701 Enclave Street, Las Vegas, NV 89134, for an Alcoholic Beverage Package License for Berry-Hinckley Industries, doing business as Winner's Corner #14, located at 2191 Pyramid Way. Mr. Herbst has 10 liquor license applications pending in Sparks. He recently purchased Berry Hinkley Industries and is the new owner of the Winner's Corner Convenience Stores in Reno and Sparks. The license will provide a \$700.00 annual fee, plus \$1.00 per \$1,000.00 over \$25,000.00 annually, and is contingent upon inspections and approvals from various agencies as stated in the staff report.

5.6

Alcoholic Beverage  
Package License for  
Winner's Corner #25,  
1600 Victorian Avenue

An agenda item from Police Chief John Dotson recommending the City Council approve an application from Mr. Jerry Edward Herbst, 1701 Enclave Street, Las Vegas, NV 89134, for an Alcoholic Beverage Package License for Berry-Hinckley Industries, doing business as Winner's Corner #25, located at 1600 Victorian Avenue. Mr. Herbst has 10 liquor license applications pending in Sparks. He recently purchased Berry Hinkley Industries and is the new owner of the Winner's Corner Convenience Stores in Reno and Sparks. The license will provide a \$700.00 annual fee, plus \$1.00 per \$1,000.00 over \$25,000.00 annually, and is contingent upon inspections and approvals from various agencies as stated in the staff report.

5.7

Alcoholic Beverage  
Package License for  
Winner's Corner #26,  
2169 Prater Way

An agenda item from Police Chief John Dotson recommending the City Council approve an application from Mr. Jerry Edward Herbst, 1701 Enclave Street, Las Vegas, NV 89134, for an Alcoholic Beverage Package License for Berry-Hinckley Industries, doing business as Winner's Corner #26, located at 2169 Prater Way. Mr. Herbst has 10 liquor license applications pending in Sparks. He recently purchased Berry Hinkley Industries and is the new owner of the Winner's Corner Convenience Stores in Reno and Sparks. The license will provide a \$700.00 annual fee, plus \$1.00 per \$1,000.00 over \$25,000.00 annually, and is contingent upon inspections and approvals from various agencies as stated in the staff report.

5.8

Alcoholic Beverage  
Package License for

An agenda item from Police Chief John Dotson recommending the City Council approve an application from Mr. Jerry Edward Herbst, 1701 Enclave Street, Las Vegas, NV 89134, for an

Minutes of the Regular Meeting of the Sparks City Council for May 14, 2007

Western Mountain #200, Alcoholic Beverage Package License for Berry-Hinckley Industries, doing business as Western Mountain #200, located at 350 N. McCarran Boulevard. Mr. Herbst has 10 liquor license applications pending in Sparks. He recently purchased Berry Hinkley Industries and is the new owner of the Winner's Corner Convenience Stores in Reno and Sparks. The license will provide a \$700.00 annual fee, plus \$1.00 per \$1,000.00 over \$25,000.00 annually, and is contingent upon inspections and approvals from various agencies as stated in the staff report.

5.9  
Alcoholic Beverage Package License for Winner's Corner #210, 400 Greenbrae Drive

An agenda item from Police Chief John Dotson recommending the City Council approve an application from Mr. Jerry Edward Herbst, 1701 Enclave Street, Las Vegas, NV 89134, for an Alcoholic Beverage Package License for Berry-Hinckley Industries, doing business as Winner's Corner #210, located at 400 Greenbrae Drive. Mr. Herbst has 10 liquor license applications pending in Sparks. He recently purchased Berry Hinkley Industries and is the new owner of the Winner's Corner Convenience Stores in Reno and Sparks. The license will provide a \$700.00 annual fee, plus \$1.00 per \$1,000.00 over \$25,000.00 annually, and is contingent upon inspections and approvals from various agencies as stated in the staff report.

5.10  
Alcoholic Beverage Package License for Winner's Corner #400, 205 N. McCarran Boulevard

An agenda item from Police Chief John Dotson recommending the City Council approve an application from Mr. Jerry Edward Herbst, 1701 Enclave Street, Las Vegas, NV 89134, for an Alcoholic Beverage Package License for Berry-Hinckley Industries, doing business as Winner's Corner #400, located at 205 N. McCarran Boulevard. Mr. Herbst has 10 liquor license applications pending in Sparks. He recently purchased Berry Hinkley Industries and is the new owner of the Winner's Corner Convenience Stores in Reno and Sparks. The license will provide a \$700.00 annual fee, plus \$1.00 per \$1,000.00 over \$25,000.00 annually, and is contingent upon inspections and approvals from various agencies as stated in the staff report.

5.11  
Alcoholic Beverage Package License for Winner's Corner #506, 2095 Brierly Way

An agenda item from Police Chief John Dotson recommending the City Council approve an application from Mr. Jerry Edward Herbst, 1701 Enclave Street, Las Vegas, NV 89134, for an Alcoholic Beverage Package License for Berry-Hinckley Industries, doing business as Winner's Corner #506, located at 2095 Brierley Way. Mr. Herbst has 10 liquor license applications pending in Sparks. He recently purchased Berry Hinkley Industries and is the new owner of the Winner's Corner Convenience Stores in Reno and Sparks. The license will provide a \$700.00 annual fee, plus \$1.00 per \$1,000.00 over \$25,000.00 annually, and is contingent upon inspections and approvals from various agencies as stated in the staff report.

Minutes of the Regular Meeting of the Sparks City Council for May 14, 2007

5.12

Alcoholic Beverage  
Package License for  
Winner's Corner #508,  
1365 Baring Blvd.

An agenda item from Police Chief John Dotson recommending the City Council approve an application from Mr. Jerry Edward Herbst, 1701 Enclave Street, Las Vegas, NV 89134, for an Alcoholic Beverage Package License for Berry-Hinckley Industries, doing business as Winner's Corner #508 located at 1365 Baring Boulevard. Mr. Herbst has 10 liquor license applications pending in Sparks. He recently purchased Berry Hinkley Industries and is the new owner of the Winner's Corner Convenience Stores in Reno and Sparks. The license will provide a \$700.00 annual fee, plus \$1.00 per \$1,000.00 over \$25,000.00 annually, and is contingent upon inspections and approvals from various agencies as stated in the staff report.

5.13

Alcoholic Beverage  
Package License for  
Winner's Corner #526,  
2805 N. McCarran Blvd.

An agenda item from Police Chief John Dotson recommending the City Council approve an application from Mr. Jerry Edward Herbst, 1701 Enclave Street, Las Vegas, NV 89134, for an Alcoholic Beverage Package License for Berry-Hinckley Industries, doing business as Winner's Corner #526, located at 2805 N. McCarran Boulevard. Mr. Herbst has 10 liquor license applications pending in Sparks. He recently purchased Berry Hinkley Industries and is the new owner of the Winner's Corner Convenience Stores in Reno and Sparks. The license will provide a \$700.00 annual fee, plus \$1.00 per \$1,000.00 over \$25,000.00 annually, and is contingent upon inspections and approvals from various agencies as stated in the staff report.

5.14

Alcoholic Beverage  
Wholesaler License for  
Vin Sauvage, LLC, 4050  
W. Sunset Drive, Suite D,  
Las Vegas, NV

Time: 3:29:36 p.m.

An agenda item from Police Chief John Dotson recommending the City Council approve an application from Mr. Alan Lynn Sauvage, 5094 Spanish Hills Drive, Las Vegas, NV 89148, for an Alcoholic Beverage Wholesaler License for Vin Sauvage, LLC located at 4050 W. Sunset Drive, Suite D, Las Vegas, NV. The applicant will have no facility in Sparks, but will be importing liquor to businesses in the city. The license will provide a \$1,000.00 annual fee, and is contingent upon inspections and approvals from various agencies as stated in the staff report.

Council Member Smith asked why we were approving a license for a liquor supplier out of Las Vegas, when we already have three or four distributors right here in town. Chief Dotson said this was routine and the applicant meets the criteria in the City ordinance and is therefore eligible for a license. He noted that we have issued licenses to other "out of area" liquor distributors and that this application is not unique. Mayor Martini noted that we cannot deny them a license if they meet the criteria.

A motion was made by Council Member Smith, seconded by Council Member Schmitt, to approve Consent Item 5.14. Council Members Mayer, Smith, Schmitt, YES. Council Members

Minutes of the Regular Meeting of the Sparks City Council for May 14, 2007

Salerno, Carrigan, ABSENT. Motion carried.

- 5.15  
Request for Refund of Business License Penalty Fees – Cutting Edge Machining, Inc.
- An agenda item from Finance Director Tom Minton recommending the City Council approve a request from Cutting Edge Machining, Inc., for a refund of excess business license fees paid in the amount of \$145.10. The company has been licensed in the City since 1975, and they have never been late on their license renewal. They are claiming that they didn't receive the business license renewal form that was mailed out January 8, 2007; however they did receive the notice containing the penalty which was mailed out February 5, 2007. Staff is recommending that the City refund the penalty paid.
- 5.16  
Acceptance of a State of Nevada Traffic Safety Grant
- An agenda item from Police Chief John Dotson recommending the City Council accept a traffic safety grant in the amount of \$1,400.00 from the Nevada Office of Traffic safety, to cover costs associated with sending two officers to the 13<sup>th</sup> Annual D.R.E. Conference. The persons selected to attend are key to the current three year Drug Recognition Expert Training grant that the Sparks Police Department operates, utilizing the Nevada Office of Traffic Safety funds.
- 5.17  
Acceptance of a State Of Nevada Office of Traffic Safety Technology Grant
- An agenda item from Police Chief John Dotson recommending the City Council accept a traffic safety technology grant in the amount of \$10,000.00 from the State of Nevada Department of Public Safety, Office of Traffic safety, for the purchase of additional electronic citation and accident equipment for officers to use in the field.
- 5.18  
Bid Award for Ferric Chloride
- An agenda item from Public Works Director Wayne Seidel recommending the City Council award to Thatcher Company of Nevada the bid (No. 06/07-039) to supply the Truckee Meadows Water Reclamation Facility with Ferric Chloride in the annual amount of \$477,968.00. Ferric Chloride is used in the dewatering process. The chemical contract will use appropriations beginning with fiscal year 2007/2007 and continue with fiscal year 2008/2009, with an optional third year.
- 5.19  
Award of the Prater Way Storm Drain Interceptor Phase 1 Master Plan to PBS&J Consulting Engineers
- An agenda item from Public Works Director Wayne Seidel recommending the City Council award to PBS&J Consulting Engineers a contract (A-3387) for the Prater Way Storm Drain Interceptor Phase 1 Master Plan in the amount of \$42,000.00. This study is the first phase of a two phase study for storm drain master plans in this area of the City. Phase one will evaluate the existing studies, delineate the watershed boundaries identify data needs and provide a detailed scope and budget for completing phase two. Funds are available for this project.

Minutes of the Regular Meeting of the Sparks City Council for May 14, 2007

5.20

Approval of the Costs  
Associated with the  
Repair of the Caterpillar  
Co-Generation Unit at  
TMWRF

An agenda item from Public Works Director Wayne Seidel recommending the City Council ratify the increase in costs associated with the repair of the Caterpillar 3516SI Co-Generation unit at the Truckee Meadows Water Reclamation Facility (TMWRF) in the amount of \$44,489.08 (Purchase Order No. 163704) to Cashman Equipment Company. The rotor of the generator portion of the co-generation unit has become worn through normal use and needs to be replaced to bring the unit to maximum efficiency. Repairs are not feasible because of the nature of the unit prohibits a warranty being applied to the repaired component. The total cost of the rebuild is \$236,481.58, including the additional work on the rotor, which was not part of the original bid scope of work.

5.21

Final Subdivision Map  
for the Pinnacles Phase II

An agenda item from Public Works Director Wayne Seidel recommending the City Council approve a final subdivision map for The Pinnacles, Phase II, as submitted. The Pinnacles Phase II will be generally located north of Disc Drive, west of Pyramid Highway, east of Vista Boulevard and south of Los Altos Parkway. This subdivision will create 37 lots on 9.57 acres. The current zoning is NUD and the developer will be C.B. Maddox, LLC. The map has been checked and found to be correct. The appropriate plan checking fees have been paid and a performance bond has been filed with the City Clerk.

6. General Business:

6.1

Local Legislative Affairs  
Issues

Time: 3:32:01 p.m.

Assistant City Manager Steve Driscoll noted that he would be sitting in for our lobby team, who was busy with the second “hell week” of the session, where everything is trying to get out of the second house before Friday. He then provided a briefing on some of the “hot” items that were provide to him via a lunch time teleconference with the lobby team.

AB527 – affordable housing – deals with being recognized as an entity for the purpose of questioning the taxation process at the assessors’ office. Right now we have no standing and this bill would allow us to at least question the gross revenue methods used. Our lobbyists, along with those from the Nevada Tax Payers Association are working on this bill, which is particularly important for redevelopment areas.

AB439 – designed to provide more ability to do affordable housing, but as it worked its way through the Assembly, it ended up with penalties instead of incentives to accomplishing affordable housing goals. Since the last report the requirements have been changed to having to meet 6 out of 13 criteria in order to retain our funding. This should be fairly easy for Sparks to meet, since we



do most of the criteria already.

AB513 – annexation bill which would allow for a GID to allow us to do some of the development we are contemplating in the Tracy area (non-contiguous annexation), because it is so far away from the actual infrastructure that we have in place today. An amendment being heard this afternoon, with Reno and Washoe County in support.

SB203 – the baseball and Rock Park issues – another amendment was provided today related to baseball that was considered to be positive; will be a tool that will be usable for the current negotiations to bring a PCL team to Sparks. This bill will also allow the \$1.2 million allocated for Rock Park in 2005 to be extended until 2009; however there was no discussion on this.

SB66 – this bill doubles the tort awards. This Council said they would not oppose this, but asked for some type of limitation on the number of events that could be brought forward. It appears this bill is gaining lots of momentum through the Assembly without caps. Per the direction of Council, we will oppose this bill if it goes forward without caps.

SB374 – funding for Nevada State College – we added a friendly amendment to this funding bill that would allow for the increment financing that currently has a 100,000 population cap (which would cause us some problems with potential development in Kiley and Copper Canyon and other business park activity). Currently we can finance up to 15% of the assessed value in those areas, but if the population goes over 100,000 we can only bond up to 10%. Since we are the only City that is close to that cap, we would have to reduce our percentage from 15% to 10% if the 2011 census showed us over the 100,000 population cap. This has been put on hold until Wednesday.

AB138 – impact fees for fire departments, this is a potential tool for future use.

AB253 – Would take impact fees and put them in one pot. Council passed resolution of opposition to this bill because if money is collected in Sparks, it should be spent in Sparks.

SB437 – A green bill that potentially eliminates the tax credits that were put into effect in the last session. The Governor has until midnight to veto this bill or it takes affect. Staff is not aware of any businesses in Sparks that would be affected by this legislation; however it does affect potential future growth.

Minutes of the Regular Meeting of the Sparks City Council for May 14, 2007

SB544 – Public Employee Benefits Program bill. This would sunset the ability of any employee of a governmental agency from retiring into the State Medical System, unless their agency was already in PEB. So, if you are not in PEB, can't retire in PEB for post medical subsidies, as of July 1. The City has no post retirement medical subsidies, as a negotiated program; just some minor agreements for specific individuals. We have several employees that are taking a hard look at whether or not to retire now, so they won't lose that benefit. Not sure where the bill is going and it could easily die as of Friday at midnight.

AB14 – graffiti bill – our issues were incorporated into this bill and this has passed the senate and will now go to the Governor for signature.

6.2

Contract with Stradling Yocca Carlson & Rauth for the Provision of Legal Services as Disclosure Counsel for the Issuing of Bonds

Time: 3:56:30 p.m.

An agenda item from City Manager Shaun Carey requesting the City Council approve a contract with Stradling Yocca Carlson & Rauth for the provision of legal services as disclosure counsel for the issuing of bonds related to the redevelopment project at Sparks Marina in a not-to-exceed amount of \$200,000.00. In the process of issuing bonds, the City is required to disclose certain facts to individuals and companies interested in investing in the financial instruments. Due to the complexity of the development agreements and the fact that the use of Sales Tax Anticipated Revenue (STAR) Bonds is relatively new in Nevada, the City must be cautious in the specific verbiage attached to the bond issue(s). The proposed consultant has the professional background required to meet the City's needs in this area.

Finance Director Tom Minton stated this item was a contract for disclosure counsel for STAR Bonds. Mayor Martini asked for an explanation of what disclosure counsel would do. Mr. Minton said they review all legal documents, etc. regarding a bond sale to ensure that the City is in compliance with the securities law and make sure we will not be liable.

Council Member Mayer asked if the cost comes out of the star bond proceeds. Council Member Schmitt asked if the bond counsel needed to be on board as soon as possible. Mr. Minton responded yes to both questions.

A motion was made by Council Member Schmitt, seconded by Council Member Mayer, to approve the professional services agreement for the provision of legal services as disclosure counsel with Stradling Yocca Carlson & Rauth for a "not-to-exceed" amount of \$200,000. Council Members Mayer, Smith, Schmitt, YES. Council Members Salerno, Carrigan, ABSENT. Motion carried.

Minutes of the Regular Meeting of the Sparks City Council for May 14, 2007

6.3

Contract for Conceptual Master Facility Planning for the Expanded and Future Truckee Meadows Service Area

Time: 3:58:59 p.m.

An agenda item from Public Works Director Wayne Seidel requesting the City Council approve a professional services contract for conceptual Master Facility Planning for the Expanded and Future Truckee Meadows Service Area within the City of Sparks to Stantec in the amount of \$849,233.00.

Utility Manager Joan Meacham noted that this item was continued from the meeting of April 9<sup>th</sup>. She said the request is for a total of \$849,233.00, of which the Board of County Commissioners has already approved our request for reimbursement of \$464,784.00, leaving Sparks' share as \$384,449.00. Ms. Meacham noted this plan would be for water, wastewater, flood control, reclaimed water and transportation within the Truckee Meadows service territories. She displayed a map of the pertinent areas and noted that the reason this item was continued was because of concern about what is happening in the legislature regarding non-contiguous annexations. However, she noted, that if the proposed bill dies, we would have the same ability we have had in the past to annex non-contiguously and in any case, we cannot annex unless we have a facilities plan.

Council Member Schmitt asked if this was continued because we wanted to make sure Washoe County was going to reimburse us. Ms. Meacham responded that it may have been part of the reason; however she understood it was because of what may happen in the legislature. Council Member Smith asked if we still needed to wait for the Legislature. Ms. Meacham stated that no, we shouldn't wait for them because the bill in question said the bill would simply clarify the City's ability annex non-contiguously and if it dies, we would still have that ability.

A motion was made by Council Member Smith, seconded by Council Member Mayer, to approve a professional services contract for conceptual Master Facility Planning for the Expanded and Future Truckee Meadows Service Area for Sparks to Stantec in the amount of \$849,233.00; directing them to proceed with the data gathering for the whole area and facilities planning for priority area 1 while holding for additional direction on the other priority areas. Council Members Mayer, Smith, Schmitt, YES. Council Members Salerno, Carrigan, ABSENT. Motion carried.

6.4

Approval of HUD Grant for Deer Park Facility Renovation

Time: 4:02:17 p.m.

An agenda item from Grants Administrator Tracy Wheeler requesting that the City Council accept a U.S. Department of Housing and Urban Development (HUD) Special Project Grant No. B-06-SP-NV-0701 for Deer Park Facility Renovation in the amount of \$198,000.

Ms. Wheeler noted that this special projects grant from HUD courtesy of Senator Reed and it was her understanding that the intent of this funding was to assist the City rehabilitate the inside of the bath house at Deer Park, including adding showers and lockers.

Council Member Mayer asked if it was just for the inside of the bath house not the pump house and other equipment. Ms. Wheeler stated that it was her understanding from the Parks and Recreation Department that the intention was to do the interior of the bath house. She noted that this past winter during the rehabilitation of the pool they were able to make substantial improvements to the exterior of the bath house and now they would be renovating the inside. She noted that the tentative plans include installing lockers, showers, and adding classroom facilities, which will involve changes in plumbing, electrical, etc

A motion was made by Council Member Mayer, seconded by Council Member Smith, to accept HUD Special Project Grant No. B-06-SP-NV-0701 for Deer Park Facility Renovation, as outlined. Council Members Mayer, Smith, Schmitt, YES. Council Members Salerno, Carrigan, ABSENT. Motion carried.

6.5

Approval of the Five  
Year CIP

Time: 4:06:56 p.m.

An agenda item from Public Works Director Wayne Seidel requesting the City Council approve the City of Sparks Five-Year Capital Improvement Plan (CIP) for Fiscal Years 2007-2008 through 2011-2012, beginning July 1, 2007.

Mr. Seidel noted that the City Manager presented an executive summary of the CIP at the workshop on April 30<sup>th</sup> and he reviewed the changes since that review as follows:

Under the 1401 Fund there is a 2% increase in revenue because they had temporary costs for two additional years that will not be in this fund. Also in the 1401 Fund we had CMAC projects listed under the Vista Corridors and these have been changed to generic category of Corridors and Intersections. He noted we are currently working on an interlocal agreement with RTC for the sidewalk from Lincoln to Prater on McCarran and we would like to do a match in funds to get the design and the right-of-way set up over the next three years.

In the 1402 Fund we may have more projects allocated than available funding and the funding has to be there before we can physically do the project.

## Minutes of the Regular Meeting of the Sparks City Council for May 14, 2007

For the 1405, Ad Valorem, on the revenue side there is \$150,000 less in revenue than what we had anticipated on April 30<sup>th</sup>, so we had to move two projects out to FY 08/09. One was the renovations at Fire Station No. 2 for \$85,000 and the other was an outbuilding expansion at the Police Department for \$65,000.

Mr. Seidel noted that a project was added in the sewer fund. There was an agreement with Washoe County that had an \$85,000 balance, so we added some rehabilitation on the northeast interceptor.

He said that the CIP Redevelopment Areas 1 and 2 were not presented at the workshop and he would review those projects at the Redevelopment Meeting which followed this Council Meeting. He stated the FIP projects have also been added as an appendix in this CIP.

A motion was made by Council Member Mayer, seconded by Council Member Smith, to approve the City of Sparks Capital Improvement Program (CIP) for Fiscal Years 2007-2008 through 2011-2012. Council Members Mayer, Smith, Schmitt, YES. Council Members Salerno, Carrigan, ABSENT. Motion carried.

### 6.6

#### Approval of the City Manager's Budget Recommendations

Time: 4:14:17 p.m.

An agenda item from City Manager Shaun Carey requesting the City Council approve the City Manager's recommendations for the 2007-2008 final budget.

Finance Director Tom Minton stated these are the same recommendations that were presented at the workshop on April 30<sup>th</sup> and staff is asking for approval to go ahead with the implementation of these recommendations into the final budget document.

He reviewed some of the high points of the recommendations, stating that the new needs that were approved were in the Public Safety category: four-person staffing for the Fire Department and five additional sworn officers and 1 civilian position at the Police Department. He noted that also included as a new need was the costs for cancer screening for all employees. Council Member Mayer urged all employees to get their cancer screening done as soon as possible [it was what saved his life].

Council Member Schmitt said that there were a couple of items that were not in the budget that had been discussed during the workshop and he did not know why those issues had not been included and he asked what would happen if the Manager's recommendations were rejected today. Mr. Minton said he would then wait for further direction. Council Member Schmitt

Minutes of the Regular Meeting of the Sparks City Council for May 14, 2007

commented that he did not know why the Council had to vote twice on the final budget: once before the public hearing and once after the public hearing (which would be held tomorrow night). Council Member Mayer explained that this item was just the City Managers budget recommendations that, when approved, would be incorporated into the final budget document, which the Council would then approve at a subsequent meeting. Assistant City Manager Steve Driscoll clarified the procedure for getting budget approved.

Council Member Mayer said that if Council Member Schmitt had requested items that were not in the budget, he should present them again at this meeting and they could be discussed. Council Member Schmitt said he had asked for the detailed reorganization of the departments to be brought forward before the budget was presented, and this has not been done yet; therefore he could not support this budget until that reorganization is brought forward.

Council Member Mayer asked Mr. Minton if this reorganization (which was the City Attorney's Office being reorganized under the City Manager's Office) was coming forward before approval of the final budget. Mr. Minton responded that he had not received any instructions regarding any reorganization. Council Member Mayer said he also wanted a report on how we could separate the City Attorney's salary from that of the Judges in the ordinance.

Council Member Schmitt said he felt the budget was incomplete and unless it is mandated that they had to vote, he did not want to support recommendations. He said that 99% of the budget has been agreed upon, but he felt this issue had to be resolved before he could support approval of the final budget. Assistant City Manager Driscoll suggested that he could provide direction to staff to finalize all things that have been presented to the Council in the City Manager's recommendations and that are acceptable to the Council today, without final approval and that to the extent that there are outstanding questions that Council Member Schmitt would like clarification on, staff could provide that information no later than Monday, so they can finalize and vote on the budget at the Meeting scheduled for May 21, 2007.

A motion was made by Council Member Schmitt, seconded by Council Member Smith, to approve all items in the City Manager's final budget recommendations, except the Legal Department Budget. Council Members Mayer, Smith, Schmitt, YES. Council Members Salerno, Carrigan, ABSENT. Motion carried.

7. Public Hearings and Action Items Unrelated to Planning and Zoning:

7.1

Abandonment of a Portion of 21<sup>st</sup> Street and a Strip of the A-B Alley Between 20<sup>th</sup> and 21<sup>st</sup> Streets

Time: 4:30:01 p.m.

An agenda item from Real Property Agent Dave Vill recommending that the City Council conduct a public hearing and approve the abandonment of a 130 foot by 60 foot portion of 21<sup>st</sup> Street south of Victorian Avenue (formerly "B" Street) and a 210 foot by 20 foot portion of the A-B alley between 20<sup>th</sup> and 21<sup>st</sup> Streets, containing an area of 11,633 square feet of land, more or less.

Mr. Vill displayed a map showing the location of the property and stated in February 2006, the council approved the abandonment of the southerly portion from A Street to the Alley; since that time Plantations Investments Inc., doing business as Rail City, has acquired the property on the corner, which is why they could not abandon the whole street initially. Now, however, Rail City owns the property on both sides of the areas requested for abandonment and this will give them the entire street and alleyway for future development.

Council Member Mayer commented the applicant tore down the old 7 Dwarfs Motel, put down some gravel and surrounded the property with temporary red net fencing. He asked if it was possible to make them clean up the lot and make it more attractive. Mr. Vill stated the applicant's intention was to record a reversion to acreage map (if the abandonments are approved) to remove the lot lines which will allow them to install permanent pavement for a parking area.

Council Member Mayer asked if the signal at Victorian and 21<sup>st</sup> would still be needed if there is no street and whether the traffic signal could be relocated to a more needed location. Staff was instructed to research this request.

Mayor Martini said he was sure that Rail City had every intention of cleaning up the property because they have done such a great job of renovating the outside of the building and refurbishing the inside.

Mayor Martini opened the public hearing by asking if there was any one present who wished to speak on this matter. There being no comment, the public hearing was closed.

A motion was made by Council Member Mayer, seconded by Council Member Smith, to approve the abandonment of 21<sup>st</sup> Street and the A-B alley between 20<sup>th</sup> and 21<sup>st</sup> Streets as presented by staff. Council Members Mayer, Smith, Schmitt, YES. Council Members Salerno, Carrigan, ABSENT. Motion carried.

Minutes of the Regular Meeting of the Sparks City Council for May 14, 2007

7.2

Approval of the FY 2007-2008 CDBG and HOME Consortium Action Plan

Time: 4:36:00 p.m.

An agenda item from Grants Administrator Tracy Wheeler recommending that the City Council conduct a public hearing and approve the Fiscal Year (FY) 2007-2008 Community Development Block Grant (CDBG) and HOME Consortium Action Plan.

Ms. Wheeler noted that this is the action plan which we submit to HUD for annual entitlement of Community Development Block Grant dollars and we are looking to invest into the community the following projects or activities:

- \$250,000 in our single-family, owner-occupied housing rehabilitation loan and emergency grant program
- \$188,000 toward phase 2B of the Community Assistance Center in downtown Reno (the Women and Family shelter)
- \$95,190 in human services via the Human Services Consortium.

Mayor Martini opened the public hearing by asking if there was any one present who wished to speak on this matter. There being no comment, the public hearing was closed.

A motion was made by Council Member Mayer, seconded by Council Member Smith, to approve FY 2007-2008 CDBG and HOME Consortium Action Plan. Council Members Mayer, Smith, Schmitt, YES. Council Members Salerno, Carrigan, ABSENT. Motion carried.

8. Planning and Zoning Public Hearings and Action Items:

9.

Comments from the Council and City Manager

Time: 4:40:22 p.m.

Council Member Ron Smith asked for the Olympic Gaming to be presented to the Council. It was noted that the item was already scheduled for the June 4<sup>th</sup> meeting.

Council Member Smith also asked for an update on the construction for Sparks Blvd. Public Works Director Wayne Seidel stated that this week and last week Peavine Construction has been doing some drilling to put in water and that the lane crossovers are expected to begin May 21<sup>st</sup>. He said the two commute lanes will be switched morning and evening rush times. Council Member Smith asked that staff provide an update on the project at each meeting and that they keep the notices updated and rush Peavine along to get the project done by fall.

There was a discussion regarding the sidewalk vendors selling everything from flowers to fountains. It was determined that the



Minutes of the Regular Meeting of the Sparks City Council for May 14, 2007

vendors are supposed to have special use permits and be duly licensed by the City. Code enforcement does check on them and if they don't have a license, they are shut down. Council asked for extra enforcement when these type of vendors increase during holidays such as Mother's Day and Valentines Day.

Council Member Mayer again apologized for leaving Lea Moser off the list. He also noted that Sparks won the State competition and both Students were from Sparks High School. He said we should really beat our drum on this, because our students were competing with 4500 schools in Nevada.

10.  
Adjournment

Time: 4:49:15 p.m.  
There being no further business, the meeting was adjourned at 4:49 p.m.

---

Mayor

---

City Clerk

>>>