

**MINUTES OF THE
FERNLEY CITY COUNCIL MEETING**

FEBRUARY 6, 2019

Mayor Edgington called the meeting to order at 5:02 pm at Fernley City Hall, 595 Silver Lace Blvd, Fernley, NV.

1. INTRODUCTORY ITEMS

1.1. Roll Call

Present: Mayor Roy Edgington, Councilman Ray Lacy, Councilman Dan McCassie, Councilman Stan Lau, Councilwoman Sue Seidl, Councilwoman Fran McKay, City Manager Daphne Hooper, Assistant to the City Manager Colleen Unterbrink, City Attorney Brandi Jensen, Planning Director Tim Thompson, Deputy Director Barry Williams, City Engineer Derek Starkey, Deputy City Clerk Brenda Gosser.

1.2. Public Comment

Alan Rosean submitted a proposal for The Thunder Birds to do a fly over the Veterans Cemetery on September 14, 2019. To do a missing man formation fly over to honor the Veterans.

Humayoon Lodhi owner of the 76 Gas Station asked for an update on enforcement of codes.

Tammy Dittman shared that the Kiwanis International Charter Ceremony will be on February 13, 2019 at Washington Federal Bank at 7pm. She reported that the Fernley STEM Festival is looking for judges, the festival is on February 28, 2019 at Fernley High

School. She also read the real estate report for January 2019, stating numbers were low because of the Government shut down.

Dave Thomas Fernley resident requested a special Fernley City Council meeting to address animal control procedures.

1.3. Approval of the Agenda

Motion: MOVE TO APPROVE THE AGENDA AS SUBMITTED, **Action:** Approve, **Moved by** Councilman Stan Lau, **Seconded by** Councilwoman Sue Seidl. **Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 5). **Yes:** Councilman Ray Lacy, Councilman Stan Lau, Councilman Dan McCassie, Councilwoman Fran McKay, Councilwoman Sue Seidl.

2. CONSENT AGENDA:

2.1. (Possible Action) Approval of Voucher Report.

2.2. (Possible Action) Approval of Minutes from January 2nd and January 16th 2019.

2.3. (Possible Action) Approval of Business Licenses.

2.4. Possible Action to approve Amendment A to the contract for employment services between the City of Fernley and Brandi Jensen.

2.5. Possible Action to approve the City of Fernley annual Road and Street Mileage Report to be submitted to the Nevada Department of Transportation (NDOT).

2.6. Possible approval to amend the current contract for a Water Resource Plan (WRP) awarded to Farr West Engineering to provide for an increase in the amount to be paid for Task 8 of the original contract from \$10,890 to \$20,890 and an overall increase in the contract from \$120,500 to \$130,500.

Motion: MOVE TO APPROVE THE CONSENT AGENDA AS SUBMITTED, **Action:** Approve, **Moved by** Councilman Stan Lau, **Seconded by** Councilwoman Fran McKay. **Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 5). **Yes:** Councilman Ray Lacy, Councilman Dan McCassie, Councilman Stan Lau, Councilwoman Fran McKay, Councilwoman Sue Seidl.

3. PRESENTATIONS

3.1 State of the City

Mayor Roy Edgington presented this item, including Budget, Redevelopment, Master Plan, Grants, etc. (see attached presentation slides)

4. REPORTS This item is for various public entity representatives to provide general information to the Council and public. No action will be taken.

4.1. Reports by City Staff, City Council and the Mayor, including but not limited to monthly statistical reports by city departments.

Mayor Roy Edgington stated that the total service calls for North Lyon County Fire District have gone up since last year and the department is trying to keep up with it.

City Manager Daphne Hooper updated on the 2019 Winter Edition of the City Newsletter, she also reported that the Citizens Academy starts on February 21, 2019 at 6:00pm at Fernley City Hall and that Coffee with the Mayor is on February 23, 2019 at 9:00am at Fernley City Hall.

City Attorney Brandi Jensen reported on the number of cases the department handled, she spoke about the Domestic Violence Task Force, and passed along a comment from the Nevada Highway Patrol that last year had the highest number of fatalities and there would be a zero tolerance policy.

Councilman Ray Lacy reported that there would be a neighborhood watch meeting on February 7, 2019 at Fernley City Hall at 9:00 am.

Councilwoman Sue Seidl reminded people about the cold weather and to be prepared.

Councilwoman Fran McKay attended her first Nevada League of Cities and reported that legislature that began 2 days ago.

Mayor Roy Edgington cautioned against being too laxed regarding the State of the City. He briefly touched on the City's redevelopment project and stated that legislature session has started and proposed what this could mean to the City.

4.2. 2019 State of Nevada Legislative Update

This item was heard after item 5

Lead Lobbyist Nick Vader Poel with Capital Partners, gave a legislative update on the 2019 State of Nevada Legislature, bill draft report (see attached) and answered questions.

5. RESOLUTIONS

5.1. Discussion and possible action to adopt Resolution 19-002 supporting the submittal and approval of an application to the United States Bureau of Reclamation requesting authorization to construct a new takeout structure on the Truckee Canal; approving and authorizing the Mayor to execute a contract with the Bureau for reimbursement of costs associated with review of said application; and authorizing the City Manager to transmit to the Bureau the deposits required by said contract.

This item was heard before item 4.2

City manager Daphne Hooper presented this item, she stated that the Bureau of Reclamation would review the application and there would be an administrative process fee of \$30,000.

Motion: MOVE TO ADOPT RESOLUTION 19-002, TO AUTHORIZE THE MAYOR TO EXECUTE THE REIMBURSEMENT AGREEMENT WITH THE BUREAU OF RECLAMATION, AND AUTHORIZE THE CITY MANAGER TO TRANSMIT TO THE BUREAU ANY DEPOSITS REQUIRED BY THE AGREEMENT, **ACTION:** APPROVE, **Moved by** Councilman Stan Lau, **Seconded by** Councilman Ray Lacy. **Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 5). **Yes:** Councilman Dan McCassie, Councilman Ray Lacy, Councilman Stan Lau, Councilwoman Fran McKay, Councilwoman Sue Seidl.

6. PUBLIC HEARINGS

- a. Discussion with City Council & Staff
- b. Public Input
- c. Additional Discussion with City Council & Staff
- d. Council Action or Direction to Staff

6.1. Public Hearing: Business Impact Statement for the Establishment of Redevelopment Project Area No. 1

Assistant to City Manager Colleen Unterbrink presented this item, she stated that the City sent a Small Business Impact Questionnaire to Fernley businesses. She received 1 written response and 2 phone calls regarding the questionnaire. Respondents indicated that redevelopment would not impose a significant impact on their business.

Public Input

Cody Wagner, resident and chair for the Community Foundation shared citizens' concern with eminent domain and school district funding. He also stated he is a residential property owner in support for the redevelopment.

Mayor Roy Edgington read the attached Lyon County School District Board Resolution.

Councilwoman Sue Seidl commented that she has concerns about the redevelopment.

Motion: MOVE TO ACCEPT THE BUSINESS IMPACT STATEMENT, WHICH CONCLUDES ESTABLISHMENT OF A REDEVELOPMENT DISTRICT, WITHIN THE CITY OF FERNLEY DOES NOT IMPOSE A DIRECT AND SIGNIFICANT ECONOMIC BURDEN UPON A BUSINESS, NOR DOES IT DIRECTLY RESTRICT THE FORMATION, OPERATION OR EXPANSION OF A BUSINESS, **ACTION:** APPROVE, **MOVED BY** Councilman Stan Lau, **Seconded by** Councilwoman Fran McKay. **Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 5). **Yes:** Councilman Ray Lacy, Councilman Dan McCassie, Councilman Stan Lau, Councilwoman Fran McKay, Councilwoman Sue Seidl.

7. STAFF REPORTS

7.1. First Reading, Introduction Bill #273 - Establishment of Redevelopment Project Area No. 1

Assistant to the City Manager Colleen Unterbrink presented this item (see attached presentation slides) and answered questions.

Councilman Ray Lacy asked about the 30 year redevelopment time frame and how this would help commercial property owners.

Dr. Fred Steinmman, Assistant Research Professor at the University Center for Economic Development stated that NRS Chapter 279 requires a minimum initial time frame for redevelopment to be 30 years and City Council can amend the redevelopment plan for 2 additional 10-year periods, which could extend the life of the redevelopment to 50 years. He stated that developers or property owners would have to request help from the redevelopment agency in order for them to receive it.

Mayor Roy Edgington stated that there has been constant pressure on City Council to do something about downtown and this is a tool to help get something done about it.

Motion: MOVE TO INTRODUCE BILL #273, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FERNLEY, NEVADA, RELATING TO COMMUNITY REDEVELOPMENT; ADOPTING A REDEVELOPMENT PLAN AND ESTABLISHING FERNLEY REDEVELOPMENT PROJECT AREA NO. 1 AND SET THE PUBLIC HEARING FOR THE POSSIBLE ADOPTION OF BILL #273 AT THE REGULARLY SCHEDULED CITY COUNCIL MEETING ON FEBRUARY 20, 2019. **Action:** Approve, **Moved by** Councilman Stan Lau, **Seconded by** Councilman Ray Lacy **Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 5). **Yes:** Councilman Ray Lacy, Councilman Stan Lau, Councilwoman Fran McKay, Councilman Dan McCassie, Councilwoman Sue Seidl.

8. ADDRESS REQUEST(S) FOR FUTURE AGENDA ITEMS.

Councilwoman Sue Seidl asked staff to revise the list of approved future agenda items.

Mayor Roy Edgington would like to use the excise tax from marijuana to help Lyon County Human Services.

9. PUBLIC COMMENT

Tammy Dittman stated that Council Members that would like to judge the Fernley STEM Festival be at Fernley High School at 6:00 pm on February 27, 2019, she also asked for clarification on the money coming from the redevelopment district, the tax money is it only coming from those in the redevelopment districts or others outside of the redevelopment districts as well.

Cody Wagner stated that last week Lt. Governor Kate Marshall visited and she mention bringing a bill forward for the consolidated tax which could help the City of Fernley. She also talked about creating a formula for marijuana tax at the state level which would help Fernley get its fair share.

Dr. Fred Steinmann commented that the University of Nevada Reno is hosting the 2019 Women Entrepreneur Symposium on March 12, 2019.

ADJOURNMENT

There being no further business to come before it, the Fernley City Council meeting adjourned at 6:55 pm.

Approved by the Fernley City Council on February 20, 2019 by a vote of:

AYES: 5 NAYS: 0 ABSTENTIONS: 0 ABSENT: 0



ATTEST: City Clerk Kim Swanson



Mayor Roy Edgington