

**MINUTES OF THE
FERNLEY CITY COUNCIL MEETING**

MAY 15, 2019

Mayor Edgington called the meeting to order at 5:00 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, Public Works Director Dave Whalen, City Clerk Kim Swanson, City Treasurer Denise Lewis, Building Official Shawn Keating.

1.2. Public Comment

Laura Rodriguez read letter into record she submitted to Nevada Department of Transportation suggesting the installation of a Motorail system along Interstate 80.

Pat Spraklin, Fernley resident, stated she is circulating a petition to present to NDOT to correct the traffic situation on Highway 50 from the round-a-bout to the golf course. She is hoping to collect 1,000 signatures.

1.3. Approval of the Agenda

Motion: MOVE TO APPROVE THE AGENDA, MOVING ITEM 3 TO BE HEARD BEFORE ITEM 2, **Action:** Approve, **Moved by** Councilwoman Sue Seidl. **Seconded by** Councilman Stan Lau, **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.

2. CONSENT AGENDA:

2.1. (Possible Action) Approval of Voucher Report.

2.2. (Possible Action) Approval of Minutes from April 4, 2019

2.3. (Possible Action) Approval of Business Licenses

2.4. Possible Action to authorize the acquisition of an easement, through direct purchase or NRS Chapter 37, for the Depot Community Center, Phase 1 Sewer Lateral Project, located within the right-of-way for US Highway 50A between Silver Lace Blvd and 6th Street.

2.5. Possible Action to Award a Contract for Engineering Services for Phase 2 of the Fernley Depot Community Center Project to Resource Concepts, Inc. (RCI), in an amount not to exceed \$50,000.

This item was heard after item 3.

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 Dan McCassie, Councilman Ray Lacy, Councilman Stan Lau, Councilwoman Fran McKay, Councilwoman Sue Seidl.

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

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

This item was heard after Item 1.3

Interim Fire Chief Carr thanked Mayor Edgington for the recognition he gave to the Department at the last City Council Meeting. He stated awards mean a lot to the department. He reviewed the stats for the month of April. Chief Carr thanked the City for supporting him during his time being the interim chief.

City Manager Hooper introduced the new Building Official Shawn Keating. She reported the FCTA Meeting is scheduled for Tuesday, June 11th at 5pm. Applications are being accepted and are due by the end of May. City Hall will be closed on Monday, May 27th in observance of Memorial Day. The next Budget Hearing is scheduled for Wednesday, May 22nd, at 5pm and Neighborhood Watch will meet on May 23rd. She reported Community Assessment Meetings are taking place with Dr. Fred Steinman at various times over the next couple of weeks and Coffee with the Mayor is scheduled for Wednesday, May 27th at 6pm.

Shawn Keating, Building Official introduced himself.

Councilwoman Seidl thanked Laura Rodriguez who spoke about the Motorail system and Pat Spracklin who is circulating the petition. She stated she supported both efforts.

Councilman Lacy also thanked and supported Pat Spracklin and Laura Rodriguez for their efforts.

Mayor Edgington reported there will be a Chat with the Mayor on May 27th at 6pm.

3.2. 2019 State of Nevada Legislative Update

City Manager Hooper reported 19 days remain in the session. She gave the Legislative update. She stated the lobbyist will be at the next City Council meeting to give a full report.

4. PRESENTATIONS

4.1. COMMUNITY RECOGNITION AWARDS

There were none.

4.2. Presentation and discussion regarding the City's quarterly financials.

City Treasurer Lewis presented the quarterly financials for the City of Fernley. Deputy City Treasurer Thomas Lukas provided an update for project management.

5. STAFF REPORTS

5.1. Update, discussion, and possible action regarding future agenda items requested by City Council.

City Manager Hooper explained the process for getting an item on the agenda. She explained Council asked for a list of items that have not been resolved. She noted there are 4 items on the list that are directly tied to the Development Code update that staff is currently working on. Councilwoman Seidl felt there were some items missing from the list. City Manager Hooper stated she would send the entire list of approximately 500 items, which have mostly have been resolved.

5.2. Discussion and Possible Action to introduce Bill 276 an ordinance allowing the City Manager to condition first amendment presentations with reasonable time place and manner restrictions.

City Attorney Jensen explained this item is brought forward at the request of the Mayor. She stated her office drafted an ordinance that would comply with 1st Amendment Rights. She explained this proposed is in compliance with Constitutional Rights.

Motion: MOVE TO INTRODUCE BILL 276 AN ORDINANCE ALLOWING THE CITY MANAGER TO CONDITION FIRST AMENDMENT PRESENTATIONS WITH REASONABLE TIME PLACE AND MANNER RESTRICTIONS. **Moved by** Councilman Stan Lau.

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: Discussion and possible action to adopt Resolution #19-006 authorizing temporary inter-fund loans from the General Fund to the Grants Fund for Fiscal Year 2019-20.

City Treasurer Lewis explained the approval of this Resolution is an annual requirement by the Department of Taxation. She stated this is call a short-term loan from the General Fund to the Grants Fund.

Mayor Edgington opened Public Input. There was none.

Motion: MOVE TO ADOPT RESOLUTION #19-006 AUTHORIZING TEMPORARY INTER-FUND LOANS FROM THE GENERAL FUND TO THE GRANTS FUND FOR FISCAL YEAR 2019-20. **Action:** Approve, **Moved by** Councilwoman Fran McKay, **Seconded by** Councilman Stan Lau, **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.

7. ITEMS REQUESTED BY MAYOR OR CITY COUNCIL MEMBERS:

These items will be discussed by Mayor and City Council to possibly be placed on a future agenda.

7.1. Discussion and possible action to request a future agenda item regarding off road vehicles on city streets. (Mayor Edgington's request).

Motion: MOVE TO HEAR A FUTURE AGENDA ITEM REGARDING SETTING GUIDELINES FOR OFF ROAD VEHICLES ON CITY STREETS. **Action:** Approve, **Moved by** Councilwoman Sue Seidl, **Seconded by** Councilman Ray Lacy.

City Attorney Jensen asked for clarification regarding the motion. It was determined that a work session would be held before the ordinance will move forward.

1ST Amendment: MOVE TO HEAR A FUTURE AGENDA ITEM REGARDING SETTING GUIDELINES FOR OFF ROAD VEHICLES ON CITY STREETS INCLUDING A WORK SESSION TO BE HELD AT A REGULAR CITY COUNCIL MEETING. **Action:** Approve, **Moved by** Councilwoman Sue Seidl, **Seconded by** Councilman Ray Lacy.

City Attorney Jensen stated this is a complicated issue.

2ST Amendment: MOVE TO HEAR A FUTURE AGENDA ITEM REGARDING SETTING GUIDELINES FOR OFF ROAD VEHICLES ON CITY STREETS; INCLUDING A WORK SESSION TO BE HELD AT A REGULAR CITY COUNCIL MEETING AND THE CITY MANAGER CAN BRING THIS ITEM BACK AT THE APPROPRIATE TIME IN THE PROCESS. **Action:** Approve, **Moved by** Councilwoman Sue Seidl, **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.

7.2. Discussion and possible action regarding a future agenda item to establish Policies and Procedures for food trucks in Fernley (Councilman McCassie's request).

Motion: MOVE TO ESTABLISH POLICIES AND PROCEDURES FOR FOOD TRUCKS INCLUDING A WORK SESSION WITH BRICK AND MORTAR BUSINESS. **Action:** Approve, **Moved by** Councilman Dan McCassie, **Seconded by** Councilwoman Sue Seidl, **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.

7.3. Discussion and possible action regarding a future agenda item to update City Council on Highway 50 (Councilwoman McKay's request).

Motion: MOVE TO GET AN UPDATE FROM NDOT REGARDING TRAFFIC CONDITIONS ON HIGHWAY 50. **Action:** Approve, **Moved by** Councilwoman Fran McKay, **Seconded by** Councilman Stan Lau. **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.

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

Councilwoman Seidl requested a future agenda item to approve a resolution in support of the people's petition to lower the speed limit on Highway 50.

Councilwoman Seidl's requested a future agenda item to approve a resolution in support of the citizens working on the Monorail System.

Councilwoman Seidl requested a detailed presentation regarding where the City stands in relation to the rate study that was voted on by City Council. She would like this presentation before the next scheduled rate increase. City Manager Hooper stated an agenda item is coming forth on June 19th. She asked Councilwoman Seidl if her request could be included in the report on the 19th. Councilwoman Seidl agree.

9. PUBLIC COMMENT

There was none.

ADJOURNMENT

There being no further business to come before it, the Fernley City Council meeting adjourned at 7:32 pm.

Approved by the Fernley City Council on June 19, 2019 by a vote of:

AYES: 4 NAYS: 0 ABSTENTIONS: 0 ABSENT: 1



ATTEST: City Clerk Kim Swanson



Mayor Roy Edgington