



AGENDA

Regular Meeting

Reno City Council

Wednesday, September 24, 2014 • 12:00 PM

Reno City Council Chamber, One East First Street, Reno, NV 89501

Robert A. Cashell, Sr., Mayor

Council Members:

Ward 1 – Jenny Brekhus

Ward 4 – Dwight Dortch

Ward 2 – Sharon Zadra

Ward 5 – Neoma Jardon

Ward 3 – Oscar Delgado

At-Large – Hillary Schieve

Posting: This agenda is posted at Reno City Hall – One East First Street, Washoe County Central Library – 301 South Center Street, Evelyn Mount Northeast Community Center – 1301 Valley Road, McKinley Arts and Culture Center – 925 Riverside Drive, Reno Municipal Court – One South Sierra Street, Washoe County Administration Building – 1001 East 9th Street and Reno-Sparks Convention and Visitors Authority – 4001 South Virginia Street, Suite G; and further in compliance with NRS 241.020, this agenda has been posted on the official website for the City of Reno – www.reno.gov and per NRS 232.2175 and 241.020 a link to this agenda has been posted to <https://notice.nv.gov/>.

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Order of Agenda: Section titles on this agenda are for convenience and reference purposes and are not intended to define, govern, limit, modify or in any manner affect the titles of the items listed for consideration by the Reno City Council. A time listed next to a specific agenda item indicates that the specific item will not be heard before that time – it does not indicate the time schedule of any other item. Items on the agenda may be removed, postponed, taken out of order and the public body may combine two or more agenda items for consideration.

Public Comment: Public comment, whether on action items or general public comment, is limited to no more than three (3) minutes. The public may comment by submitting a Request to Speak form to the City Clerk. Public comment shall be presented to the Reno City Council as a body, and not to any member thereof. Speakers shall address questions through the presiding officer.

Rules – Procedures and Disruptive Conduct: The Reno City Council has established rules of procedure in order to ensure orderly conduct during the meeting. The presiding officer will enforce viewpoint neutral procedural rules to ensure the orderly conduct of business of the Reno City Council. The rules are available from the City Clerk, One East First Street, Second Floor, 334-2030.

Accommodations: We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend meetings. If you should require special arrangements for any meeting, please contact our offices at 334-2030, 24 hours prior to the date of the meeting.

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A Introductory Items**A.1 Pledge of Allegiance****A.2 Observance of a Moment of Silence****A.3 Roll Call****A.4 Public Comment (This item is for either public comment on any action item or for any general public comment.)****A.5 City Manager Announcements (Item for general announcements and informational items only. No deliberation or action will be taken on this item.)****A.6 Approval of the Agenda (For Possible Action) - September 24, 2014.****A.7 Approval of Minutes**

A.7.1 Reno City Council - Regular - Aug 27, 2014 12:00 PM (For Possible Action)

A.7.2 Reno City Council - Regular - Sep 10, 2014 12:00 PM (For Possible Action)

B Cash Disbursements**B.1 Staff Report (For Possible Action): Acceptance of Cash Disbursements Reports for August 24, 2014 through September 6, 2014.****C Proclamations****C.1 Proclamation declaring the month of October 2014 as Disability Awareness Month - Julee Conway, Director, Parks, Recreation and Community Services.****C.2 Proclamation declaring the month of October 2014 as Community Planning Month - Fred Turnier, Director of Community Development.****D Presentations****D.1 Proposed changes to the Regional Road Impact Fee Program - Julie Masterpool, Senior Engineer, Regional Transportation Commission.****D.2 Keystone Avenue Corridor Study Update - Amy Cummings, Director of Planning, Regional Transportation Commission.**

E Consent Agenda (All consent items may be approved together with a single motion, be taken out of order, and/or be heard and discussed individually.)

E.1 Approval of Privileged Business Licenses

E.1.a New - Alcohol

1. Asiana Cuisine, Phanicha James, 1565 South Virginia Street - Dining Room Wine and Beer (For Possible Action) [**Ward 1**]
2. Gaman, Larry Dunning, 134 West Street - Dining Room Wine and Beer (For Possible Action) [**Ward 5**]
3. Midtown Wine Bar, LLC, Alexis D. Revelle, 1527 South Virginia Street - Bar and Packaged Beer and Wine (For Possible Action) [**Ward 1**]
4. M3, Gary Alan Stolo, 6950 South McCarran Boulevard, Dining Room Alcohol (For Possible Action) [**Ward 2**]
5. Artisanal Mezcal, Eduardo Reyes-Guerrero, 4690 Longley Lane, Suite C-130 - Wholesale Liquor (For Possible Action) [**Ward 3**]

E.1.b New - Cabaret

1. Five Star Premier Residence of Reno, James A. Cox, 3201 Plumas Street - Cabaret (For Possible Action) [**Ward 2**]

E.1.c New - Privileged

1. Moore's MidTown Treasures, Brian E. Moore, 1344 South Wells Avenue - Secondhand Merchandise (For Possible Action) [**Ward 3**]

E.1.d Change of Ownership - Alcohol

1. Courtyard Reno, Elizabeth A. Procaccianti, 6855 South Virginia Street - Bar (For Possible Action) [**Ward 2**]

E.2 Staff Report (For Possible Action): Approval to purchase new factory ammunition utilizing the Joinder Provision in Washoe County Bid #2870-14 as allowed under NRS 332.195 in an amount not to exceed \$150,000 (General Fund).

E.3 Staff Report (For Possible Action): Ratification and Acceptance of a Grant Award from the U.S. Department of Justice for the FY 2014 Formula Justice Assistance Grant in the amount of \$116,792; and approval of the Cooperative Agreement for the use of the 2014 Justice Assistance Grant funds.

E.4 Staff Report (For Possible Action): Approval of Agreement with High Sierra Industries, Inc. to provide a pilot project with the disabled community for downtown maintenance for the period of September 2014 through June 30, 2015 in an amount not to exceed \$75,000 (General Fund).

- E.5 Staff Report (For Possible Action): Approval of Assignment and Assumption of Lease between Berry-Hinckley Industries and Flyers Energy LLC for the use of certain premises located at 1250 West Fourth Street commonly known as Assessor Parcel #010-610-07.
- E.6 Staff Report (For Possible Action): Approval of First Amendment to the Use and Maintenance Agreement with the Steamboat Canal and Irrigation Company.
- E.7 Staff Report (For Possible Action): Approval of First Amendment to the Use and Maintenance Agreement with the Last Chance Irrigation Company.
- E.8 Staff Report (For Possible Action): Award of Contract to Spanish Springs Construction for the base bid and five alternates to reconstruct the asphalt pathways at Mira Loma Park in an amount not to exceed \$327,295 (Park Capital Maintenance Funds).
- E.9 Staff Report (For Possible Action): Approval of Bid Award and Contract for RFP 030106 to The Novak Consulting Group for core services review of Public Works and Parks, Recreation and Community Services in the amount of \$84,500 (General Fund).

F Public Hearings - 12:15 PM

- F.1 Staff Report (For Possible Action): Public Hearing on the Consolidated Annual Performance and Evaluation Report (CAPER) for Program Year 2013 for the City of Reno and Washoe County HOME Consortium.
- F.2 Staff Report (For Possible Action): **Case No. LDC15-00003 (Boomtown Casino Travel Plaza - Amend Condition)** Request to amend Condition of Approval No. 2 for LDC13-00049 (Boomtown Casino Travel Plaza Re-Establishment) to extend the time in which the applicant must apply for a building permit to construct the project from 18 months (December 19, 2014) by an additional five years to December 19, 2019. The ±14.02 acre site comprises the east portion of a ±22.76 acre parcel located on the west side of the existing Cabela's store between Boomtown Garson Road to the north and I-80 to the south in HC/MG (Hotel Casino/Mortensen Garson) zone. The site has a Master Plan land use designation of Special Planning Area/Western Gateway Regional Center Plan. **[Ward 2]**
- F.3 Staff Report (For Possible Action): **Case No. ABN14-00006 (Wright Street Abandonment)** Request for an abandonment of a ±50 foot wide by ±310 foot long portion of Wright Street (±15,500 square feet) being all that portion of right-of-way from Monroe Street to Walker Avenue. The site is located within the Plumas Neighborhood Plan Area. **[Ward 1]**

This item was continued from the September 10, 2014 Reno City Council meeting.

- F.4 Staff Report (For Possible Action): Approval of Collective Bargaining Agreement between the City of Reno and Reno Administrative/Professional Group - Professional Unit, for the period July 1, 2013 through June 30, 2016.

G Ordinances - Adoption

G.1 Free Speech Areas and Regulations

- G.1.1 Staff Report (For Possible Action): Update, discussion and adoption of ordinances adding new sections and to amend Title 5 and Title 8 of the Reno Municipal Code to create free speech areas for First Amendment protected activities located inside or immediately adjacent to special event venues; to amend regulations for display stands and expressive merchandise sales on sidewalks; and to create reasonable time, place and manner restrictions for persons using a display stand or displaying expressive merchandise in parks, and other matters properly related thereto. **[All Wards]**
- G.1.2 **Ordinance Adoption - Bill No. 6914** (For Possible Action): Ordinance to amend Title 5 of the Reno Municipal Code entitled "Privileged License, Permits and Franchises", by amending Chapter 5.13 entitled "Special Events", by adding a new Section 5.13.045 entitled "Free Speech Areas, Display Stands and Sales of First Amendment Protected Expressive Merchandise" to create areas for First Amendment activities and to regulate expressive merchandise sales located inside or immediately adjacent to special events venues, and providing other matters properly relating thereto. **[All Wards]**
- G.1.3 **Ordinance Adoption - Bill No. 6915** (For Possible Action): Ordinance to amend Title 5 of the Reno Municipal Code entitled "Privileged Licenses, Permits and Franchises", Chapter 5.14 entitled "First Amendment Protected Expressive Merchandise and Displays on Sidewalks", by amending Section 5.14.090 entitled "Regulations for First Amendment Artisans and Sidewalk Speakers" by changing the name of the Section to "Regulations for Display Stands and Sales of Expressive Merchandise" and by modifying the restrictions therein, and providing other matters properly relating thereto. **[All Wards]**

- G.1.4 **Ordinance Adoption - Bill No. 6916** (For Possible Action): Ordinance to amend Title 8 of the Reno Municipal Code entitled "Public Peace, Safety and Morals", by amending Chapter 8.23 thereof entitled "Parks and Recreation" by adding a new Section 8.23.210 entitled "Reasonable Time, Place and Manner Restrictions" for the usage of display stands for First Amendment activities or displaying expressive merchandise in parks, and providing other matters properly relating thereto. **[All Wards]**
- G.2 Staff Report (For Possible Action): **Ordinance Adoption - Bill No. 6917 Case No. LDC14-00046 (Pink Hill Property 1 Zone Change)** Ordinance to amend Title 18, Chapter 18.08 of the Reno Municipal Code, entitled "Zoning," rezoning a ±.33 acre site located on the west side of North Virginia Street, ±50 feet south of 14th Street (1375 & 1385 North Virginia Street) from Multifamily - 30 units per acre/West University Neighborhood Plan Overlay (MF30/WUNP) to Mixed Use/University of Nevada Regional Center (MU/UNRC) on two adjoining parcels; together with other matters properly relating thereto. **[Ward 5]**
- G.3 Staff Report (For Possible Action): **Ordinance Adoption - Bill No. 6918 Case No. LDC14-00043 (Sharlands Avenue Zone Change)** Ordinance to amend Title 18, Chapter 18.08 of the Reno Municipal Code, entitled "Zoning," rezoning a ±12.3 acre site located east of the terminus of Sharlands Avenue (5200 West Interstate 80) from Neighborhood Commercial (NC) to Multifamily Residential - 14 units per acre (MF14); together with other matters properly relating thereto. **[Ward 1]**
- G.4 Staff Report (For Possible Action): **Ordinance Adoption - Bill No. 6919 Case No. LDC14-00045 (Gulling Road Zone Change)** Ordinance to amend Title 18, Chapter 18.08 of the Reno Municipal Code, entitled "Zoning," rezoning a ±1 acre parcel located ±165 feet west of the intersection of Gulling Road and Harding Way (3355 Gulling Road) from Large Lot Residential - 1 acre (LLR1) to Single Family Residential - 6,000 square feet (SF6); together with other matters properly relating thereto. **[Ward 5]**

H Resolutions (Other Resolution items may be found under the following agenda sections: Public Hearings; Ordinances, Adoption; Ordinances, Introduction; City Clerk; Mayor and Council; and/or Standard Department Items.)

- H.1 Staff Report (For Possible Action): **Resolution No. _____** Resolution donating Reno Access Advisory Committee funds to the Northern Nevada Center for Independent Living to defray expenses associated with its co-sponsorship of Reno's October 2014 Disability Awareness Month Program hosted by the Disability Awareness Coalition in the amount of \$1,500 (General Fund).

- H.2 Staff Report (For Possible Action): **Resolution No. _____** Resolution donating Reno Access Advisory Committee funds to the Sierra Challenge Athletic Association to defray expenses associated with its wheelchair rugby and wheelchair basketball programs in the amount of \$5,000 (General Fund).
- H.3 Staff Report (For Possible Action): **Resolution No. _____** Resolution establishing the 2014 and January 2015 Reno City Council Meeting dates, which resolution replaces Resolution No. 7912, for purposes of restating certain provisions thereof and changing the established dates for the second meeting in the month of November 2014 from the third Wednesday of the month to the 4th Monday of the month; and in the month of January the meetings will be on the second and fourth Wednesday of the month; with other matters properly relating thereto.

I Ordinances - Introduction (Other Ordinance, Introduction items may be found under the following agenda sections: Public Hearings, and/or Standard Department Items.)

I.1 Interstate Retail Purchase of Energy

- I.1.1 Staff Report (For Possible Action): Acceptance of Business Impact Statement for the amendment of Reno Municipal Code Title 5, Chapter 5.90, Entitled "Franchises" by adding a new section to Article IV, entitled "Interstate Retail Purchase of Energy" and finding that the adoption of the Ordinances as amended does not impose a direct and significant economic burden upon a business nor directly restrict the formation or expansion of a business.
- I.1.2 Staff Report (For Possible Action): **Ordinance Introduction - Bill No. _____** Ordinance to amend Reno Municipal Code, Chapter 5.90 entitled "Franchises" by adding a new section to Article IV, entitled "Interstate Retail Purchaser of Energy" including new definitions and requiring Interstate retail purchaser of energy to remit a local utility license fee of five (5) percent of the total purchase price and transportation charge of the energy received by the public utility, and other matters properly related thereto.

J Standard Department Items

Community Development

- J.1 Staff Report (For Possible Action): Update, discussion and potential direction to staff regarding prioritization of Planning Division assignments and possible initiation of Master Plan Amendments for Truckee Meadows Regional Plan conformance.

Public Works

- J.2 Presentation, discussion, and potential direction to staff regarding the Truckee Meadows Water Reclamation Facility effluent disposal options. (For Possible Action)

City Manager's Office

- J.3 Staff Report (For Possible Action): Discussion, potential direction to staff, and approval of 11 special events in-kind sponsorship allocations based upon recommendations of the Special Events Subcommittee of the Reno City Council; and approval of Sponsorship Agreements for the various applicants in a total amount not to exceed \$46,939.71 (General Fund).
- J.4 Staff Report (For Possible Action): Update, discussion and potential direction to staff regarding surface art on the ReTRAC Plaza East property (railroad trench cover between Sierra and Virginia Streets).
- J.5 Update, discussion and potential direction to staff regarding the quarterly update on Reno Police Department operations in the Downtown Police Special Assessment District. (For Possible Action)
- J.6 Staff Report (For Possible Action): Update, discussion and potential direction regarding an offer for assistance from Truckee Meadows Fire Protection District (TMFPD) relating to fire operational responses within the City of Reno.
- J.7 Update, discussion, and potential direction to staff regarding outstanding budget items from the July 15, 2014 City Council & Redevelopment Agency Board meeting. (For Possible Action)
- J.8 Staff Report (For Possible Action): Update, discussion and potential direction to staff regarding appointment of a new City Clerk, which direction may include review of qualifications, recruitment parameters; and appointment of Beverly Beaty-Benadom as an interim City Clerk as of the anticipated October 23, 2014 retirement of City Clerk Lynnette Jones.

K City Clerk**K.1 Boards and Commissions Appointments**

- K.1.a City of Reno Arts & Culture Commission (For Possible Action)
- K.1.b Historical Resources Commission (For Possible Action)

K.1.c Recreation & Parks Commission (For Possible Action)

K.1.d Truckee Meadows Water Authority (For Possible Action)

K.2 Staff Report (For Possible Action): Appointment to the Truckee Meadows Regional Planning Commission. (For Possible Action)

L Mayor and Council

L.1 Identification of Mayor and Council Items for future agendas of the Reno City Council.

L.2 Liaison Reports

Robert A. Cashell - Mayor

Capital Projects Surcharge Advisory Subcommittee

Community Assistance Center – Transitional Governing Board

Regional Planning Governing Board

Regional Transportation Commission – *Alternate*

Stadium Authority

Truckee Meadows Tourism Facility & Revitalization Steering Committee

Truckee River Flood Management Authority

Western Regional Water Commission

Jenny Brekhus - Council Member Ward 1

Building Enterprise Fund Advisory Committee

Downtown Maintenance Special Assessment District Committee

Downtown Police Tax District Committee

Historical Resources Commission

Nevada League of Cities – Board of Directors

Oversight Panel for School Facilities

Regional Planning Governing Board

Truckee Meadows Water Reclamation Facility Joint Coordinating Committee

Urban Forestry Commission

Western Regional Water Commission

Sharon Zadra - Council Member Ward 2

Access Advisory Committee

Building Enterprise Fund Advisory Committee – *Alternate*

Capital Projects Surcharge Advisory Subcommittee

Economic Development Authority of Western Nevada

Pioneer Center for the Performing Arts - Board of Directors

Regional Planning Governing Board – *Alternate*

Regional Transportation Commission

Reno Sparks Convention & Visitors Authority
Reno Tahoe Airport Authority
Special Events Sponsorship Committee
Special Events Subcommittee
Truckee Meadows Tourism Facility & Revitalization Steering Committee
Truckee Meadows Water Authority

Oscar Delgado - Council Member Ward 3

Economic Development Authority of Western Nevada – *Alternate*
Recreation and Parks Commission
Regional Planning Governing Board
Reno Tahoe Airport Authority – *Alternate*
Special Events Subcommittee
Stadium Authority
Truckee River Flood Management Authority
Youth City Council

Dwight Dortch - Council Member Ward 4

Building Enterprise Fund Advisory Committee
Capital Projects Surcharge Advisory Subcommittee
Civil Service Commission
Regional Planning Governing Board
Reno Planning Commission
Reno Sparks Convention & Visitors Authority
Reno Tahoe Airport Authority – *Alternate*
Truckee Meadows Water Authority – *Alternate*
Truckee River Flood Management Authority – *Alternate*

Neoma Jardon - Council Member Ward 5

Debt Management Commission
District Board of Health
Financial Advisory Board
Redevelopment Agency Advisory Board
Regional Planning Governing Board – *Alternate*
Regional Transportation Commission
Special Events Subcommittee
Stadium Authority
Truckee Meadows Water Authority
Western Regional Water Commission – *TMWA's appointee*

Hillary Schieve - Council Member at Large

Artown
Economic Development Authority of Western Nevada – *Alternate*

Oversight Panel for School Facilities
Regional Planning Governing Board – *Alternate*
Reno Arts & Culture Commission
Reno Housing Authority
Senior Citizen's Advisory Committee
Sierra Arts Foundation

- L.3 Reports from any conferences or professional meetings.
- L.4 Discussion and potential direction to the City Manager to utilize two or more hours of staff time to initiate amendments to Title 4 and Title 18 of the Reno Municipal Code creating a prohibition of the sale of commercially bred animals in pet stores in the City of Reno. (For Possible Action) **[Zadra]**
- L.5 Discussion and potential direction to the City Manager to utilize two or more hours of staff time to prepare an update and presentation regarding the Tesla public investment/incentive subsidy assistance, including direction to staff to request a presentation from the Governor's Office of Economic Development, and possible direction to staff related to the projected impacts from the Tesla development on the City of Reno. (For Possible Action) **[Brekhus]**
- M Public Hearings - 6:00 PM**
- N Public Comment (This item is for either public comment on any action item or for any general public comment.)**
- O Adjournment (For Possible Action)**