MINUTES
Regular Meeting
Reno City Council
Wednesday, November 4, 2015 ● 10:00 AM
Reno City Council Chamber, One East First Street, Reno, NV 89501

Hillary Schieve, Mayor

Council Members:
Ward 1 – Jenny Brekhus  Ward 4 – Paul McKenzie
Ward 2 – Naomi Duerr  Ward 5 – Neoma Jardon
Ward 3 – Oscar Delgado  At-Large – David Bobzien

A  Introductory Items
A.1 Pledge of Allegiance
A.2 Observance of a Moment of Silence
A.3 Roll Call

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<th>Attendee Name</th>
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<td>Hillary Schieve</td>
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<td>David Bobzien</td>
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<td>Andrew Clinger</td>
<td>City Manager</td>
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The meeting was called to order at 10:15 AM.

A.4 Public Comment

Donald Lewis, 1755 East Fourth Street, discussed his concerns with police officers on bicycles.

Mark Markel, 48 Park Street, discussed the dangers of drinking and driving.

Jonna Aucoin, Principal of Lemelson STEM (Science, Technology, Engineering and Mathematics) Academy, thanked the Council for their involvement in local schools.

Jim Pfommer, 645 Sierra Rose #101, discussed the Lemelson STEM Academic's school crossing.
Mariluz Garcia, 1640 Allen Street, thanked the Council for their support of low-income students who wish to enter college.

Bill Henderson, 21130 Mount Rose Highway, representing Sky Tavern, discussed their support for the bid under agenda item J.2.

Sam Dehne, Reno resident, presented his views on several issues.

Terri Mahannah, 590 Eureka Avenue, representing Reno Diagnostic Centers, discussed concerns about the homeless in the area and how the situation affects businesses.

A.5 City Manager Announcements (Item for general announcements and informational items only. No deliberation or action will be taken on this item.)

City Manager Clinger made several announcements.

A.6 Approval of the Agenda (For Possible Action) - November 4, 2015.

The agenda was approved with Items J.4 and J.5 withdrawn and continued to November 18, 2015.

RESULT: APPROVED [UNANIMOUS]
MOVER: Oscar Delgado, Councilmember
SECONDER: David Bobzien, Councilmember
AYES: Schieve, Brekhus, Duerr, Delgado, McKenzie, Jardon, Bobzien

B Cash Disbursements

B.1 Staff Report (For Possible Action): Acceptance of Cash Disbursement Reports for October 4, 2015 through October 17, 2015. 10:53 AM

Recommendation: Staff recommends to accept the attached Cash Disbursements reports.

Proposed Motion: I move to approve staff recommendation.

RESULT: APPROVED [UNANIMOUS]
MOVER: Naomi Duerr, Councilmember
SECONDER: Paul McKenzie, Councilmember
AYES: Schieve, Brekhus, Duerr, Delgado, McKenzie, Jardon, Bobzien

C Proclamations

C.1 Safe Routes to Schools - MJ Cloud, Safe Routes to Schools Coordinator, Washoe County School District Police Department. 10:53 AM
The proclamation was made.

D Presentations

D.1 Reno Citizens Institute (RCI) Fall 2015 Session Graduates - Barbara DiCianno, Community Liaison, Office of Communications and Community Engagement. 11:44 AM

THIS ITEM WAS HEARD AFTER ITEM J.3.

The presentation was made.

A RECESS WAS CALLED AT 11:52 P.M. ITEM F.1 WAS HEARD AFTER RECONVENING AT 1:16 P.M.

D.2 Community Foundation of Western Nevada Update - Chris Askin, President and CEO. 10:56 AM

Chris Askin, President and Chief Executive Officer of the Community Foundation of Western Nevada, made the presentation.

COUNCIL MEMBER BREKHUS ABSENT AT 10:59 A.M.

E Consent Agenda

ITEMS E.1 THROUGH E.8 WERE APPROVED WITH ITEM E.2 PULLED FOR DISCUSSION.

E.1 Approval of Privileged Business Licenses

E.1.a New - Alcohol

1. Dorinda's Chocolates, Dorinda S. Vance, 13915 South Virginia Street, Suite 108 - Packaged Beer and Wine (For Possible Action) [Ward 2]

RESULT: APPROVED [UNANIMOUS]
MOVER: Oscar Delgado, Councilmember
SECONDER: Neoma Jardon, Councilmember
AYES: Schieve, Duerr, Delgado, McKenzie, Jardon, Bobzien
ABSENT: Jenny Brekhus

E.1.b Supplemental - Gaming

1. Floyd's Fireside, Thomas H. Floyd, 698 Kietzke Lane - Slots (For Possible Action) [Ward 3]
RESULT: APPROVED [UNANIMOUS]  
MOVER: Oscar Delgado, Councilmember  
SECONDER: Neoma Jardon, Councilmember  
AYES: Schieve, Duerr, Delgado, McKenzie, Jardon, Bobzien  
ABSENT: Jenny Brekhus

E.2 Staff Report (For Possible Action): Acceptance of Grant from the Truckee River Fund for construction of Virginia Lake Water Quality Improvements in the amount of $100,000 and authorize the Mayor to sign the Notice of Grant and Agreement Award and associated grant documents. 11:06 AM

Recommendation: Staff recommends Council accept the Truckee River Fund Grant in the amount of $100,000 and authorize the Mayor to sign.

Proposed Motion: I move to approve staff recommendation.

THIS ITEM WAS PULLED FOR DISCUSSION.

Council Member McKenzie requested confirmation that this $100,000 was not included in the original budget.

John Flansberg, Director of Public Works, confirmed that it was not included in the original budget. He explained that they knew it might be a good nexus so they applied for the grant.

Council Member McKenzie asked if this grant offsets the funds promised by the developer by Virginia Lake.

Mr. Flansberg explained that there was an agreement with Silverwing Development for a donation of approximately $116,000. The developer has decided not to contribute to this project. When the project was awarded the developer's funds were not included.

Council Member Jardon requested further explanation regarding why the developer decided not to contribute to this project.

Mr. Flansberg explained that part of the terms of the contract agreement was that we would be under contract or agreement for this project before June 30. Because we did not have that initiated until September the developer felt we did not meet the condition of the agreement and they were no longer obligated to contribute. Mr. Flansberg stated he is hopeful that the contractor will still end up contributing funds for this project.

MAYOR SCHIEVE ABSENT AT 11:09 A.M. VICE MAYOR DELGADO PRESIDED IN MAYOR SCHIEVE'S ABSENCE.
The Council upheld the staff recommendation.

RESULT: APPROVED [UNANIMOUS]
MOVER: Paul McKenzie, Councilmember
SECONDER: Naomi Duerr, Councilmember
AYES: Duerr, Delgado, McKenzie, Jardon, Bobzien
ABSENT: Hillary Schieve, Jenny Brekhus

E.3 Staff Report (For Possible Action): Approval of Agreement for Consultant Services with CWA Consulting Services, LLC (CWACS) for Pretreatment Local Limits Evaluations in the amount of $61,328 (Sewer Fund). 11:06 AM

Recommendation: Staff recommends Council approve the attached agreement with CWA Consulting Services in the amount of $61,328 and authorize the Mayor to sign.

Proposed Motion: I move to approve staff recommendation.

RESULT: APPROVED [UNANIMOUS]
MOVER: Oscar Delgado, Councilmember
SECONDER: Neoma Jardon, Councilmember
AYES: Schieve, Duerr, Delgado, McKenzie, Jardon, Bobzien
ABSENT: Jenny Brekhus

E.4 Staff Report (For Possible Action): Approval of User Agreement with the State of Nevada Department of Public Safety for access by the Office of the City Clerk of the Nevada Criminal Justice Information System (NCJIS) for the purpose of exchanging registered vehicle owner information. 11:06 AM

Recommendation: Staff recommends Council approval of the user agreement with the State of Nevada Department of Public Safety for access by the Office of the City Clerk of the Nevada Criminal Justice Information System (NCJIS) for the purpose of exchanging registered vehicle owner information and authorize the Mayor to sign the agreement.

Proposed Motion: I move to approve staff recommendation.
RESULT: APPROVED [UNANIMOUS]
MOVER: Oscar Delgado, Councilmember
SECONDER: Neoma Jardon, Councilmember
AYES: Schieve, Duerr, Delgado, McKenzie, Jardon, Bobzien
ABSENT: Jenny Brekhus

E.5 Staff Report (For Possible Action): Approval of the Cooperative (Local Public Agency) Agreement for Idlewild Park Shared Use Path between the City of Reno and the State of Nevada Department of Transportation. 11:06 AM

Recommendation: Staff recommends that Council approve the agreement.

Proposed Motion: I move to approve staff recommendation.

RESULT: APPROVED [UNANIMOUS]
MOVER: Oscar Delgado, Councilmember
SECONDER: Neoma Jardon, Councilmember
AYES: Schieve, Duerr, Delgado, McKenzie, Jardon, Bobzien
ABSENT: Jenny Brekhus

E.6 Staff Report (For Possible Action): Award of Contract to Reno Iron Works (RIW) for installation of additional structural steel rigging at the Reno Event Center (REC) in an amount not to exceed $298,192 (two-thirds voting majority requirement) ($2 Capital Projects Room Tax Surcharge). 11:06 AM

Recommendation: The City Council’s Capital Projects Surcharge Advisory Subcommittee (Subcommittee) recommends Council award of contract with RIW in an amount not to exceed $298,192 for installation of additional structural steel rigging at the REC and authorize the Mayor to sign.

Proposed Motion: I move to approve staff recommendation.

RESULT: APPROVED [UNANIMOUS]
MOVER: Oscar Delgado, Councilmember
SECONDER: Neoma Jardon, Councilmember
AYES: Schieve, Duerr, Delgado, McKenzie, Jardon, Bobzien
ABSENT: Jenny Brekhus

E.7 Staff Report (For Possible Action): Approval of Agreement with Eastern Sierra Engineering (ESE) for required special inspection of structural steel installation at the Reno Event Center (REC) in an amount not to exceed $16,160 (two-thirds majority voting requirement) ($2 Capital Projects Room Tax Surcharge). 11:06 AM
**Recommendation:** The City Council’s Capital Projects Surcharge Advisory Subcommittee (Subcommittee) recommends Council approval of an agreement in an amount not to exceed $16,160 for special inspection of structural steel installation at the REC and authorize the Mayor to sign.

**Proposed Motion:** I move to approve staff recommendation.

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**E.8 Staff Report (For Possible Action): Approval of Contract with Sada Systems for continued maintenance of Google Apps for Government in an amount not to exceed $126,192 (General Fund). 11:06 AM**

**Recommendation:** Staff recommends approving the contract with Sada Systems for the Google Apps for Government software package continued maintenance through December 3, 2016 in an amount not to exceed $126,192.

**Proposed Motion:** I move to approve the staff recommendation.

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**F Public Hearings - 1:00 PM**

**F.1 Staff Report (For Possible Action): Ordinance Introduction - Bill No. __________ Case No. LDC15-00094 (Caughlin Ranch PUD Amendment/Newton School) Ordinance to Amend Title 18, Chapter 18.08 of the Reno Municipal Code, entitled "Zoning", Section 18.08.102(b).1326, to change the text in the PUD Development Design Standards to: add a K-12 school as an allowed use to the one acre child care center site identified in the Caughlin Village sub land use category located on the southeast corner of the Caughlin Parkway/Village Green Parkway intersection in a PUD (Planned Unit Development) zone; together with other matters properly relating thereto. [Ward 1] 1:16 PM**

**Recommendation:** The Planning Commission recommends Council approve the requested zoning text amendment by ordinance, subject to compliance with Condition A, which includes the changes to the PUD Development Standards Handbook contained in Exhibit A attached to this report.
With those modifications, staff recommends the Council approve the Minute Order attached to this report as Exhibit B, and introduce an ordinance to approve the zone change.

**Proposed Motion:** I move to uphold the recommendation of the Planning Commission, to approve the Minute Order attached hereto as Exhibit B; and refer Bill No. _____ for a second reading and adoption.

THIS ITEM WAS HEARD AFTER ITEMS J.3 AND D.1.

A RECESS WAS CALLED AT 11:52 A.M., AND UPON RECONVENING AT 1:16 P.M., COUNCIL MEMBERS DUERR AND BOBZIEN WERE ABSENT.

Mayor Schieve disclosed that she is part of the Caughlin Ranch Homeowners' Association (HOA).

Mayor Schieve asked if proper notice was given.

City Clerk Turney stated that proper notice was given; a letter in opposition was received from Laurie and Mike Haley, 45 Rimfire Circle; and a letter in support was received from Robert V. Strejc, 4767 Bradford Lane.

Mayor Schieve opened the public hearing and asked if anyone wished to speak. There were no requests to speak and Mayor Schieve closed the public comment portion of the hearing.

Vern Kloos, Senior Planner, presented the report on this request to amend the Caughlin Ranch Planned Unit Development (PUD) handbook and answered questions from Council regarding the nature of the amendment.

COUNCIL MEMBER DUERR PRESENT AT 1:20 P.M.

There was discussion regarding the potential for co-mingled uses with a child care and high school on the site. It was suggested to include language in the PUD to limit the use to either a high school or a child care facility but not both.

John Krmpotic, representing the applicant, confirmed that the applicant would agree to the amended language to prevent co-mingled uses.

Council Member Duerr requested a summary of the objections from the Planning Commission meeting and how they were resolved.
Mr. Krmpotic stated that the population of the proposed school will be lower than that of the current day care and the analysis shows that parking generation, parking demand, circulation, and hours of operation would be less intense than the current day care.

The Mayor closed the public hearing.

The Council upheld the recommendation of the Planning Commission with clarification in the PUD that the land use shall be either day care or a school, not both.

Bill No. 6949 was referred for a second reading and adoption.

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G  Ordinances - Adoption - None

H  Resolutions - None

I  Ordinances - Introduction

J  Standard Department Items

Public Works

J.1  Staff Report (For Possible Action): Consideration of Bid Protest submitted by Gerhardt & Berry Construction Inc. for the Sky Tavern Water/Fire Protection System Improvements project and direction thereon. 11:16 AM

Vice Mayor Delgado called for public comment. There were no requests to speak.

Susan Rothe, Deputy City Attorney, presented the report and recommended that the bid protest be denied.

Charla Honey, Public Works Engineering Manager, confirmed that many times proposals come in without business licenses. Some companies submitting proposals may be from out of down and not have a business license. It is a matter of just a few days to get a business license and it is not required at the time a proposal is submitted like a contractor's license would be.
COUNCIL MEMBER BREKHEUS PRESENT AT 11:19 A.M.

The Council denied the bid protest.

RESULT: APPROVED [UNANIMOUS]
MOVER: Naomi Duerr, Councilmember
SECONDER: David Bobzien, Councilmember
AYES: Brekhus, Duerr, Delgado, McKenzie, Jardon, Bobzien
ABSENT: Hillary Schieve

J.2 Staff Report (For Possible Action): Approval of Award of Contract to MKD Construction, Inc., for the Sky Tavern Water/Fire Protection System Improvements in an amount not to exceed $1,084,260 (Capital Projects Fund and FEMA Pre-Disaster Hazard Mitigation Grant). 11:23 AM

Recommendation: Staff recommends Council award the contract for the Sky Tavern Water/Fire Protection System Improvements to MKD Construction, Inc., in an amount not to exceed $1,084,260 and authorize the Mayor to sign the contract.

Proposed Motion: I move to approve staff recommendation.

MAYOR SCHIEVE PRESENT AT 11:23 A.M.

Vice Mayor Delgado called for public comment. There were no requests to speak.

The Council upheld the staff recommendation.

RESULT: APPROVED [UNANIMOUS]
MOVER: Paul McKenzie, Councilmember
SECONDER: David Bobzien, Councilmember
AYES: Schieve, Brekhus, Duerr, Delgado, McKenzie, Jardon, Bobzien

City Manager's Office

J.3 Presentation, discussion and potential direction to staff regarding Fiscal Year (FY) 15 surplus funds and completed projects. (For Possible Action) 11:23 AM

Kate Thomas, Assistant City Manager, presented the Fiscal Year 2015 Surplus Project Status Update.

City Manager Clinger stated that they are in the process of filling a Revitalization Manager position and one of the primary responsibilities of that position will be
to do some of the more detailed work on the Surplus Projects. The Revitalization Manager will interview each of the Council Members and the Mayor to determine priorities within each Ward as well as city-wide priorities.

After some discussion and questions regarding various projects and the process for re-prioritizing funds, City Manager Clinger stated that staff will bring quarterly budget augmentations to Council. As the projects close out, staff can meet with Council and provide status updates and recommendations on the status of the budget prior to presenting the quarterly budget augmentations.

Mayor Schieve called for public comment. There were no requests to speak.

Motion: Approve Staff Presentation 11:45 AM

The Council accepted the report.

RESULT: APPROVED [UNANIMOUS]

MOVER: Oscar Delgado, Councilmember
SECONDER: Naomi Duerr, Councilmember
AYES: Schieve, Brekhus, Duerr, Delgado, McKenzie, Jardon, Bobzien

J.4 Staff Report (For Possible Action): Discussion, possible approval and potential direction to staff regarding professional services Contracts between Saint Mary's - Universal Health Network for hospital services costs, and CDS for Third Party Administrator (TPA) rates and network fees at the 2015 rate into 2016. 11:47 AM  - Addendum Item

Recommendation: Staff recommends City Council approve the contract with Saint Mary's-Universal Health Network for hospital services, Third Party Administration rates and network fees at the rates and increases described.

Proposed Motion: I move to approve staff recommendation.

THIS ITEM WAS WITHDRAWN AND CONTINUED TO NOVEMBER 18, 2015.

RESULT: WITHDRAWN

J.5 Staff Report (For Possible Action): Discussion, possible approval and potential direction to staff regarding participation in the professional services contracts between Renown and the Nevada Business Group on Health at the non-exclusive Tier 3 rates or the exclusive Tier 1 rates for hospital services costs through Renown, and Third Party Administrator
Addendum Item

Recommendation: Staff recommends approval of participation in the contract between Renown and the Nevada Business Group on Health at the non-exclusive Tier 3 rates.

Proposed Motion: I move to approve staff recommendation.

THIS ITEM WAS WITHDRAWN AND CONTINUED TO NOVEMBER 18, 2015.

RESULT: WITHDRAWN

K  City Clerk - None

L  Mayor and Council

L.1  Identification of Mayor and Council Items for future agendas of the Reno City Council. (For Possible Action) 1:30 PM

NO ITEMS WERE ADDED TO FUTURE AGENDAS.

L.2  Liaison Reports

Council Member McKenzie reported that at yesterday’s meeting of the Joint Coordinating Committee for the Truckee Meadows Water Reclamation Facility they heard that the Pyramid Lake Paiute Tribe adopted the lower phosphorous standards for the Truckee River. Staff is working on addressing the issue.

Council Member Brekhus reported that at last night’s Parks and Recreation Commission meeting they recommended approval to the Parks Manager on a parks memorial policy. Council had some discussion regarding ideas for possible memorials. Copies of the policy will be distributed to Council Members.

Council Member Duerr reported that the Truckee Meadows Water Authority (TMWA) had a strategic planning workshop at their last meeting and they announced the schedule for review of the TMWA Water Plan.

L.3  Reports from any conferences or professional meetings. 1:31 PM

NO ACTION WAS TAKEN ON THIS ITEM.
L.4  **Resolution No. 8117**: Staff Report (For Possible Action): Resolution No. ________ Resolution donating Council Donation Funds to the Holland Project to support its fundraising efforts to acquire 140 Vesta Street as the home for the youth arts organization in the amount of $1,000 (General Fund). [Brekhus] 1:39 PM

**Recommendation**: Staff recommends Council adopt Resolution No. ________.

**Proposed Motion**: I move to adopt Resolution No. ________.

Resolution No. 8117 was adopted.

| RESULT: ADOPTED [UNANIMOUS] |
| MOVER: Jenny Brekhus, Councilmember |
| SECONDER: Paul McKenzie, Councilmember |
| AYES: Schieve, Brekhus, Duerr, Delgado, McKenzie, Jardon |
| ABSENT: David Bobzien |

L.5  **Resolution No. 8118**: Staff Report (For Possible Action): Resolution No. ________ Resolution donating Council Donation funds to the Northern Nevada Affiliate of Susan G. Komen Race for the Cure to support breast cancer education, provide services and conduct research for women battling breast cancer in the amount of $250 (General Fund). [Delgado] 1:40 PM

**Recommendation**: Staff recommends Council adopt Resolution No. ________.

**Proposed Motion**: I move to adopt Resolution No. ________.

Resolution No. 8118 was adopted.

| RESULT: ADOPTED [UNANIMOUS] |
| MOVER: Oscar Delgado, Councilmember |
| SECONDER: Paul McKenzie, Councilmember |
| AYES: Schieve, Brekhus, Duerr, Delgado, McKenzie, Jardon |
| ABSENT: David Bobzien |

L.6  **Resolution No. 8119**: Staff Report (For Possible Action): Resolution No. ________ Resolution donating Council Donation Funds to the University Foundation for the Dean's Future Scholar program in the College of Education at the University of Nevada, Reno to facilitate a college ready culture for youth in northern Nevada through mentorship and various programs in the amount of $1,000 (General Fund). [Delgado] 1:40 PM

**Recommendation**: Staff recommends Council adopt Resolution No. ________.

**Proposed Motion**: I move to adopt Resolution No. ________.
Resolution No. 8119 was adopted.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Oscar Delgado, Councilmember
SECONDER: Neoma Jardon, Councilmember
AYES: Schieve, Brekhus, Duerr, Delgado, McKenzie, Jardon
ABSENT: David Bobzien

L.7 Resolution No. 8120: Staff Report (For Possible Action): Resolution No. _______ Resolution donating Council Donation Funds to the Committee to Aid Abused Women (CAAW) to continue their work to assist women and families who have been impacted by domestic violence in the amount of $200 (General Fund). [Schieve] 1:41 PM

Recommendation: Staff recommends Council adopt Resolution No. ________.

Proposed Motion: I move to adopt Resolution No. ________.

Resolution No. 8120 was adopted.

A RECESS WAS CALLED AT 1:41 P.M. AND UPON RECONVENING AT 6:09 P.M. ITEM M.2 WAS HEARD.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Paul McKenzie, Councilmember
SECONDER: Neoma Jardon, Councilmember
AYES: Schieve, Brekhus, Duerr, Delgado, McKenzie, Jardon
ABSENT: David Bobzien

M Public Hearings - 6:00 PM
M.1 Staff Report (For Possible Action): Case No. LDC15-00075 (SouthTowne Crossing-Freeway Pylon Sign) – Appeal of the Planning Commission’s denial of: 1) a special use permit to allow a freestanding sign that exceeds 20 square feet in size to be located within 100 feet of the freeway right-of-way and visible from the travel lanes of the freeway; and 2) a variance from the freestanding sign requirements of the Mixed Use (MU) zone to: a) increase the allowable freestanding sign height from ±35 feet to ±66 feet tall; and b) increase the allowable sign area from ±250 square feet to ±761.3 square feet. The sign is proposed to be oriented towards the freeway and placed on the east side of Old Virginia Road, ±1,400 feet north of its intersection with Damonte Ranch Parkway. The subject site is in the Mixed Use/South Virginia Street Transit Corridor (MU/SVTC) zone and Special Planning Area – South Virginia Transit Corridor Master Plan land use designation. The appeal was brought by Kenneth Krater, KKrater Consulting, and possible action by the Council could be to either affirm the denial, modify the denial, or reverse the denial and either directly grant the special use permit and variance, or remand back to the Planning Commission. This item was continued from the July 22, 2015 and October 7, 2015 City Council meetings. \[Ward 2\] 8:26 PM

**Recommendation:** Staff recommends that the Council review the letter of appeal and Planning Commission action and affirm the denial, modify the denial, or reverse the denial. If the denial is reversed, the Council may directly grant the special use permit and variance.

**Proposed Motions:** Attached are proposed motions with the findings for affirmation, modification, or reversal of the Planning Commission decisions.

THIS ITEM WAS HEARD AFTER ITEM M.2.

A RECESS WAS CALLED AT 8:28 P.M. AND UPON RECONVENING AT 8:42 P.M., ALL WERE PRESENT.

Mayor Schieve asked if proper notice was given.

City Clerk Turney stated that proper notice was given and nine (9) letters and e-mails in support of the Planning Commission's recommendation to deny the requested Special Use Permit (SUP) and variance were received from: 1) Garth Oksol, 10560 Baton Court, Project Manager for the Regional Transportation Commission's Southeast Connector Project; 2) Janice Flanagan, 1460 Bermuda Circle; 3) Susan Pitts, susan_pitts@yahoo.com; 4) Lisa Hill, keystoneneighbor@yahoo.com; 5) Carol-Lynn Gaudio, 1641 Ashworth Court; 6) Valerie Anderson, 1681 Dutch Ravine Court; 7) Ed and Ann York, Washoe Valley residents, ann.york@yahoo.com; 8) Gail Matyas, gailmm4036@sbcglobal.net; and 9) Dianne Kunkel, no address provided.
Claudia Hanson, Community Development Planning Manager, presented the report. The Planning Commission recommends denial of the Special Use Permit (SUP) and variance request.

Karl Hall, City Attorney, confirmed that the applicant has standing in this case.

Mayor Schieve opened the public hearing and asked if anyone wished to speak.

Mark Wray, 608 Lander Street, attorney representing Scenic Nevada, spoke in support of the denial.

Kathy Bohall, 14300 North Whisperwood Drive, spoke in support of the denial.

Barbara Rainey, 15120 Westwind Circle, spoke in support of the denial.

Berry Hall, 1990 Ives Avenue, spoke in support of the denial.

Lori Wray, 2802 Outlook Drive, representing Scenic Nevada, spoke in support of the denial.

Randy Collins, 6680 Legend Vista, spoke in support of the denial.

Mayor Schieve closed the public comment portion of the hearing.

Ken Krater, 901 Dartmouth Drive, representing the owner and applicant, presented the appeal request.

Council Member McKenzie asked if the freeway was there when the shopping center was built.

Nathan Gilbert, Associate Planner, confirmed that the freeway was constructed before the shopping center. When the shopping center was built through separate Planned Unit Developments (PUDs) none of them would have allowed the proposed sign. Mr. Gilbert also explained the process for an SUP and variance request in a Mixed Use (MU) zone.

It was moved by Council Member Duerr, seconded by Council Member McKenzie to uphold the Planning Commission denial of the request for a Special Use Permit and variance.

There was discussion regarding the process for reapplication.
Council Member Jardon stated that she will support the motion because of the mechanics but there is a fundamental problem. There need to be some exceptions to the sign height because of the obstruction of the freeway.

Mayor Schieve stated the applicant is a victim of circumstance and she will not be supporting the motion.

Motion carried with Council Member Jardon and Mayor Schieve voting nay.

Mayor Schieve closed the public hearing.

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<td>SECONDER:</td>
<td>Paul McKenzie, Councilmember</td>
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<tr>
<td>AYES:</td>
<td>Brekhus, Duerr, Delgado, McKenzie, Bobzien</td>
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<tr>
<td>NAYS:</td>
<td>Hillary Schieve, Neoma Jardon</td>
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M.2 Staff Report (For Possible Action): Ordinance Introduction - Bill No. ________  

Recommendation: The Planning Commission recommends Council adopt the requested text amendment by ordinance.

Proposed Motion: I move to uphold the recommendation of the Planning Commission.

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<th>Text</th>
<th>Amendment</th>
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First Reading: I move to refer Bill No. ________ for a second reading and adoption.

ITEM M.2 WAS HEARD BEFORE ITEM M.1.

A RECESS WAS CALLED AT 1:41 P.M. AND UPON RECONVENING AT 6:09 P.M. ALL WERE PRESENT.

The Mayor asked if proper notice was given.

City Clerk Turney stated that proper notice was given and 18 letters and e-mails in opposition to the proposed amendments were received from: 1) Don Weir, Reno Dodge,
700 Kietzke Lane; 2) Jack Stanko, Champion Chevrolet, 800 Kietzke Lane; 3) Ryan Sheltra, Bonanza Casino, 4720 North Virginia Street; 4) Virginia Valentine, Nevada Resort Association, 900 South Pavilion Drive; 5) John Frankovich, 100 West Liberty Street, representing the owners and operators of The Summit Sierra Regional Shopping Center; 6) Lori Wray, 150 Ridge Street, representing Scenic Nevada; 7) Heidi Gansert, 1664 North Virginia Street, representing the University of Nevada Reno; 8) Valerie Cohen, 2215 Lindley Way; 9) Janice Flanagan, 1460 Bermuda Circle; 10) Susan Pitts, susan_pitts@yahoo.com; 11) John Hara, 65 Woodchuck Court, President of Scenic Nevada, countertourist@gmail.com; 12) Suzanne Oldridge, suzo@charter.net; 13) Randall S. Witt, owner of Interstate U-Stor, rwitt@earthlink.net; 14) Mike Freeborg, Director of Government Relations, YESCO Electronics, Mike.freeborg@yescoelectronics.com; 15) Linda Herrick, lindaherrick1234@att.net; 16) Tom D. Weatherby, Senior Account Executive, YESCO Electronics, 5350 Capital Court, Suite 104; 17) Kevin Sigstad RE/MAX Premier Properties, 5476 Reno Corporate Drive; and 18) Carol-Lynn Gaudio, 1641 Ashworth Court.

Mayor Schieve opened the public hearing and called for public comment.

Heidi Gansert, representing the University of Nevada Reno, discussed the need for extended hours at Lawlor Events Center for their sign to operate until 11:00 p.m.

Jim Terry, 776 Attwanee Drive, Sparks, representing Boomtown Casino in Verdi, discussed opposition to the ordinance and requested a review of casinos near Interstate 80.

Tom MacIntosh, 350 Gold Ranch Road, representing the Gold Ranch Casino in Verdi, discussed opposition to the ordinance and requested a review of casinos near Interstate 80.

Jack Stanko, 800 Kietzke Lane, representing Champion Chevrolet, discussed opposition to the ordinance and requested that his business be grandfathered in.

Mark Wray, 608 Lander Street, attorney representing Scenic Nevada, discussed his support for an ordinance, but opposition to the terms that have been presented.

Tray Abney, 449 South Virginia Street, representing The Chamber, stated support for an ordinance, and opposition to the ordinance as it adversely affects small businesses.

Lori Wray, 2802 Outlook Drive, representing Scenic Nevada, discussed opposition to the areas of the ordinance and focused on brightness.

Travis Christensen, 2302 Idlewild Drive, discussed his opposition to the ordinance.
Andrew MacKay, P.O. Box 7320, representing the Nevada Franchised Auto Dealers Association, discussed his opposition to the ordinance.

Diane Yount McCormack, 700 California Avenue, discussed opposition to the brightness of signs.

Ryan Sheltra, representing Bonanza Casino, discussed his opposition to the ordinance as it relates to their digital marquee sign that is just a year old.

Michael Pagni, attorney representing Bonanza Casino, Eldorado, Silver Legacy and Tamarack, discussed opposition to the ordinance.

John Hara, 65 Woodchuck Court, President of Scenic Nevada, discussed the need for the brightness of digital signs to be regulated.

Casey Sullivan, representing Tamarak Junction, discussed opposition to the ordinance.

Tom D. Weatherby, 5586 St. Andrews Court, representing YESCO Electronics, discussed brightness information via a PowerPoint presentation.

Nick Brunson, 4551 Village Green Parkway, discussed opposition to the ordinance on behalf of the sign industry.

Barbara Rainey, Reno resident, expressed concern regarding the vagueness of the ordinance.

Don Weir, 700 Kietzke Lane, discussed opposition to the ordinance.

John Frankovich, attorney representing The Summit Sierra, discussed opposition to the ordinance.

John Stephens, 1220 South Kietzke, discussed opposition to the ordinance.

Karen Munson, 405 Carlene Drive, Sparks, representing YESCO Electronics, provided the International Sign Association report.

Monte Craig, 780 Flanders Road, discussed opposition to the ordinance.

Ricky Stebbins, 945 Terminal Way, discussed opposition to the ordinance, specifically the scrolling video restrictions.
Alexia Bratiotis, 13925 South Virginia Street, Suite 42, representing Bayer Properties, Summit Sierra Mall, discussed opposition to the ordinance.

Nadine Crawford, 337 Cashill Boulevard, discussed opposition to the ordinance.

Kathy Bohall, 14300 North Whisperwood, discussed opposition to the ordinance.

Ken Krater, 901 Dartmouth, discussed opposition to the ordinance.

Brian Reeder, 770 Stoker Avenue, discussed opposition to the ordinance.

Zack Munson, 405 Carlene Drive, Sparks, discussed opposition to the ordinance.

COUNCIL MEMBER BREKHUS ABSENT AT 7:23 P.M.

Mike Freeborg, 1651 North 1000 West, Logan Utah, representing the International Sign Association, discussed opposition to the ordinance.

COUNCIL MEMBER DUERR ABSENT AT 7:28 P.M.

Renate Neumann, 1 Elm Court, presented a Public Comment form in opposition to the ordinance, but did not wish to speak.

Mayor Schieve closed the public comment portion of the hearing.

COUNCIL MEMBER MCKENZIE ABSENT AT 7:29 P.M.

Claudia Hanson, Community Development Planning Manager, presented the report on the Planning Commission's recommendation.

MAYOR SCHIEVE ABSENT AT 7:31 P.M. VICE MAYOR DELGADO PRESIDED IN MAYOR SCHIEVE'S ABSENCE.

COUNCIL MEMBERS BREKHSUS, DUERR AND MCKENZIE PRESENT AT 7:32 P.M.

COUNCIL MEMBER BOBZIEN ABSENT AT 7:32 P.M.

The Council agreed to limit their questions to five minutes each.

Council Member McKenzie and Ms. Hanson discussed how the "nit" (i.e., a unit of luminance equal to 1 candela per square meter, measured perpendicular to the rays of the
source) standards were set; the need for clarifying language regarding temporary signs; and how gaming outside of McCarran Boulevard is addressed.

Council Member Duerr discussed removing Tourist Commercial (TC) and stated that the Bonanza Casino should be allowed to improve/replace their signage. She also discussed how the City of Sparks addressed the digital sign issues.

MAYOR SCHIEVE PRESENT AT 7:42 P.M.

COUNCIL MEMBER JARDON ABSENT AT 7:42 P.M.

Council Member Brekhus stated that the moratorium should continue while regulations are still being studied and suggested that it go back to the Planning Commission for further work. She suggested bringing in a sign consultant to help with nit ranges and measurement options.

COUNCIL MEMBER JARDON PRESENT AT 7:47 P.M.

COUNCIL MEMBER BOBZIEN PRESENT AT 7:51 P.M.

Mayor Schieve summarized four issues that need to be addressed: 1) brightness; 2) defining scenic by-ways; 3) residential adjacency; and 4) grandfather clause. She also stated that the moratorium has been in place for a year and should be lifted.

Council Member Bobzien and Ms. Hanson discussed information from the American Planning Association (APA). There was no objective definition of excessive brightness because the appropriate level of brightness depends on the environment and community where the sign is located.

It was moved by Council Member Delgado, seconded by Council Member Jardon to cancel the moratorium and direct staff to return on November 18, 2015, with a revised ordinance that requires the following conditions/changes: 1) a Special Use Permit (SUP) is required for any on-premise digital display located within 300 feet of a residentially zoned property; 2) establish a luminance standard that conforms to the American Planning Association recommendation of 5000 nits during the day and 1500 nits at night with a requirement for automatic dimming during inclement weather, with a slight deviation due to Reno landscape and "24-hour" town; 3) require all existing on-premise digital displays to come into compliance with luminance standards within 24 months of the date of adoption of the ordinance; 4) restrict on-premise digital displays from within 300 feet of scenic corridors to include: any portion of Mount Rose Highway, along I-80 West of Robb Drive out to the City limits, along U.S. 395 Highway north of McCarran Boulevard.
Boulevard, and I-580 south of South McCarran Boulevard out to the City limits; and 5) existing signs shall all be grandfathered in; however any modernization, replacement or enlargement of existing digital displays in these areas shall be subject to approval of a Special Use Permit.

City Attorney Hall requested that removal of the moratorium be stricken from the motion because it was not agendized.

Ms. Hanson stated that the moratorium will automatically expire at the end of the month if it is not renewed.

It was moved by Council Member Delgado, seconded by Council Member Jardon to amend the motion and direct staff to return on November 18, 2015, with a revised ordinance that requires the following conditions/changes: 1) a Special Use Permit (SUP) is required for any on-premise digital display located within 300 feet of a residentially zoned property; 2) establish a luminance standard that conforms to the American Planning Association recommendation of 5000 nits during the day and 1500 nits at night with a requirement for automatic dimming during inclement weather, with a slight deviation due to Reno landscape and "24-hour" town; 3) require all existing on-premise digital displays to come into compliance with luminance standards within 24 months of the date of adoption of the ordinance; 4) restrict on-premise digital displays from within 300 feet of scenic corridors to include: any portion of Mount Rose Highway, along I-80 West of Robb Drive out to the City limits, along U.S. 395 Highway north of McCarran Boulevard, and I-580 south of South McCarran Boulevard out to the City limits; and 5) existing signs shall all be grandfathered in; however any modernization, replacement or enlargement of existing digital displays in these areas shall be subject to approval of a Special Use Permit.

Council Member Jardon asked about the top three complaints related to digital signs prior to the public meetings that have been held on this issue and expressed concern that there could be a negative impact for businesses where no complaints were made.

Council Member Brekhus stated that the motion leaves no restrictions on digital signs in Ward 1. Code over the past several years has restricted the number of properties that are residentially zoned because the Mixed Use (MU) zone is not a residential zone. She stated that she would not support the motion because the MU corridor will not be protected.

Mayor Schieve stated that signs are very subjective and she does not want the perception that this Council wants to litter Reno with signs. That is not the intention here.
Council Member Duerr and Ms. Hanson discussed whether digital signs would be allowed in areas where residences are mixed in with professional buildings. Most of the MU zoning is in higher intensity corridors and MU does not go into traditional neighborhoods.

There was discussion regarding the 24 months to bring signs into conformance with the luminance standards. Ms. Hanson confirmed that there is a formula for measuring brightness in foot-candles vs. nits and Code Enforcement will be able to help with that.

Council Member Jardon stated she would like to hear from the industry people in the room.

Greg Ferraro, Nevada Resort Association, made the following statement. Although there are some reservations, I believe our industry can support the intent behind the motion. I do not think any of us know the difference between 1,500 and 2,200 and 3,700 nits at night but with that consideration we understand and respect the purpose of this discussion and that the City wants to move this forward. We can support the motion knowing that some of my members are the ones that will be most affected by the nighttime nit standard. The two-year period in which we can collect information, work together, decide how we are going to measure, what is a reasonable measurement, what metrics we are going to use, we can agree that they will establish a standard base by which we can determine brightness on a long-term going forward basis. I appreciate Council Member Brekhus' caution of getting it right but I think there is enough behind what you have done and enough support recognizing you have to move this forward. That probably overrides any need for further review with that one caveat (regarding nighttime nit measurement). We will have to all work together to get this right to do what is right over time so you can get this moving forward. We can work together to establish the appropriate brightness standard and have a community we can all be proud of.

Council Member Duerr requested clarification regarding the Bonanza Casino and how this motion will impact their sign and whether it would require an SUP. Council Member Delgado and Ms. Hanson confirmed that the Bonanza Casino is not in the scenic corridor area and digital signs are allowed without an SUP.

Lori Wray asked if this motion will allow video for all digital signs 24/7. Mayor Schieve and Council Member Delgado confirmed that is correct.

Mayor Schieve stated that this issue has been going on for a year and a lot of people are compromising tonight.

Motion carried with Council Member Brekhus voting nay.
The Mayor closed the public hearing.

RESULT: DEFEATED [6 TO 1]
MOVER: Oscar Delgado, Councilmember
SECONDER: Naomi Duerr, Councilmember
AYES: Schieve, Duerr, Delgado, McKenzie, Jardon, Bobzien
NAYS: Jenny Brekhus

Michael Freeborg power point - Presented/Distributed at Meeting
Tom Weatherby letter - Presented/Distributed at Meeting
Linda Herrick letter - Presented/Distributed at Meeting
Kevin Sigstad letter - Presented/Distributed at Meeting
Carol-Lynn Gaudio letter - Presented/Distributed at Meeting

N    Public Comment
Justin Norton, 9455 Sky Vista Parkway 3E, discussed his concerns about comments made by J. Witt earlier in the day regarding Mr. Witt's donation for a dog park.

O    Adjournment (For Possible Action)
THE MEETING WAS ADJOURNED AT 9:51 P.M.