

RICHARD STONE, Mayor
MICHAEL OWENS, Council Seat 1
THERESA L. MAVITY, Council Seat 2
VINCE MENDIOLA, Council Seat 3
JIM BILLINGSLEY, Council Seat 4
PAM COATS, Council Seat 5



Alicia E. Heiser, PhD, PE, Manager/Engineer (775) 623-6333
Ruth Fitzpatrick, Clerk/Treasurer (775) 623-6333
Dave Garrison, Police Chief (775) 623-6396
Ken Howard, Public Works Supervisor (775) 623-6381
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CITY COUNCIL MEETING AGENDA

MEETING DATE: Tuesday, December 14, 2021 – regular meeting
MEETING TIME: 2:00 p.m.
MEETING PLACE: Winnemucca City Hall, 90 W. Fourth Street, Winnemucca, Nevada
PLACES POSTED: Winnemucca City Hall, 90 W. Fourth Street, Winnemucca, Nevada
Humboldt County Library, 85 E. Fifth Street, Winnemucca, Nevada
Humboldt County Annex, 25 W. Fourth Street, Winnemucca, Nevada
Humboldt County Courthouse, 50 W. Fifth Street, Winnemucca, Nevada
www.winnemuccacity.org <https://notice.nv.gov>
PERSON POSTING: Brandy Grimm

MEETING VIA TELECONFERENCE OR VIDECONFERENCE OR IN-PERSON
THE ATTENDANCE FOR MEMBERS OF THE GENERAL PUBLIC AT THE
PHYSICAL LOCATION MAY BE LIMITED DUE TO DISTANCING REQUIREMENTS
THE TELECONFERENCE AND VIDECONFERENCE ACCESS INSTRUCTIONS APPEAR BELOW

- A. CALL TO ORDER**
- B. PUBLIC COMMENT-PERSONAL COMMUNICATION-CORRESPONDENCE** (This period is for comments by the public and for the Mayor, Council and City Staff to present correspondence, communications or comments. No action may be taken upon a matter raised under this section until it is placed on an agenda for action. Public comment is generally limited to three (3) minutes per person.)
- C. MEETING MINUTES REVIEW-APPROVAL** (The meeting minutes presented under this section are for review, discussion and possible action.)
- November 23, 2021 City Council regular meeting minutes.
- D. WARRANTS-EXPENSES REVIEW-APPROVAL** (The warrants, expenses, claims and payroll items presented under this section are for review, discussion and possible action.)
- E. PROCLAMATIONS-AWARDS-PRESENTATIONS** (The Mayor, Council, City Staff or an invitee may make a proclamation, present a service or other award on behalf of the City or make an informational presentation of interest to the community. No action may be taken upon an item in this section.)
- F. BUSINESS ITEMS DISCUSSION-ACTION** (The agenda items in this section are for discussion and possible action unless otherwise noted. The action may consist of approval, disapproval, acceptance, rejection, authorization, adoption, review, recommendation, referral to staff, or any other action as appropriate. The items may be heard in any order and at any time unless a time is specified; if a time is specified, the time may be the approximate time; two or more items may be combined for consideration; an item may be removed from the agenda; or discussion relating to an item may be delayed at any time.)

100 Years of Community Service, Pride, and Success

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1. Business Impact

Determination that the agenda items of this meeting agenda do or do not impose a direct and significant economic burden on a business (meaning a trade or occupation conducted for profit) or directly restrict the formation, operation or expansion of a business / Council-Staff

2. Administration - Sixth Judicial District Court Report

Judge Montero report regarding Sixth Judicial District Court activities and programs and Court Master Mayo introduction / Montero

3. Administration - Contribution Request

Request from the 2022 Lowry Senior Class for a \$2,500 contribution for the sober graduation party / 2022 Senior Class

4. Administration-Planning - Variance Request

Request for a variance to increase the allowed sign height at the property line from 36' to 60' 7.75" at 3305 Potato Road, APN 15-0251-22 / BVMH Properties III, LLC

5. Administration-Planning - Master Plan Amendment Request

Proposal to introduce an ordinance and set for public hearing a request to change the COMM (Commercial) master plan designation to MDR (Medium Density Residential) designation for property near US 95 North owned by the Smith Trust APN15-0491-09 / Desert Mountain Surveying

6. Administration-Planning - Zone Change Request

Proposal to introduce an ordinance and set for public hearing a request to change the G-C (General Commercial) zoning designation to R-1-9 (Single Family Residential - 9,000 sf minimum lot size) designation for property near US 95 North owned by the Smith Trust, APN15-0491-09 / Desert Mountain Surveying

7. Administration-Planning - Master Plan Amendment

Proposal to introduce an ordinance and set for public hearing a request to change the IND (Industrial) master plan designation to MDR (Medium Density Residential) designation for property located near E. Second Street owned by Aharoni, APN 15-0363-02 / Desert Mountain Surveying

8. Administration-Planning - Zone Change

Proposal to introduce an ordinance and set for public hearing a request to change the AG-5 (General Agriculture - 5-acre minimum lot size) zoning designation to E (Estate) designation for property located near E. Second Street owned by Aharoni, APN 15-0442-01 and 15-0442-02 / Desert Mountain Surveying

9. Administration-Planning – Zone Change

Proposal to introduce an ordinance and set for public hearing a request to change the AR (Agricultural Residential) zoning designation to E (Estate) designation for property located near E. Second Street owned by Aharoni, APN 15-0363-02 / Desert Mountain Surveying

10. 2:15 pm - Administration - Public Hearing – Ordinance Adoption

Proposal to amend certain administrative provisions of the business license application issuance and application renewal filing times, due dates and dates when non-filing penalties apply as regulated by Title 5 of the Winnemucca Municipal Code / Staff

11. Administration - Dispensary License Denial Review

Review of the administrative denial of an application submitted for a marijuana dispensary license / Miller

12. Administration - FY 2020-2021 Financial Audit Report

Presentation of the fiscal year 2020-2021 financial administration audit of City funds and accounts and financial report / Drake Rose and Associates

13. Administration - Damages Claim Request

Request to allow a claim submitted on behalf of Michael Fox for damages allegedly resulting from an incident involving City personnel on September 28, 2021 / Dolan

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14. Administration-Airport - Lease Proposal

Proposals by BLM: (i) to combine the two leases into a single lease and update the terms and conditions for the leasing of Lease Tract 2A and Lease Tract 2B at the Airport; and, (ii) for the City to undertake the management of the BLM SEAT Base expansion project and to establish the terms and conditions for the management / Staff

15. Administration-Police Department – Surplus Property Determination

Determination that the K9 dog Polly is no longer required for public use by the City of Winnemucca and authorization to sell or donate the K9 / Staff

16. Administration-Public Works - Traffic Changes Proposal

Proposals to: (i) reduce the speed limit from 35 mph to 25 mph on Water Canyon Road; and, (ii) make the intersection of Water Canyon Road, Highland Drive, and Hanson Street a three-way stop / Staff

17. Administration - Pitney Bowes Lease Agreement Renewal

Request to renew the lease agreement for the Pitney Bowes postage equipment in the Clerk-Treasurer's Office / Staff

18. Administration - Coronavirus Local Fiscal Recovery Funds

Update on remaining balance of Coronavirus Relief Funds provided as part of the CARES Act / proposals for use of American Rescue Plan Act (ARPA) funds / Mayor-Council-Staff

19. Administration - Bode Howard Memorial Pool-New Aquatics Center

Proposals, studies, and reports for developing a plan for abandoning the existing Bode Howard Memorial Pool and options for funding and developing a new aquatics center / Mayor-Council-Staff

G. STAFF-COUNCIL REPORTS (This period is for receiving reports, information, department updates, board and committee updates and proposals by the Council and City staff. No action may be taken upon a matter raised under this section until it is placed on an agenda for action.)

1. Mayor and Council / City Manager / Administration
2. Police Department / Public Safety / Fire Department
3. City Attorney / Municipal Court / Judicial
4. Public Works / Sewer and Water Departments / Street Department
5. Planning Department / Building Department
6. Recreation Department / Parks / Golf Course
7. Capital Improvement

H. PUBLIC COMMENT (This period is for comments by the public. No action may be taken upon a matter raised under this section until it is placed on an agenda for action. Public comment is generally limited to three (3) minutes per person.)

NOTICE: This agenda has been physically posted at the locations noted above and electronically posted at <http://www.winnemuccacity.org/> and at <https://notice.nv.gov/>.

NOTICE: Staff reports and supporting material for the meeting are available to the general public at the same time the materials are provided to the City Council by contacting the City Clerk at the Winnemucca City Clerk's Office located in the City Hall, 90 W. Fourth Street, Winnemucca, Nevada by telephone at 775-623-6338. The City Clerk is the designated person from whom a member of the public may request the supporting material for the meeting and contacting the City Clerk's Office is the only means by which the supporting material is available to the public.

NOTICE: Members of the public may make a public comment at the meeting without being physically present by emailing the City Manager at: manager@winnemuccacity.org before 5:00 p.m. on the business day prior to the day of the meeting. The emailed messages received will be transcribed for entry into the record and provided to the City Council for review. The meeting may be accessed for participation and/or making public comment via **teleconference (audio only) by dialing 1-415-655-0001 using access code 126 209 6382** or via **video system by entering 1822197357@webex.com or 173.243.2.68 and using meeting number 126 209 6382** or through a WebEx videoconference connection (audio and video) by entering or pasting the following URL address into a browser with Internet access or by clicking on the following link:

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<https://cityofwinnemucca.my.webex.com/cityofwinnemucca.my/j.php?MTID=mcf3f19189b56f00c0c3c6c1d8761a1b8>

The meeting access code or number is: 126 209 6382

The meeting password is: WinnCity (94662489 from phones and video systems)

NOTICE: Members of the public may also make a public comment at the meeting without being physically present by emailing the City Manager at: manager@winnemuccacity.org before 5:00 p.m. on the business day prior to the day of the meeting. The emailed messages received will be transcribed for entry into the record and provided to the City Council for review.

NOTICE: The City Council may by law receive information from legal counsel regarding potential or existing litigation involving a matter over which the City Council has supervision, control, jurisdiction or advisory power, and such gathering does not constitute a meeting of the City Council.

NOTICE: Reasonable efforts will be made for members of the public who require special assistance or accommodations to participate in the meeting. Please contact the City Clerk at 775-623-6338 or City Manager at 775-623-6333 or TDD 775-623-6439 one (1) business day in advance of the meeting to make arrangements.

In accordance with federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, gender identity (including gender expression), sexual orientation, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident. Persons with disabilities who require alternative means of communication for program information (e.g., Braille, large print, audiotape, American Sign Language, etc.) should contact the responsible Agency or the USDA TARGET Center at (202) 720-2600 (voice and TTY) or USDA through the Federal Relay Service at (800) 877-8339. Program information may be made available in languages other than English. To file a program discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, which is available and accessed online at http://www.ascr.usda.gov/complaint_filing_cust.html and at any USDA office or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit completed form or letter to USDA by: (1) mail: U.S. Department of Agriculture, Office of the Assistant Secretary for Civil Rights, 1400 Independence Avenue, SW, Washington, D.C. 20250-9410; (2) fax: (202) 690-7442; or (3) email: program.intake@usda.gov