

**CITY COUNCIL MINUTES
REGULAR MEETING
OCTOBER 21, 2014**

The Winnemucca City Council met in regular session on Tuesday, October 21, 2014 at 2:00 p.m. in the City Hall meeting room. Present: Mayor Di An Putnam, Councilmen Mike Owens, Doug Cain, Ken Tipton, Jim Billingsley and Paige Brooks. Staff present: City Manager Steve West, City Attorney Kent Maher and City Clerk Lorrie Haaglund.

CALL TO ORDER:

Mayor Putnam called the meeting to order at 2:00 p.m.

APPROVAL OF MINUTES:

The minutes of the October 7, 2014 regular City Council meeting minutes were reviewed and Councilman Cain moved for approval as submitted. Councilman Owens abstained from voting as he was not present at the meeting. Motion carried unanimously.

APPROVAL OF WARRANTS:

The warrants were reviewed and Councilman Brooks moved for approval as submitted. Motion carried unanimously.

PROCLAMATIONS / EMPLOYEE AWARDS:

There were no proclamations or awards.

PUBLIC / PERSONAL COMMUNICATION / CORRESPONDENCE:

There were no public or personal communications or correspondence.

DISCUSSION / ACTION ON ITEMS OF BUSINESS & OTHER REPORTS:

BUSINESS IMPACT DETERMINATION

After review and consideration of the effect each item could potentially have on a "business," as the term is defined by statute, the Council agreed that no item on this agenda appears to impose a direct and significant economic burden on a business or appears to directly restrict the formation, operation or expansion of a business. Councilman Cain moved to make a finding that no item on the agenda appears to impose a direct and significant economic burden on a business or appears to directly restrict the formation, operation or expansion of a business. Motion carried unanimously.

CITY STREET USE REQUEST / 5K TURKEY RUN/WALK / YOUNG LIFE

Jose Galvan, Young Life representative, stated the Young Life organization wants to sponsor a Turkey Run on November 15, 2014 beginning at 9:00 a.m. at Flex Fitness. All money will go to buy food baskets for families in need. The Young Life teens will assemble and deliver the baskets to the high school counselors for delivery to local families in need. The families will

remain anonymous. Registration is \$25 and t-shirts can be purchased at the time of registration for \$10. Mayor Putnam asked if Galvan knew the event route and if they plan on having volunteers assist the runners at the busy intersections. Galvan said Lori Timko, Young Life Coordinator, will provide the information to the City. Councilman Tipton moved to approve, subject to the City's receipt of the route map and confirmation of help at the intersections, the Young Life 5K Turkey Run/Walk to be held Saturday November 15, 2014. Motion carried unanimously.

NEVADA LEAGUE OF CITIES BILL DRAFT REQUESTS / HENDERSON

Wes Henderson, Executive Director of the Nevada League of Cities and Municipalities (NLC), said the NLC may submit up to five bill draft requests (BDRs) each legislative session. The NLC's five BDRs for 2015 are: (1) BDR 454 – seeks to clarify that improvements to existing parks or facilities are allowable uses of revenue generated by the residential construction tax. This BDR will also add a definition of improvements to the statute. (2) BDR 455 – seeks to end the duplicative measures of licensing and also change the final approval process for liquor importers, wholesale dealers of wines, liquor, beer, breweries, brew pubs and craft distilleries. Under existing statutes, they must obtain a license from the state and the County, even if the business is located within the City. This BDR will change the final approval for applications for businesses wholly within the confines of a City to the governing body of the City. (3) BDR 456 – seeks to allow for the adoption of tentative budgets to occur at a regularly scheduled meeting of the governing body. Currently, the tentative budget must occur on a prescribed day of the month in May. Often, that results in a governing entity having to schedule a special meeting. (4) BDR 463 – seeks to establish a fund for a state coordinating agency for the Main Streets program of the National Trust for Historic Preservation. This program is good for economic development, tourism, historic preservation, etc. For a City to be recognized and eligible to apply for certain grants, it has to be through a state coordinating agency and currently Nevada doesn't have one. Henderson stated there is a fee which a member will pay to belong, and it is not always an entire city or town, but an identified district, such as a downtown area. A city could have several districts. This bill will allow the program to be created and funded. (5) BDR 464 – seeks to clarify provisions governing the fees that may be charged for providing copies of public records. This BDR will add a definition of what constitutes an "extraordinary use of its personnel or technological resources" to the statute. City Attorney Maher provided to the NLC an excellent memorandum with his comments about the public record law issues. Henderson mentioned the need for the NLC to sponsor in the future a BDR to address Chapter 332 competitive bid issues. Henderson presented Councilman Cain with a token of appreciation from NLC for his dedicated service to the NLC. Mayor Putnam thanked Henderson for the update.

WATER-SEWER WILL-SERVE COMMITMENT REQUEST / SONOMA SPRINGS APARTMENTS

City Manager West stated the water and sewer ordinances require developers to obtain commitments for water and sewer service from the City. Staff recommends approval of a commitment to provide utility services for the proposed 32-unit Sonoma Springs Apartment Project. The City systems have the capacity to serve this proposed apartment complex. The Regional Planning Commission has a site plan review and a special use permit application for this project on their November 13 meeting agenda. Adequate access for fire engines will be

required and Fire Chief Olsen has been working with the developer on this matter. Councilman Cain moved to approve the water and sewer utility will-serve commitment for the Sonoma Springs Apartments at 1100 Hanson Street. Motion carried unanimously.

UNCLAIMED PROPERTY REPORTING POLICY

City Attorney Maher said that the State of Nevada contacted the City regarding the reporting of unclaimed property. The City typically does not have much in unclaimed property; usually small amounts from water deposits or credits balances on closed water accounts. Maher said a voluntary disclosure agreement was signed which provided amnesty from the State fining the City any interest or penalty for not reporting. Part of the disclosure agreement requires the City to have a policy for how unclaimed property will be handled. Councilman Owens moved to accept the resolution and the policy for unclaimed property as presented. Motion carried unanimously.

STAFF / COUNCIL REPORTS

City Manager West reported the votes of the November 4 election have to be canvassed by the Council and forwarded to the state by November 13. The Council decided to move the regularly scheduled City Council meeting from November 4 to November 6 at 10:00 a.m. in order to include the canvass of the votes on the regular meeting agenda. A notice of meeting change will be published in the newspaper. City Attorney Maher stated at the November 18 meeting the current City Council will approve the minutes of the prior meeting and the new members of City Council will be sworn in. West stated he would like to discuss the proposed changes to the Clean Water Act by the EPA and Corp of Engineers at the next meeting. The Humboldt River was previously declared by the Clean Water Act to be a navigable stream, and the regulations affecting navigable waterways will impact dramatically the utilization of tributaries to the Humboldt River system. It will affect all ditches, storm drains, curbs and gutters, etc. and could have major financial impacts on local governments. West said it is important to file a protest by November 14 in order to be on record in opposition. Mayor Putnam stated she had discussed this matter with Senator Reid's representative and he took the concerns to Reid. Putnam stated she plans to follow up with Reid's representative again. West has a meeting with the consultants who are preparing a design services proposal for the sewage treatment plant project. The document will be presented to the Council at a future meeting. Councilman Billingsley asked if the Clean Water Act may have an effect on the treatment plant project. West stated that the requirements on the irrigation pivots and rapid infiltration ponds may be negatively impacted. West is working on the East Winnemucca Boulevard projects, including a meeting tomorrow regarding the Fairgrounds drainage. The sewer main rehabilitation project at the river crossing has been completed, but required a change order for additional piping.

Councilman Owens asked if the fence that has been removed behind the new fire station is going to be replaced. City Manager West stated there currently are no plans or need for a security fence behind the fire station. The Honor Camp is clearing the weeds. West also reported that the cost of relocating the 15 to 17 trees from the hospital will be \$8,000 to \$12,000, depending upon how many days are required to accomplish the work. The street paving repairs from the water leaks on Hanson and Palisade cannot be done until the hot plant is in operation.

Councilman Billingsley has a WCVA meeting tonight.

Councilman Brooks attended the Landfill Committee meeting. City Attorney Maher stated that the committee is still trying to determine the most appropriate way to bill commercial customers.

Mayor Putnam said a community recognition dinner will be held November 15 at the West Hall of the Convention Center. She asked for suggestions on a name for the banquet to honor past City visionaries and contributors. The dinner is open to the public. There will be a charge to cover the expenses of the dinner. Putnam wrote a letter to the editor regarding the Recreation Tax. She wants the public to know this tax has nothing to do with the Boys and Girls Club. The Recreation Tax will provide money to fund new recreation projects, but without the tax it will be difficult to maintain the existing recreation facilities. West stated private money will be used to build the buildings, but the City does not have the money to maintain them.

PUBLIC-PERSONAL COMMUNICATION-CORRESPONDENCE:

There was no public or personal communication or correspondence.

The meeting was adjourned at 2:55 p.m.

Respectfully submitted,

Lorrie Haaglund
City Clerk

PASSED AND ADOPTED: November 6, 2014

VOTE OF COUNCIL:

AYES:	Councilmen	<u>Cain, Tipton, Billingsley, Brooks, Owens</u>
NAYS:	Councilmen	_____
NOT VOTING:	Councilman	_____
ABSENT:	Councilman	_____

APPROVED:

ATTEST:

Di An Putnam
Mayor

Lorrie Haaglund
City Clerk