

**CITY COUNCIL MINUTES
REGULAR MEETING
AUGUST 20, 2019**

The Winnemucca City Council met in regular session on Tuesday August 20, 2019 at 2:00 p.m. in the City Hall meeting room. Present: Mayor Richard Stone; Council members Mike Owens, Theresa Mavity, Vince Mendiola, Jim Billingsley and Paige Brooks; and, City Manager/Engineer Alicia Heiser, City Attorney Kent Maher and City Clerk Lorrie Haaglund.

CALL TO ORDER:

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

PUBLIC COMMENT-PERSONAL COMMUNICATION-CORRESPONDENCE:

Winnemucca resident Dale Loveridge expressed opposition to the City decision to move forward with allowing marijuana sales and growing facilities in the City. Mayor Stone explained the Winnemucca Indian Colony plans to put a marijuana sales facility on Colony property and the City moving forward with allowing marijuana sales and cultivation facilities within the City limits may affect the Colony decision. On Colony land, the City has no control or jurisdiction. The City is not allowing facilities for the money, it is more for the ability to exercise some regulatory control over the facilities. A lot of research and thought has gone into the proposed regulations and ordinances which will be considered. The City is trying to exercise as much control and oversight of the activity as is allowed by law. There is concern that if the Colony goes forward, the dispensing and cultivation may happen in a residential area of the City and the City will have no input in the decision. City Attorney Maher explained that the Department of Taxation controls the licensing and only so many licenses for cultivation or sales are issued per specific areas, thus limiting the number of facilities in any jurisdiction. Loveridge provided an article on statistics on what is happening in other communities that have marijuana facilities.

Winnemucca resident Suzan Loda commented that in attending the last Council meeting she has not heard why the marijuana sales and growing facilities are good for the community. Loda noted Council member Owens presented a lot of facts on problems caused in other communities and those problems are typical where marijuana is sold. Loda said that Colorado has now instituted new drug programs for schools to educate kids on sensible marijuana use because they are having more problems since recreational use of marijuana passed. Several municipalities in Colorado have rescinded their approval for having dispensaries in their towns because of issues. Loda said the City is opening a Pandora's box and may not be able to handle the problems as most communities in other states have discovered. Loda is concerned about having a growing facility in town because in addition to the social and cultural issues it brings more issues such as security, theft and air pollution. Loda suggested the City should, at a minimum, take a step back and see how some of these issues occurring in other states pan out before proceeding.

MINUTES:

The August 6, 2019 regular City Council meeting minutes were reviewed and Council member Mavity moved for approval as submitted. Motion carried unanimously.

WARRANTS-EXPENSES:

The payments for warrants and expense reports were reviewed and Council member Owens moved for approval as submitted. Motion carried unanimously with Council member Billingsley abstaining from voting on Jim Dandy Productions warrants as he is the owner of the business.

PROCLAMATIONS-AWARDS-PRESENTATIONS:

There were no proclamation or awards.

BUSINESS ITEMS:

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 and Council member Owens 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.

PUBLIC PARKS, PUBLIC FACILITIES AND STREETS PRIVATE USE-RESERVATION

City Manager Heiser noted that the City has allowed reservation of parks and other facilities for various events, which has not been an issue until the splash pad started operating. Now, the gazebo at the splash pad is reserved and people believe they have reserved both the splash pad and the adjoining playground. In some instances, it has become a big ordeal with dispatch and law enforcement being called to resolve the issue. Heiser questioned why there are reservations for small private events; seemingly, the City shouldn't be reserving public facilities for private events. The use of public facilities should be on a first-come, first-serve basis, with a possible exception for large special events such as company picnics, which could be allowed by application. Likewise, use of the City streets, the golf course and parks for large gatherings could require an application form and possibly a fee. Most other cities in Nevada charge for use of their facilities. Mayor Stone commented that there is usually some City staff clean-up associated with such events and a fee would help offset those costs. Heiser said if the City decides to use an application form, there is the potential to reduce the many agenda item requests that are received for parades, street closures, fun runs, golf tournaments, etc. Use of an application form will require an ordinance change for street use, and the proper process will need to be followed. City Attorney Maher said most events could be approved at the administrative level. Council member Mavity commented that the procedure should not become a burden to staff and, if fees are charged, the fees should be reasonable. Council member Billingsley felt that nonprofit organizations should not be charged a fee, but private entities should pay. Mayor Stone directed staff to proceed with creating a form and researching fees.

BODE HOWARD MEMORIAL POOL

City Manager Heiser reported on two proposed feasibility studies packages from Aquatic Design, that is, a \$120,000 study which includes an aquatic design group teamed with an architect group and engineer to look at the building and equipment, and thereafter provide several options, and a \$27,500 study which excludes architect and engineer services, the economic feasibility study and community outreach surveys. Heiser said she believes the City should include public outreach surveys and community meetings as well as an economic feasibility study to look at the types of activities or programming events which are feasible for the community and what the revenue streams could be with a renovated pool, the existing pool or a new pool, and if the community can sustain a larger facility. Another entity, the Hunsaker Group, a well-known consulting firm for aquatic facilities, offers a proposal which does not

include teaming with an architect or engineer but does include an economic analysis and provides different options for renovating the existing pool or building a new facility and includes public meetings or public outreach surveys. Council member Owens suggested staff put together a request for proposals (RFP) and reach out to both groups, Aquatic Designs and the Hunsaker Group, and also advertise for proposals.

STAFF-COUNCIL REPORTS

City Manager Heiser reported: (i) the Railroad Springs pipeline project is still waiting on the Interdisciplinary Design Team meeting to be scheduled; (ii) the permitting for the Well #8 project is still pending; (iii) there are no updates on the Airport property acquisition project and there will be one final attempt to acquire the property before the FAA deadline for grant close-out at the end of September; (iv) construction started yesterday on the Airport heavy aircraft apron expansion and reconstruction project; (v) Hunewill Construction will be starting on the Second Street storm drain project once the school district projects have been completed; (vi) the City will be joining with the County to complete the planned Kluncy Canyon RTC chip seal project which will be going out to bid in the spring; (vii) the Potato Road-Fountain Way-Railroad Street mill and overlay project was advertised and bids are due August 28, 2019 with the award anticipated at the September 3, 2019 Council meeting; and, (viii) the curb and gutter RTC project will be completed in phases with the first phase starting this fall.

Council member Owens reported on the August Airport Board meeting.

Council member Mavity attended the Boys and Girls Club dinner-auction fundraising event.

Council member Mendiola reported on the Paradise Conservation board meeting.

Council member Billingsley attended the Boys and Girls Club dinner-auction event. Billingsley reported on the WCVA meeting, noting the preliminary cost estimates for a new convention center are not viable; the board will be looking at other options.

Mayor Stone attended the Museum member appreciation event. Stone reminded everyone of the lithium mine tour on September 4, 2019. Senator Catherine Cortez Masto will be at the Courthouse on August 27, 2019 at 3:00 p.m. and the State Director for Join will be at the Courthouse on August 27, 2019 at 4:00 p.m. Stone reported the City received the Certified Local Government Agreement back from the State and it has been forwarded on to the National Park Services for approval.

PUBLIC COMMENT:

There were no comments from the public.

The meeting was adjourned at 3:05 p.m.

Respectfully submitted,

Lorrie Haaglund
City Clerk

PASSED AND ADOPTED: September 17, 2019

VOTE OF COUNCIL:

AYES: Owens, Mavity, Mendiola, Billingsley, Brooks
NAYS: _____
ABSTAIN: _____
ABSENT: _____

APPROVED:

ATTEST:

Richard Stone
Mayor

Lorrie Haaglund
City Clerk