

**MINUTES OF THE
FERNLEY CITY COUNCIL MEETING
July 19, 2017**

Mayor Edgington called the meeting to order at 5:00 pm at Fernley City Hall, 595 Silver Lace Blvd, Fernley, NV.

1. INTRODUCTORY ITEMS

1.1. Roll Call

Present: Mayor Roy Edgington, Councilman Dan McCassie, Councilwoman Sue Seidl, Councilwoman Shari Whalen, Councilman Stan Lau, Councilwoman Fran McKay. City Manager City Manager Daphne Hooper, City Attorney Brandi Jensen, Public Works Director Dave Whalen, City Clerk Kim Swanson, Senior Planner Tim Thompson, Building Official Rick Kabele,

1.2. Public Comment

There was none.

1.3. Approval Of The Agenda

City Manager Hooper requested to remove item 2.5 from the Consent Agenda.

Motion: MOVE TO APPROVE THE AGENDA WITH ITEM 2.5 REMOVED, **Action:** Approve, **Moved by** Councilwoman Sue Seidl, **Seconded by** Councilman Stan Lau.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5). **Yes:** Councilman Dan McCassie, Councilman Stan Lau, Councilwoman Fran McKay, Councilwoman Shari Whalen, Councilwoman Sue Seidl.

2. CONSENT AGENDA:

2.1. (Possible Action) Approval of Voucher Report

2.2. (Possible Action) Approval of Business Licenses

2.3. (Possible Action) Approval of Minutes

2.4. Possible Action to Approve The Will-Serve Request For East And West Studio Remodels For 0.265 ERC'S For Water And 0.87 ERC's For Sewer For Lyon County Parcel 020-401-12 Located At 1250 West Newlands Drive.

2.5. Possible Action To Authorize The Execution Of The Assignment And Assumption Of Beneficial Interest In Water Rights From Kim And Susan McCreary To Michael A. And Claudia C. Casey In The Amount Of 44.775 Acre Feet.

2.6. Possible Action To Authorize The Execution Of The Assignment And Assumption Of Beneficial Interest In Water Rights From Michael And Mandy Specchio To Trident Plus, LLC In The Amount Of 2.34 Acre Feet.

2.7. Possible Action To Authorize The Execution Of The Water Right Banking And Dedication Agreement With Sharlene Cosens, APN 020-151-01 TCID Serial Number 1001-M In The Amount Of 5.33 Acre Feet.

Councilwoman Whalen disclosed that she is married to Public Works Director Dave Whalen.

Motion: MOVE TO APPROVE THE CONSENT AGENDA REMOVING ITEM 2.5 AS REQUESTED BY THE CITY MANAGER, **Action:** Approve, **Moved by** Councilwoman Sue Seidl, **Seconded by** Councilman Stan Lau. **Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 5). **Yes:** Councilman Dan McCassie, Councilman Stan Lau, Councilwoman Fran McKay, Councilwoman Shari Whalen, Councilwoman Sue Seidl.

3. REPORTS This Item Is For Various Public Entity Representatives To Provide General Information To The Council And Public. No Action Will Be Taken.

3.1. Reports By City Staff, City Council And The Mayor, Including But Not Limited To Monthly Statistical Reports By City Departments.

City Manager Hooper reported UNR is conducting a blight survey in the City for the redevelopment survey. She reported that today was Deputy City Treasurer Valerie Wagner's last day. Ms. Hooper stated the position is open and posted. She also reported the Senior Staff Annual Planning Meeting will be held this Friday.

Public Works Director Whalen reported that the Deputy Public Works position is still open.

Councilwoman Whalen reported on the Relay for Life event.

Councilwoman Seidl reported that she walked 14 miles during the Relay for Life event.

Councilwoman McKay reported on the relay for Life event, adding she didn't walk very far this year it was too hot.

Mayor Edgington reported on August 19th, North Lyon County Fire Department will have a celebration at the Fire Station from 6:00-9:00pm. The public is invited. He also reported on the Relay for Life Event.

4. PRESENTATIONS

4.1. Presentation by Oregon-California Trails Association

No one was available for this presentation.

4.2. Presentation and Discussion of the 2017 Legislative Session - Wes Henderson, Nevada League of Cities, And Capitol Partners

This item was heard after item 4.3

Wes Henderson with Nevada League of Cities explained new laws which may affect the City. He explained the bills that regulate medical and recreational marijuana. Mr. Henderson answered questions from the Council. Mr. Henderson stated he is not advocating one way or another for a dispensary in Fernley. He explained marijuana is in Fernley, and establishing a dispensary will give the City more control to regulate its use and the growing of marijuana. Wes Henderson explained the need for rural cities to take part in the board meetings.

Nick Vanderpool with Capitol Partners provided a Legislative Overview (see attachment). He highlighted Bills that were important to the City of Fernley and explained the outcome of those Bills including AB8 Municipal Utilities, AB43 Property Tax Deprecation, SB439 Rural Diesel Tax, and AB311 Consolidated Tax Bill. Mr. Vanderpool suggested concentrating on future items including introducing Clark County Legislators to Fernley's needs, identifying 2019 legislative priorities and potential ballot questions.

Councilwoman Seidl thanked Mr. Henderson & Mr. Vanderpool for their work. She suggested per NRS 278.050 dealing with Planning Commission. The statute states the Commission shall hold at least one regular meeting each month. Councilwoman Seidl explained many cities were unable to hold a meeting once a month in the depression times. Ms. Seidl stated to stay in compliance we have to hold a meeting, post an agenda along with staff time and cost. She asked Mr. Vanderpool to explore the statute during the next Legislation.

Councilwoman Whalen thanked Mr. Vanderpool for his work. She also thanked Mr. Henderson and stated she appreciates the league for their work and what they do for the City of Fernley.

Councilman Lau also thanked Mr. Vanderpool and his staff for their work.

City Attorney Jensen highlighted some of the bills that were passed in the legislature. She also stated she will be working with staff on areas affected by new bills including Court jurisdiction, prostitution, DUI interlock device, ethics laws regarding litigations, creating laws for abandon properties, towing items off private properties.

AB161 Mr. Vanderpool also explained recent changes to; regarding single family – notaries.

AB246 2 or more municipalities to create a tax increment. Revisin provisions relating to the creation of a local improvement district.

AB297 Craig's list transaction bill. A governing body of a public safety designates a location for the transaction.

AB321 Portal for the air B&B rental homes and HomeAway bill. Requiring certain hosting platforms and owners and lessees of property who use hosting platforms to submit quarterly reports for the production of certain documents, records relating thereto.

AB384 Ban the box for criminal history. The bill prohibits the Administrator from considering the criminal history of an applicant in examining the applicant.

SB246 Regarding Public Works. Revising provisions governing a contract for a public work involving a construction manager at risk.

SB411 Ferrell cats “catch and release” program. Providing that the release of a feral cat that has been vaccinated and spayed or neutered is not an abandonment of the feral cat.

4.3. Presentation by Lyon County Human Services

This item was heard after reports.

Edrie Lavoie, Director for Lyon County Human Services, explained Lyon County Human Services was established under NRS 428. Each County has specific directives to follow. She reported it costs Lyon County taxpayers 2.6 million dollars for these directives. Ms. Lavoie explained the services that Lyon County offers and supports.

Anna Kunz, Lyon County Division Manager for Supportive Services explained that they work with children until the age of 18 years old. They also offer Women, Infants, and Children (WIC), and Nevada Families First programs. This is where they go into the homes of expecting parents and promote parent- child interaction, family well-being, and development.

Heather Benson, Lyon County Essential Services Support explained the services they provide. The program connects residents with services to improve their health and well-being by reducing barriers that are preventing them from being self-sufficiencys.

Debby Stevens, Lyon County Senior Services Manager explained the Senior Services Division. The division partners with the Lyon’s Club, American Legion, and Junior Police Officers (JPO), and Healthy Communities. Ms. Stevens reminded everyone the Senior Picnic is September 29, 2017.

Councilman McCassie inquired about the homeless population in Fernley. Heather Benson explained the struggle with the lack of affordable housing, and the increasing number of landlords not accepting housing vouchers. Ms. Benson stated recent studies

indicated there are 15 units of housing available for every 300 people. The homeless population is made up of school age children in Lyon County.

Councilwoman Seidl inquired about transportation for medical services. Edrie Lavoie explained Lyon County has a Medical Transportation Specialist who travels from Silver Springs to Fernley three days a week for non-emergent appointments.

City Attorney Jensen thanked the Lyon County Human Services Division for their work and the joint effort with the City of Fernley Domestic Violence Task Force.

Councilwoman Whalen thanked Edrie Lavoie and her staff for all they do. She asked Ms. Lavoie where the 2.6 million dollars come from, and where does the money go. Ms. Lavoie explained the County collects the money from our taxpayers and a check is written to the State of Nevada for the mandates. The budget is under Lyon County Human Services for 6 million dollars. The state receives 2.6 million dollars, and another 2 million comes from grants.

Ms. Whalen asked how much of the services are rendered in the City of Fernley. Ms. Lavoie stated 50-60% of the services are here in Fernley. Ms. Whalen asked how the programs that Lyon County Human Services offer are shared with the community. Services are promoted through the Facebook page and website.

City Manager Hooper reported the City is also challenged with limited resources and access to sharing information. She informed Ms. Lavoie from Lyon County Human Services they are welcome to use the Reader Board for information to the public, Facebook page, and media outlets.

5. PROCLAMATIONS AND/OR EMPLOYEE RECOGNITION

There were none.

6. ITEMS REQUESTED BY MAYOR OR CITY COUNCIL MEMBERS:

These items will be discussed by Mayor and City Council to possibly be placed on a future agenda.

6.1. Discussion and Possible Action to Request a Future Agenda Item to Discuss Acquiring The Union Pacific Railroad Property Immediately Adjacent To The Main Street Art Park. (Councilwoman Whalen's Request)

Councilwoman Whalen explained the need for acquiring the property adjacent to the Main Street Art Park from Electric Sun to Royal Floors, as part of downtown redevelopment.

Motion: MOVE TO DISCUSS ACQUIRING THE UNION PACIFIC RAILROAD PROPERTY IMMEDIATELY ADJACENT TO THE MAIN STREET ART PARK, **Action:** Approve, **Moved by** Councilwoman Shari Whalen, **Seconded** by Councilwoman Sue Seidl. **Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 5). **Yes:** Councilman Dan McCassie, Councilman Stan Lau, Councilwoman Fran McKay, Councilwoman Shari Whalen, Councilwoman Sue Seidl.

7. PUBLIC COMMENT

Becky Howlett from North Lyon County Fire Protection District (NLCFPD) invited everyone to the pinning ceremony for the new captains on Saturday.

8. ADDRESS REQUEST(S) FOR FUTURE AGENDA ITEMS.

Councilman Lau requested a future agenda item for a Fernley legislation open house.

ADJOURNMENT

There being no further business to come before it, the Fernley City Council meeting adjourned at 7:20 pm.

Approved by the Fernley City Council on August 2, 2017 by a vote of:

AYES: _____ NAYS: _____ ABSTENTIONS: _____ ABSENT: _____

Mayor Roy Edgington

ATTEST: City Clerk Kim Swanson