

City of Elko)
County of Elko)
State of Nevada)

SS February 9, 2016

The City Council of the City of Elko, State of Nevada met for a regular meeting beginning at 4:00 p.m., Tuesday, February 9, 2016.

This meeting was called to order by Mayor Chris Johnson.

NOTE: The order of the Agenda has been changed to reflect the order business was conducted.

ROLL CALL

Mayor Present: Chris J. Johnson

Council Present: Councilman John Rice
Councilwoman Mandy Simons
Councilman Robert Schmidlein
Councilman Reece Keener

City Staff Present: Curtis Calder, City Manager
Scott Wilkinson, Assistant City Manager
Ryan Limberg, Utilities Director
Shanell Owen, City Clerk
Dawn Stout, Administrative Services Director
Jonnye Jund, Accounting Manager
Aubree Anderson, Human Resources Manager
Ben Reed Jr., Police Chief
Ty Trouten, Police Lieutenant
Mark Gibbs, Airport Director
Jeremy Draper, Development Manager
Matt Griego, Fire Chief
Bob Thibault, Civil Engineer
James Wiley, Parks and Rec Director
Dennis Strickland, Public Works Director
Dave Stanton, City Attorney
Cathy Laughlin, City Planner
Ted Schnoor, Building Official
Diann Byington, Recording Secretary

PLEDGE OF ALLEGIANCE

COMMENTS BY THE GENERAL PUBLIC

Pursuant to N.R.S. 241, this time is devoted to comments by the public, if any, and discussion of those comments. No action may be taken upon a matter raised under this

item on the agenda until the matter itself has been specifically included on a successive agenda and identified as an item for possible action. **ACTION WILL NOT BE TAKEN**

There were no public comments.

APPROVAL OF MINUTES: January 26, 2016 **Regular Session**

The minutes were approved by general consent.

February 2, 2016 **Special Session**

The minutes were approved by general consent.

I. PRESENTATIONS

- A. A reading of a proclamation by the Mayor recognizing the month of February 2016 as Beef Month, and matters related thereto. **NON-ACTION ITEM- INFORMATION ONLY**

Mayor Johnson read the proclamation.

Representatives from the Elko County Cattlewomen's Association presented the Mayor with a roast.

- B. A reading of a proclamation by the Mayor recognizing February 10, 2016 as Charles Chester Day, and matters related thereto. **NON-ACTION ITEM- INFORMATION ONLY**

Mayor Johnson read the proclamation and noted that tomorrow Charles Chester turns 90.

II. PERSONNEL

- A. Employee Introductions:

1.) Cathy Laughlin, City Planner, Planning Department

Present and introduced.

VII. PETITIONS, APPEALS, AND COMMUNICATIONS

- A. Approve the issuance of a Wholesale Liquor License to Scott Blazek, dba Breakthru Beverage Nevada Reno, LLC, located at 100 Distribution Drive, Sparks, NV 89441, and matters related thereto. **FOR POSSIBLE ACTION**

Chief Reed explained this is a nationwide corporation. They already do business in Clark County and Washoe County and they are expanding to the east side of the state. There are no issues or concerns and he recommended approval.

**** A motion was made by Councilman Keener, seconded by Councilman Rice, to approve the issuance of a Wholesale Liquor License to Scott Blazek, dba Breakthru Beverage Nevada Reno, LLC located at 100 Distribution Drive, Sparks, Nevada.**

The motion passed unanimously. (5-0)

III. APPROPRIATIONS

- C. Review, consideration, and possible award of a bid for the Sewer Slip Line Project-2105, and matters related thereto. **FOR POSSIBLE ACTION**

This work is necessary to repair sewer mains which are currently in poor condition. RL

Ryan Limberg, Utilities Director, explained they received two bids on this project. He recommended award to the low bidder, Insituform Technologies in the amount of \$221,995.

**** A motion was made by Councilman Rice, seconded by Councilwoman Simons, to award the Sewer Slip Line Project 2015 to Insituform Technologies, LLC in the amount of \$221,995.**

The motion passed unanimously. (5-0)

- D. Review, consideration, and possible award of a bid for the Exit 298 Waterline Project, and matters related thereto. **FOR POSSIBLE ACTION**

This project is budgeted for in the current Fiscal Budget. Council authorized solicitation of bids at the December 22, 2015 meeting. RL

Mr. Limberg explained they received seven bids for this project. The low bid was from High Mark Construction in the amount of \$1,472,636.51. Their bid documents were in order and he recommended award of the bid to High Mark Construction.

**** A motion was made by Councilwoman Simons, seconded by Councilman Keener, to award the bid to High Mark Construction LLC in the amount of \$1,472,636.51.**

The motion passed unanimously. (5-0)

IV. UNFINISHED BUSINESS

- A. Review, consideration, and possible acceptance of a Deed of Dedication for the realignment of Errecart Boulevard across a portion of land owned by the City of Elko, and matters related thereto. **FOR POSSIBLE ACTION**

At the April 14, 2015 Council meeting, a preferred alignment for the extension of Errecart Boulevard was selected. A Deed of Dedication has been prepared for right of way across a City owned parcel, 001-770-003. JD

Jeremy Draper, Development Manager, explained the Deed of Dedication by showing a map that will be attached to the Deed on the overhead screen. This is adjacent to the hospital property.

Councilwoman Simons asked if we own all of that land.

Mr. Draper answered yes we own the land where we are doing the extension across. The land to the west is private land. Those owners are studying the proposed road plan to see if it meets their needs.

**** A motion was made by Councilman Schmidlein, seconded by Councilwoman Simons, to accept the Deed of Dedication realigning Errecart Boulevard across parcel 001-770-003.**

The motion passed unanimously. (5-0)

V. NEW BUSINESS

- A. Review, consideration, and possible action to accept the 2015 Annual Report of Planning Commission Activities, and matters related thereto. **FOR POSSIBLE ACTION**

Pursuant to City Code Section 3-4-23, the Planning Commission is required to prepare and present an annual report of its activities to the City Council. On February 2, 2016, the Planning Commission took action to approve the 2015 Annual Report of Planning Commission Activities and forward it to the Council.
JD

Mr. Draper explained this was presented to the Planning Commission. We looked at the trends that we had for applications over the last three years. The number of annexations were about the same. Conditional Use Permits were up. Final Plats for subdivisions were up. Overall we are up about 30 applications for the year. He recommended accepting this report.

**** A motion was made by Councilman Keener, seconded by Councilman Rice, to accept the 2015 Annual Report of Planning Commission Activities as presented.**

The motion passed unanimously. (5-0)

- B. Discussion and possible action to change the Tuesday, February 23, 2016 City Council meeting to Wednesday, February 24, 2016, and matters related thereto. **FOR POSSIBLE ACTION**

**** A motion was made by Councilman Rice, seconded by Councilman Schmidlein, to change the Tuesday, February 23, 2016 meeting of the City Council to Wednesday, February 24, 2016.**

The motion passed unanimously. (5-0)

- C. Review, discussion, and possible approval of a new airport aeronautical lease for Federal Aviation Administration Air Traffic Organization, Tech Operations

Building located at 813 Murray Way, Elko, Nevada, and matters related thereto.
FOR POSSIBLE ACTION

The building at 813 Murray Way was included as a FAA leasehold in a Memorandum of Agreement (MOA) DTFAWP-05-L-000777 for all facilities owned and operated by the FAA Air Traffic Organization. On December 4, 2015, Robert Sternik, Realty Specialist, with the FAA Realty and Utilities Branch contacted the airport in order to create a new lease agreement for the building located at 813 Murray Way as the MOA should only cover FAA owned facilities directly tied to providing navigational services. The lease before you meets the Federal requirements under Order 5190.6b Chapter 7-16 whereby the airport must furnish to the FAA airport land at no cost for infrastructure necessary for the public good and defense. The property at 813 Murray Way directly operates the Bullion Very High Frequency Omni-Directional Radio Range Facility and other essential national aviation infrastructure assets. MG

Mark Gibbs, Airport Director, explained this is an administrative action. This is a no-cost lease. These are the offices for the air traffic control operations folks that handle all the navigational aids and FAA facilities in NE Nevada, going all the way down to Ely and all the way across to West Wendover and Jackpot.

Dave Stanton, City Attorney, said he wanted council to be aware of something that was an issue to him. On page 3 of the document under paragraph 5, you can see that he made a comment. It pertains to what happens if there is a relocation, replacement or modification of any existing or future government facilities. That includes future government facilities that are subject to the lease. His issue is with the last sentence of that paragraph. "In the event such relocation, replacements or modifications are necessitated due to causes not attributable to either the lessor or the government, funding responsibility shall be determined by the government." Do we want to agree to this? What if there is a natural disaster or something that is not attributable to either one of the parties of this lease and something needs to be relocated? The comment back from the FAA is, "This clause is meant to cover instances where the lessor builds something that interferes with the FAA facility. Examples would be if an FAA facility, such as a lighting or radar system has to be relocated due to the airport expanding its runways or facilities, or if the airport builds a building between the ACTC and the runway which blocks the FAA view to the runway." I don't think that response really dealt with the issue in that sentence. That sentence says that if the relocation is necessitated for some reason not attributable to the city, something completely different, then the government gets to determine the funding responsibility for that. It might be something very minor; it will probably never come up. If you approve this document you approve this language. This did go back and forth with the FAA and this is where we are.

Councilwoman Simons asked if he would like to change the language to say something like we would be responsible if it was something we initiated or something we caused.

Mr. Stanton said if it was something the city caused then sure. The federal government should not have discretion to decide what the funding responsibility is if there is something that causes a relocation that has nothing to do with either party.

Councilman Rice said the response is the instances where it would be attributable to us. He would rather have that spelled out in the document.

Mr. Stanton said if you were to modify it then he would be okay with it.

Councilwoman Simons asked if he ran that by the FAA and they said no.

Mr. Gibbs said the FAA is a federal agency. Someone in a different city, a lawyer team, drafts these boiler point agreements. When we are trying to work with the federal government the tech specialists doesn't usually get granted the ability to modify these leases and certain clauses in them. We can push back but this can drag out a year or more to get resolved. He is in agreement with the City Attorney.

Councilman Keener asked if we can print this document that has this notation and sign off on it. Then if there is some kind of disagreement downstream the notation would be on there with their response and that was our understanding.

Mr. Stanton said that would have no legal effect.

Mr. Gibbs added the FAA has their own procedure. They will mail us a copy after they sign it first and then we sign it after they signed it.

Councilman Rice felt we would be years trying to modify it. Perhaps this is something we can suggest a revision on.

Councilwoman Simons asked how long the lease is.

Mr. Gibbs answered it is a 50 year lease.

Councilwoman Simons said she felt better having Mr. Stanton on their side but at the same time maybe this is a calculated risk that we can take.

Mayor Johnson thought it didn't seem fair. The city is providing for free and then taking on the obligation. Why would we offer a lease for free?

Mr. Gibbs answered it is because we are receiving massive amounts of federal aid to build the infrastructure. This is another thing they hook airports with. Every airport that agrees to the federal grant programs is to allow the FAA to occupy space on the airport without a charge because it is for "public good and national defense."

Councilman Schmidlein asked if we cover insurance on this.

Mr. Gibbs answered they are self-insured.

**** A motion was made by Councilman Rice, seconded by Councilman Schmidlein, to approve the lease as drafted between the City of Elko and the Federal Aviation Administration at 813 Murray Way for a term of 50 years.**

The motion passed unanimously. (5-0)

- D. Review, consideration, and possible approval to initiate the acquisition of 60.19 acres of real property for inclusion within the Airport Property Boundary, including permission to request bids for property appraisal services, and matters related thereto. **FOR POSSIBLE ACTION**

City Staff supports the acquisition of a portion of APN 001-660-009, Section 17 T34N R55E, known as the Jennings Family Property, for long term airport compatible development. The Federal Aviation Administration will allow Elko Regional Airport to purchase the Jennings Family Property at Fair Market Value based upon appraisal and use all eligible costs towards future local grant matches under the FAA Airport Improvement Grant program. The airport would in essence obtain a “credit” for 93.75% of all AIP eligible costs in acquiring the Jennings Family Property. All subsequent local match contributions for future AIP grants would be credited based upon the City’s cost of acquiring the real property in 2016. When the “credit” is exhausted the FAA AIP grant program will have paid for a total of 93.75% of the cost of property. If acquired the property will be constrained by FAA Airport Grant Assurances and will be subject to Federal oversight. The real property will be required to remain a part of the airport property boundary in perpetuity or released from restriction by the FAA. MG

Mr. Gibbs demonstrated the location of the property using the whiteboard. This piece of property is an island located inside the airport property. The airport beacon is located at the very end. The property owners are interested in a fair market value appraisal purchase price to sell off the land. It is a good idea to remove any floating islands included within the airport property. The FAA has agreed to pay for 93.75% of all the eligible expenses to purchase this land.

Councilman Keener said it is strategic for the airport to get this done right now. This land use could be included in the new Master Plan.

Councilman Schmidlein agreed. Do you have any idea where this will come in on an appraisal?

Mr. Gibbs answered he has no idea. There will be a first appraisal that needs to be certified by another independent Nevada appraiser. We have to notify Mr. Winer (who represents the Jennings family) and the city with what the price is. You are only authorizing us to start the appraisal process at this time.

Mayor Johnson asked about restrictions regarding the use of the property.

Mr. Gibbs answered it will be available for lease. It will only be airport related types of businesses that are allowed on airport property.

Curtis Calder, City Manager, said we want to include this property in the Master Plan in the event we acquire it. We have no obligation to purchase it. If the Jennings family feels the appraisal is too low they can choose not to sell it as well. No one knows what the fair market value is.

**** A motion was made by Councilman Keener, seconded by Councilman Rice, to authorize the Airport Director to proceed with the Jennings Family property acquisition using FAA AIP Grant Program Criteria, including seeking competitive bids for property appraisal services.**

The motion passed unanimously. (5-0)

- E. Review, consideration, and possible approval of Contract Amendment #8 of the Jviation, Inc. Professional Services Agreement, authorizing Jviation, Inc. to proceed with FAA environmental, surveying, and property acquisition support services on the Jennings Family Property, and matters related thereto. **FOR POSSIBLE ACTION**

To be eligible for FAA AIP participation at 93.75%, the Airport must complete an environmental survey, cultural/historical survey, real property site survey and Airport Layout Plan update. Jviation, Inc. has quoted the \$8,730.00 to provide these services of which 93.75% is eligible as a “credit” towards future AIP grant matches. MG

Mr. Gibbs explained there is some cost and extra work this will protect the city by identifying liabilities and other issues that may be located on this property.

Councilman Schmidlein asked if we want to wait for an appraisal to come back before we move ahead with this. He felt this should wait.

Mr. Calder said that is a reasonable thought process. If council decides to act on this it can be contingent upon the council deciding future action.

Mr. Gibbs offered to table this until later.

Councilman Schmidlein said he would like to do this contingent upon the appraisal.

**** A motion was made by Councilman Schmidlein, seconded by Councilwoman Simons, to approve the Jviation Contract Amendment No. 8 in the lump sum amount of \$8,730.00 to provide support services for the Jennings Family Property Acquisition contingent upon whether we approve the appraisal moving forward with purchase.**

The motion passed unanimously. (5-0)

- F. Consideration and possible acceptance of the Police Department’s status report regarding parades and associated issues, and matters related thereto. **FOR POSSIBLE ACTION**

For the past two years, the Elko Police Department has been tracking the costs incurred for each parade held in the City of Elko. By tracking these costs it has been determined the fees collected, by the City from the parade organizers, does not cover the costs of staffing the parades.

In addition, the annual number of parades has grown to twelve (2015) with the possibility of two additional parades to be added this year. The Elko Police Department is recommending the City Council reorganize the parade schedule in order to make parades less burdensome upon the City of Elko and residents. BR

Ben Reed, Jr., Police Chief, explained there are several things we are asking the council to make a decision upon. We treat the parades equally and we don't focus on the cause. He asked Ty Trouten to provide some information regarding the issues.

Ty Trouten, Police Lieutenant, gave a presentation (Exhibit "A").

Councilwoman Simons asked for clarification about us paying overtime but the other entities just use an officer on duty.

Mr. Trouten answered correct. The reason we pay overtime is ideally if we have full staff we would have seven officers on duty. We usually are not there. From the time we close the streets to when we reopen them is 2 to sometimes 3 hours. It would mean that we would have to suspend all service to the city.

Chief Reed said we shot-gunned the issues and there are some recommendations. We work with the Street Department closely. The new route has helped out a lot. We are not in a position due to staffing to seal off that corridor. At the recent festival of lights parade people exited around the barricades and some moved the cones and exit right into the parade. Cars were going head-on into the parade. We felt if we moved this over to Railroad and go with the flow of traffic, we can increase the safety. We already are at bare staffing for these parades. If we increase the staffing we can put someone at each intersection. He is worried during each parade that there will be a disaster.

Councilman Schmidlein asked regarding the jamboree parade, there are some blocks that are already closed. What is their parade route since a huge chunk of that is already closed?

Chief Reed said that parade starts at 30th Street and terminates at 3rd Street. They have a route that if they want to continue with this in the future, we would need to sit down and work with them and tell them they need to change the route to something more manageable.

Councilman Schmidlein asked if reserve officers are available for these events.

Chief Reed answered we have used them in the past. As you know we got really low on our reserve officers so that has been an issue. Reserves are usually employed at regular jobs and there are work conflicts. Another help has been the cadet program at the Sheriff's Office.

Councilman Keener asked on holidays the labor costs, are they 50% higher.

Chief Reed answered it is higher on holidays but he wasn't sure of the exact cost.

Councilman Keener asked if there would be any difference whether it was a weekday or a weekend.

Chief Reed answered that wouldn't matter. There could be more pedestrians and such depending on the day of the week and the event.

Councilman Schmidlein felt this is a delicate discussion. Citizens are concerned with safety. These are parades. Everyone has a right to come in front of council to request a parade. To put a mandate on the amount of parades becomes a huge cup of tea. We really need to think about what we are doing here today. He would recommend an increase because \$150 per parade is pretty cheap. We have non-profits putting these parades on and it can be tough to pay.

Councilwoman Simons wondered if just raising the costs could just reduce the number of parades. She did some research to find out what other towns do. There were so many of them that were only charging \$25. I wondered how do they do that but then she realized that they are in charge of hiring either private security or off duty officers themselves. They are being charged per barricade. They are being charged a cleanup fee. Those costs can be a lot more than \$150. If we double the cost to \$300 that could make people really think about putting them on. The Police Chief and Dennis Strickland need to sit down and say this is the parade route.

Councilman Rice said he can't think of a community anywhere that has a parade a month. But we do. Perhaps the way to limit the number of parades is to raise the price. \$300 will not cover the costs. We are spending about \$2000 a parade. Everyone's parade will be a special parade. We need to reduce the number of parades. There are plenty of opportunities for static displays instead of parades.

Dave Stanton, City Attorney, said the city has the ability to limit the number of parades, increase fees and determine the parade route. All of our regulations have to be content neutral.

Mayor Johnson said the price is low which makes demand high.

Councilman Keener said even if we double it we don't even come close to covering the costs.

Curtis Calder, City Manager, said the proposal, back when we tripled it, staff was proposing \$500. There is an opportunity for the parade organizer to charge entry fees. If the fee is \$1000, maybe organizers will think otherwise because they may not have enough participation. The larger parades would have enough participation. Economics plays a larger role in this. Try that first and then consider the rest.

Councilwoman Simons thought \$1000 is high.

Mayor Johnson felt the costs were closer to \$2400 per parade.

Mr. Calder said during the budget process we can look at rates and fees and those sorts of things. We can include this. We can even step the rates up over the next couple of years per council's direction.

**** A motion was made by Councilwoman Simons, seconded by Councilman Keener, to accept the Police Department's status report regarding parades and provide direction to staff to, during the budget process, look at scaling up the price each year for the next three years.**

The motion passed unanimously. (5-0)

Chief Reed thanked council for their direction. He will also work with Mr. Strickland to come up with a standardized parade route. He will bring that back to council for approval. We may need to look at additional barricades and signage.

Councilman Schmidlein offered his assistance.

VI. RESOLUTIONS AND ORDINANCES

- A. Review, consideration, and possible approval of Resolution No. 9-16, a resolution authorizing augmentation of the 2015/2016 Fiscal Year Budget of the Recreation Fund in the amount of \$50,000 to facilitate a transfer to the Youth Recreation Fund, pursuant to NRS 354.598005, and matters related thereto. **FOR POSSIBLE ACTION**

The Council approved an inter-fund loan in an amount not to exceed \$50,000 on February 10, 2015 from the Recreation Fund to the Youth Services fund to help offset reductions in revenues. Those revenues have not recovered as expected and it is necessary to make a permanent transfer to cover the inter-fund loan. DS

Dawn Stout, Administrative Services Director, explained on an inter-fund loan you have 12 months to pay that back. The Youth Recreation Fund was in the negative at the end of the year by about \$53,000. Our response to that to the Department of Taxation was that we would continue to monitor it. This is a result of that. We have to do the loan because there is no other way to cover the shortage.

Councilwoman Simons asked if they are looking at this year's budget and see what we can do to remedy that.

Ms. Stout answered yes.

Councilman Schmidlein asked if this is the third or the second year we are doing this.

Ms. Stout answered last year would have been the first year. It is going to require an additional supplement to this year based on her projections. It will probably take another \$20,000 to \$30,000 to make this whole at the end of the year.

Councilman Schmidlein asked if we have had a chance to find out what is triggering the shortfall.

Ms. Stout answered some of it has been the Boys and Girls Club. The enrollment numbers are down in the Fun Factory Program. Those have rebounded a little bit recently. The biggest

impact was the Adult Leagues. The revenues were cut in half when the players decided to form their own league.

**** A motion was made by Councilman Keener, seconded by Councilman Schmidlein, to approve Resolution No. 09-16, augmenting the Recreation Fund in the amount of \$50,000 pursuant to NRS 354.598005.**

The motion passed unanimously. (5-0)

- B. First reading of Ordinance No. 801, an ordinance amending Title 3, Chapter 2, Section 17 of the Elko City Code entitled "TRAFFIC, ACCESS, PARKING AND LOADING REGULATIONS" which ordinance is entitled "TRAFFIC COUNT, PARKING NUMBER AND LOT DESIGN, AND PARK AND RIDE FACILITY REQUIREMENTS" by adding requirements pertaining to traffic counts and park and ride facilities, and adjusting the traffic visibility, access, civil improvements, parking requirements table, and parking lot design requirements, and other matters appropriately related thereto, filed and processed as Zoning Ordinance Amendment No. 1-15, and to direct Staff to set the matter for public hearing, second reading and possible adoption, and matters related thereto. **FOR POSSIBLE ACTION**

The Planning Commission took action to initiate an amendment to the zoning ordinance on December 1, 2015. The Planning Commission then held a public hearing on January 5, 2016, and took action to forward a recommendation to City Council to adopt an ordinance which approves the zoning ordinance amendment.
JD

Jeremy Draper, Development Manager, explained this is a big modification to the code. He went over the changes in the Ordinance (included in the packet).

Councilman Schmidlein asked, on the travel ways, you are requiring asphalt and the parking stalls can be road base.

Mr. Draper answered yes. The parking stalls themselves can be base material. We do still want those delineated somehow with a parking bumper or striping if they are on a hard surface. The thought there is that reduces our storm water runoff for that whole site. If that use were to change in the future it will be less work to make that transition.

Councilman Schmidlein said his concern is dust and drainage. If you pave the center and then you got the base, what is going to keep the water from getting underneath the asphalt?

Mr. Draper answered their engineer is going to have to make sure it is graded properly. We have other sections of code that actually address the dust and the storm water issues that we would enforce on these properties.

Scott Wilkinson, Assistant City Manager, mentioned it is just the bus route that will be paved.

Councilman Schmidlein asked if we are going to make them put down mag.

Mr. Draper answered that will be up to them. They have to control that dust.

Mr. Wilkinson said they will have responsibilities for storm water control, track-out, dust mitigation, etc.

Councilman Schmidlein said you discussed a minimum of 3 acres. What was the thinking on that?

Mr. Draper answered we don't want small park and ride facilities all over town. We want those to be somewhat substantial.

**** A motion was made by Councilman Rice, seconded by Councilman Keener, to conduct the first reading of Ordinance No. 801 and direct staff to set the matter for public hearing, seconding reading and possible adoption.**

The motion passed unanimously. (5-0)

- C. First reading of Ordinance No. 802, an ordinance amending Title 3, Chapter 2, Section 2 of the Elko City Code entitled "DEFINITIONS" and Title 3, Chapter 2, Section 12 A. 3., of the Elko City Code entitled "(LIGHT INDUSTRIAL DISTRICT) PRINCIPAL USES PERMITTED", which ordinance is entitled "PARK AND RIDE FACILITIES" by adding a definition for park and ride facilities, and adding park and ride facilities as a principal permitted use within the LI (Light Industrial) Zoning District, and matters related thereto, filed and processed as Zoning Ordinance Amendment No. 2-15, and to direct Staff to set the matter for public hearing, second reading and possible adoption, and matters related thereto. **FOR POSSIBLE ACTION**

The Planning Commission took action to initiate an amendment to the zoning ordinance on January 5, 2016. The Planning Commission then held a public hearing on February 2, 2016, and took action to forward a recommendation to City Council to adopt an ordinance which approves the zoning ordinance amendment. JD

Mr. Draper explained this adds a definition to the definition section of this code. It also adds the Park and Ride Facility as a principle use for Light Industrial. We did not have to modify the General Industrial section of code.

**** A motion was made by Councilman Schmidlein, seconded by Councilman Rice, to conduct first reading of Ordinance No. 802 and direct staff to set the matter for public hearing, second reading and possible adoption.**

The motion passed unanimously. (5-0)

III. APPROPRIATIONS

- A. Review and possible approval of Warrants. **FOR POSSIBLE ACTION**

**** A motion was made by Councilman Rice, seconded by Councilwoman Simons, to approve the warrants.**

The motion passed unanimously. (5-0)

- B. Review and possible approval of Print ‘N Copy Warrants. **FOR POSSIBLE ACTION**

**** A motion was made by Councilwoman Simons, seconded by Councilman Rice, to approve the Print ‘N Copy warrants.**

The motion passed. (4-0 Councilman Keener abstained)

VIII. REPORTS

- A. Mayor and City Council

Councilman Keener said he had an opportunity to drive down to St. George UT yesterday and meet with Skywest Airlines and Jviation. He welcomed Cathy Laughlin on board. He had a constituent call him regarding SatView service. Hopefully we will be able to get resolution for the SatView customers.

- B. City Manager

Curtis Calder said the letter to the resident complaining about SatView went out last week. He will be sending a letter to SatView requesting them to meet here in Elko so we can discuss some of the concerns. There will be an upcoming California Trail Advisory Board Meeting this Thursday morning at 7:30. There is a Heritage Parade being proposed.

- C. Assistant City Manager

Scott Wilkinson complimented FISH and the volunteers that are working with FISH. The emergency cold weather shelter has been operating flawlessly as far as he is aware.

- D. Utilities Director

- E. Public Works

Dennis Strickland reported he was in Reno last Thursday for an LTAP Advisory Board meeting. It looks like we will have some good classes being offered in the next couple of years that will help his employees.

- F. Airport Director

Mark Gibbs thanked Councilman Keener and Curtis Calder for traveling with him to meet with Skywest and Jviation. On June 1st we will add a second Sunday flight. He updated council on Jviation’s contract amendment #5. The price is going up slightly (\$1,432.26) since the amendment was approved a year ago.

- G. City Attorney

- H. Fire Chief

- I. Police Chief

- J. City Clerk

- K. City Planner

- L. Development Manager

Jeremy Draper reported on the Police Station progress.

- M. Administrative Services Director
- N. Parks and Recreation Director
- O. Civil Engineer
- P. Building Official

IX. LABOR NEGOTIATIONS

- A. Closed session to discuss upcoming labor negotiations with the Elko Fire Fighters Association, Local 2423, Elko Police Officers Protective Association, IUPA – AFL/CIO Local 233, and Operating Engineers, Local 3, and matters related thereto. **INFORMATION ONLY – NO ACTION REQUIRED**

Note: This portion of the meeting may be closed pursuant to NRS 288; therefore the Council may move to adjourn the meeting prior to consideration of this item.

THE MEETING CLOSED DURING LABOR NEGOTIATIONS DISCUSSION AND REOPENED FOR PUBLIC COMMENTS.

COMMENTS BY THE GENERAL PUBLIC

Pursuant to N.R.S. 241, this time is devoted to comments by the public, if any, and discussion of those comments. No action may be taken upon a matter raised under this item on the agenda until the matter itself has been specifically included on a successive agenda and identified as an item for possible action. **ACTION WILL NOT BE TAKEN**

There were no public comments.

There being no further business, Mayor Johnson adjourned the meeting.

Mayor Chris Johnson

Shanell Owen, City Clerk