

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

SS July 9, 2013

The City Council of the City of Elko, State of Nevada met for a regular meeting beginning at 4:00 p.m., Tuesday, July 9, 2013.

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.

Mayor Present: Chris J. Johnson

Council Present: Councilman John Rice
Councilman Rich Perry
Councilwoman Mandy Simons
Councilman Robert Schmidlein

City Staff Present: Curtis Calder, City Manager
Ryan Limberg, Utilities Director
Dawn Stout, Administrative Services Director
Fritz Sawyer, WRF Superintendent
Shanell Owen, City Clerk
Matt Griego, Fire Chief
Dennis Strickland, Public Works Director
Scott Wilkinson, Development Manager
Doug Gailey, Human Resources Manager
James Wiley, Parks and Recreation Director
Dawn Leyva, Recreation Services Manager
Rick Magness, City Planner
Jeremy Draper, Civil Engineer
Ted Schnoor, Building Official
Don Zumwalt, Police Chief
Mark Gibbs, Airport Director
Diann Byington, Recording Secretary

ROLL CALL

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

June 25, 2013 Regular Minutes
FOR POSSIBLE ACTION

The minutes were approved by general consent.

Chief Zumwalt presented a plaque to Barrick representatives thanking them for their support. Almost a year ago Barrick donated \$40,000.00 to the Elko Police Department. He explained what was done with the money they donated.

II. PERSONNEL

A. Employee Introductions:

- 1.) Michael O'Farrell – Police Officer, Police Department
Present and introduced.
- 2.) Ashley Carter – Police Records Technician I, Police Department
Present and introduced.

I. PRESENTATIONS

A. Elko County Monthly Update: County Commissioner Glen Guttry
NON-ACTION ITEM – INFORMATION ONLY

Glen Guttry reported on Walt Leberski having served for 30 years and is retiring from the Board of Equalization. NDOT is giving the county their annual work program to approve their projects for the next year. AN227 was a Nevada Land Management Task Force that was approved this last session. Demar Dahl will be the County's representative on the Task Force. The Jarbidge/South Canyon legal case is still going on. Noble Energy has been applying for permits to drill for oil and gas but their projects have been put on hold. He thanked the City for spearheading the 25th Anniversary of the South Fork Reservoir.

Abigail Wheeler, Elko County Transit Coordinator, explained she was here with Mr. Guttry. She brought a copy of the new logo to show the council. (Exhibit "B") They are working on some changes that should help improve the system.

B. NNRDA Year in Review Presentation by Executive Director Pam Borda
NON-ACTION ITEM – INFORMATION ONLY

Pam Borda, NNRDA, explained some highlights of her year-end report. (Exhibit "A")

Mayor Johnson asked how much area would be needed for industrial.

Ms. Borda answered she was not qualified to make that call or answer that. It would vary depending on the needs of the company. She thought the acreage needed would be well in excess of 100 acres.

Councilman Perry asked is the biggest issue the infrastructure. (yes)

- C. League of Cities Update by Executive Director Wes Henderson
NON-ACTION ITEM – INFORMATION ONLY

Wes Henderson, League of Cities, gave a presentation. (“Exhibit “C”)

III. APPROPRIATIONS

- B. Review, consideration, and possible authorization for Staff to apply for Airport Improvement Project (AIP) Grant 43, Commercial Apron Portland Concrete Cement (Phase III), and matters related thereto. **FOR POSSIBLE ACTION**

Airport Improvement Project Grant Awards are based upon the outcome of competitive bid solicitations. As such, Staff is preparing to submit a grant application for the replacement of Commercial Apron Portland Concrete Cement (Phase III) at the Elko Regional Airport that has been compromised by alkali-silica reaction (ASR). Any grant offer from the Federal Aviation Administration will be brought back to Council for consideration and possible acceptance. MG

Mark Gibbs, Airport Director, explained they just sent out the grant today. He handed out a copy of the grant application and pictures of the concrete. (Exhibit “D”) It was accepted for review. The numbers are still negotiable because these are estimated numbers and subject to bid.

Councilman Schmidlein asked if can apply for this grant to do repairs on any particular area on the tarmac. Can you identify the worst portions of the apron or is this to do a specific area?

Mr. Gibbs answered the engineering is not completed but they will be selecting the areas with the most degradation.

Curtis Calder, City Manager, said we focused around the trench drain area. We are having issues with the trench drain.

Councilman Schmidlein said when we were out there today looking at the apron there are contraction and expansions problems. The actual steel grates are popping out due to expansion and contraction issues. There are areas on the de-icing pad that should not be removed.

John Carpenter said he was concerned about what is happening here. It looks like you got \$952,000.00 and you want to spend the money as quick as you can. He thought no one has really looked at this. Why spend that money now and then have to go back to the taxpayers to get money for something else. He felt the city is making a terrible mistake. Don’t just spend the money because the FAA said they would help.

Mr. Gibbs offered to let Mr. Carpenter (and any interested citizen) tour the concrete on the apron. Mr. Phillip Logan, PE, will be overseeing the project. He is a civil engineer and he came out and inspected the concrete. The money is being used to replace the concrete that has been determined by engineers to be in failure. This is aviation grade concrete. We are required by federal grants to maintain the concrete and replace the areas that are failing. The reason we are spending the money now is because we are receiving a discretionary grant.

**** A motion was made by Councilman Rice, seconded by Councilman Perry, to authorize staff to apply for Airport Improvement Project (AIP) Grant 43 for the replacement of Commercial Apron Portland Concrete Cement (Phase III) at the Elko Regional Airport.**

The motion passed. (4-1 Councilman Schmidlein voted no.)

- C. Consideration and possible authorization for Staff to solicit bids (AIP 43) for Commercial Apron Ramp Replacement (Phase III), and matters related thereto.
FOR POSSIBLE ACTION

On June 20, 2013 Phillip Logan, P.E. Federal Aviation Administration, Program Manager made a site visit to Elko Regional Airport where he inspected the airport commercial ramp and deice pad for evidence of premature concrete failure due to alkali-silica reaction (ASR). On July 7, 2013 the Federal Aviation Administration indicated that an AIP discretionary grant to fund 60% of the replacement cost would be available. The remaining 40% local match was budgeted in the FY 2013/2014 budget.

The project will include approximately 4,500 square yards of full strength concrete removal and replacement. This will also include replacing trench drains associated with the airport deice pad. The engineer's estimated a probable cost of \$2,380,000 of which the Federal share will be \$1,428,000. The FAA will fund the grant "based on bids". MG

Councilman Schmidlein disclosed that he is with Canyon Construction who just completed a current lawsuit which is still being appealed but it is their intentions to bid on this project but at this time it does not have an effect with participating on going out to solicit for bids.

Councilman Rice asked if he was just disclosing and not recusing.

Councilman Schmidlein said he was just disclosing that. It's obvious that he has been involved with this from the opposite side of the fence. There are repairs that need to be done without a doubt. He doesn't feel it is necessary to go out there and replace \$2.3 million worth. In the de-icing area there is tremendous distress. He received a preliminary drawing showing what they want to remove. They are planning on removing the most distressed panels. He would like to open up that apron to the public and look at it. There is concrete all over Elko that is in distress. The front of the terminal building has a lot of distressed concrete too.

Councilwoman Simons felt it would be great for the public to see the deterioration issues out there. Mr. Gibbs is trying to be responsible in saying these are the worst parts. It is in our wisdom to take care of these huge problems that may keep us from having a functional airport.

John Carpenter said he doesn't see any reason why you have to put this concrete in at 747 standards since there hasn't been one parked there for many years. Why don't you set a date for the public to come and look at this thing?

Mr. Calder said Skywest has written to us regarding the concrete. They are on record that they have concerns with operating their aircraft on that concrete. They have the potential of ingesting debris into their engines. Sweeping the concrete can be a problem because you can damage concrete by simply sweeping it. The airplanes are required to de-ice in that area. We are limited to our options to de-ice.

**** A motion was made by Councilman Perry, seconded by Councilman Rice, to authorize staff to solicit bids for the replacement of the Commercial Apron Portland Concrete Cement (Phase III) at the Elko Regional Airport.**

The motion passed. (4-1 Councilman Schmidlein voted no.)

After the motion and before the vote, Councilman Perry asked we are putting out a bid for a contractor to do this work assuming the FAA comes through with their 60%. With regards of the project team and the QA/QC component of this, how do you envision that? Will that be part of the bid too?

Mr. Calder answered the FAA requires that. The contractor is required to do the QC and the engineering firm will be required to do the QA to ensure the concrete meets the specifications.

Councilman Perry asked will the engineer be Kimley Horn.

Mr. Calder they are required to be the engineer for this particular project. They are the council selected engineer and FAA approved engineer. Their 5 year contract is coming up this fall and we will be going through the process of selecting another engineer firm. We may have another airport engineer selected later on.

Council voted on the motion.

- D. Review, discussion, and possible approval to authorize the Parks Department to purchase skate park equipment from a shared governmental contract (NJPA) National Joint Powers Alliance in accordance with NRS 332.195, Joinder or Mutual use of contracts, and matters related thereto. **FOR POSSIBLE ACTION**

The Parks Department has budgeted \$98,000 for skate park equipment as an addition to the existing skate facility for FY 2013/2014. By purchasing the equipment through a Joinder or Mutual Use NJPA contract we can expedite the

process and be assured that we are getting the equipment we want at a competitive bid price. JW

James Wiley, Parks and Recreation Director, explained we are ensured the best price for the product we are looking for by purchasing the equipment through a Joinder or Mutual Use NJPA contract. We have \$98,000 and we obtained a grant that will cover half of the costs so we can go further with our money.

Councilwoman Simons asked the City itself doesn't have to be a member.

Mr. Wiley answered we do need to register but it is free.

Councilman Schmidlein asked how much daily utilization is out there.

Mr. Wiley answered it is heavily used. It is not uncommon to see 15-20 kids out there during the day. If you have seen the existing skate park there is a lot of open space out there. It caters to the beginning users. Users have mastered the park and asked for more challenges. This will add more challenges. He anticipates the usage will go up.

**** A motion was made by Councilman Perry, seconded by Councilman Rice, to authorize staff to purchase Skate Park equipment through the governmental co-op contact NJPA in the amount of \$98,000.00.**

The motion passed unanimously. (5-0)

- E. Review, consideration, and possible authorization for the Fire Department to solicit bids from qualified vendors to provide a Type 6, 4-wheel drive, Brush Truck, and matters related thereto. **FOR POSSIBLE ACTION**

This vehicle would replace a 1980 International Fire X ARFF Truck that was converted into a brush truck in 2005. This project was originally presented to council as a cab and chassis replacement. During an operational meeting attended by fire chiefs, city manager, mayor, and fire liaison, a more cost effective alternative of replacing this truck with a new brush truck was discussed. Purchasing a new vehicle which is better suited to the fire department's mission would better serve the citizens, the fire department and fleet maintenance. This purchase was included in the FY 2011/2012 Capital Budget. MG

Matt Griego, Fire Chief, explained during the budget preparation we looked at replacing Engine 10, the 33 year old truck that has served the city well for many years. The cab and chassis is at a point where parts are not available and the truck is not serviceable. Any failure would finish the truck. The cost of a similar sized cab and chassis would be about the same price as a new truck. By going with a smaller type 6, which is more of a one ton pickup than the large BLM trucks, takes it out of the commercial license realm. This truck will serve in Lee Engine Company.

Councilman Perry agreed that this makes more sense.

**** A motion was made by Councilman Perry, seconded by Councilman Rice, to authorize staff at the Fire Department to solicit bids for qualified vendors to provide a Type 6 4-wheel drive brush truck that will not require a commercial license and bring those bid tabulations back to Council for a final decision.**

The motion passed unanimously. (5-0)

After the motion and the vote, Chief Griego introduced the Lee Engine staff present.

- F. Consideration and possible ratification of Staff's decision to accept one (1) additional year of General Liability Insurance coverage (FY 2014/2015) with Aviation Marine Insurance Services, Inc., for the Elko Regional Airport, and matters related thereto. **FOR POSSIBLE ACTION**

The General Liability Insurance for the Elko Regional Airport is separate from the City's Liability Insurance. On June 25, 2013, the City Council accepted a renewal offer for \$9,225.00, representing an 11% reduction over the previous year. After renewing the policy, Aviation Marine Insurance Services, Inc. offered an additional year for the same premium of \$9,225. The premium for FY 2014/2015 will not be due until July 1, 2014. MG

Mark Gibbs, Airport Director, explained we get a reduced rate from last year and we lock in the price for 2014.

**** A motion was made by Councilman Rice, seconded by Councilwoman Simons, to ratify staff's decision to accept an additional year of general liability insurance coverage for fiscal year 2014/2015 with Aviation Marine Insurance Services, Inc. in the amount of \$9,225.00.**

The motion passed unanimously. (5-0)

IV. NEW BUSINESS

- A. Consideration and possible authorization to advertise for one (1) vacancy on the Airport Advisory Board, and matters related thereto. **FOR POSSIBLE ACTION**

The seven (7) member Airport Advisory Board is seeking to replace Ms. Ginna Reyes who resigned from the position earlier this year. The airport currently has six board members and is seeking one (1) additional member to serve a four year term. MG

Mr. Gibbs explained we are seeking someone to fill the remainder of Ms. Reyes' term and not a new 4-year term.

**** A motion was made by Councilman Perry, seconded by Councilman Rice, to authorize the Airport Advisory Board to begin solicitation for a new board member.**

The motion passed unanimously. (5-0)

- B. Review, consideration, and possible action to address the requirement for curb, gutter, and sidewalk on the north northeast side of State Route 227, and matters related thereto. **FOR POSSIBLE ACTION**

The Development Department is requesting Council direction with regard to the installation of curb, gutter and sidewalk on the north northeast side of State Route 227 from Pinion Road to Powder House Road. Staff does not believe the extension of curb, gutter and sidewalk from Pinion Road to Powder House Road is feasible. The Nevada Department of Transportation right-of-way varies in width over the length of the road segment and there are related slope issues making the installation of sidewalk impractical. Staff believes the requirement for curb and gutter should be determined by the needs of the Nevada Department of Transportation. Pedestrian access is more appropriate on the opposite side of the State Route. SAW

Scott Wilkinson, Development Manager, explained the reason this was brought to Council's attention is we are looking at a subdivision that is being reviewed at the Planning Commission tomorrow night. Since the property line abuts the NDOT right-of-way the question of are we going to have public improvements along this frontage comes up. In the past we brought an area issue to the council such as Manzanita to get direction. NDOT doesn't typically require the curb, gutter and sidewalk. They would defer to the city on that issue. Without council's approval not to require it the code would direct staff to require that infrastructure there. He was looking for council guidance so they know how to address the review of the subdivision that is before them.

Jeremy Draper, Civil Engineer, said at the last council meeting there was a comment that council wanted to see where there was missing curb, gutter and sidewalk. We created that map (on the overhead screen). We have subdivisions that don't have it because they had different development standards.

Councilman Rice asked would NDOT provide the gutter and sidewalk.

Mr. Wilkinson answered NDOT doesn't typically require any of that infrastructure unless the city requires it.

Mike Murphy, NDOT, said the only concern they have is with Title 6 we have to provide ADA access to our facility. You as the adjoining property owners have to connect to our facility wherever you invite the public to be. No matter what, somewhere on that frontage in our right-of-way you will provide us some access. We don't care which side of the road it is on or whatever, but we will provide that pedestrian access on the adjoining property to us on the State Route.

Mayor Johnson asked if it meets the requirement to only have it one side. There is no requirement for both sides?

Mr. Murphy answered we just have to provide a pathway for pedestrians to get from as this land develops. So whether we did it on the north or the south side is really immaterial. That becomes an engineering decision but we have to provide that path for those. We may not use this. It may be a situation where a path doesn't connect to anything but this is the only opportunity we have to get this land owner and this developer and we have to do it now unless there is an agreement between us and the entity that you agree to do it at a later date to take care of the problem. In the project that we are getting ready to do in the City of Elko, we are spending millions of dollars going in and filling out sidewalks to provide that continuity of our ADA requirements. We are spending our money to do that. We like not to do that in future developments. ADA law has progressed in our requirements through ADA. We only have one shot and that's when it develops. We are going to make sure that we are not exposing the taxpayers of the State of Nevada to pay for something that should have been a development cost at the time.

Mr. Wilkinson asked do your current plans for this upcoming work include ADA access on that side of the roadway.

Mr. Murphy answered he didn't know, they have not reviewed this plan yet.

Mr. Wilkinson said he thought they had plans for... He understood they haven't reviewed this plan but he thought they had a project that is going out to bid for this area of our community.

Mr. Murphy answered right now the side walk improvements stop at, I believe, 9th Street.

Mr. Wilkinson asked to be clear, you have an expectation that the developer will put sidewalk on that side of the State Route.

Mr. Murphy answered not on that side. You will provide a path somewhere in our right-of-way for that pedestrian movement.

Mr. Wilkinson noted that this developer will, even if it's on other property.

Mr. Murphy answered potentially. It's all on our properties.

Councilman Schmidlein asked if they would have to provide that all the way down to Pinion Road or just the length of their frontage.

Mr. Murphy answered he would say the length of their frontage.

Councilman Schmidlein asked that they could install it on the opposite side of the road. We would have to do a hiccup and do an attachment to their development.

Mr. Murphy answered that is what he envisions. There are other issues too. He has not looked at this subdivision from NDOT's point of view yet. We have that obligation to make sure that the ADA connection is ready for the next adjoining land owner to attach to.

Mr. Wilkinson asked if we could go back to the Arc View, and we have an agreement for a pathway in regards to that hospital development, what would your expectation be that this developer come over to Errecart and provide a pathway for the same lineal footage as his frontage to some point and then end?

Mr. Murphy answered something like that I guess.

Mr. Wilkinson continued and so I have asked for a response from NDOT with regard to this so you will put that in your letter.

Mr. Murphy answered they have been playing phone tag that last few days.

Mr. Wilkinson said that would be fine if the council decides that we are not going to have sidewalk on this side and NDOT responds with their review that their expectation the developer would put that sidewalk on the other side. Then that will be a condition of the subdivision.

Mr. Murphy said to make sure he is clear, they look at sidewalk as one thing. We are looking at an ADA pathway. That can be a multi-use path or a bicycle path. We are looking for something that allows pedestrians to move back and forth as well as other potential uses. We look at curb and gutter as a different animal. That is a drainage structure. Whether you want that. That is really a local decision based on the character of the neighborhood. That is something we would work with city for whatever you want for that neighborhood. Because we'll have ditches there and things like that to carry the drainage or you could put curb and gutter there to carry the drainage. It is your guy's option.

Councilman Schmidlein asked basically where the right-of-way ends they could possibly put a gravel path per se where it attaches from their property to the right-of-way. They would not necessarily have to put concrete sidewalk in at that point. Is that correct?

Mr. Murphy answered he didn't think gravel would make the ADA requirements.

Councilman Schmidlein said that is true.

Mr. Murphy said it would have to be some kind of hardened surface. How you tie in on your property is immaterial but you got to tie from the edge of your property to us for sure.

Councilman Schmidlein said it looks like from the edge of the roadway out there where the NDOT right-of-way is, approximately 20 feet setback.

Mr. Murphy said it is probably more like 50 feet. There is a lot of space there. He thought the right-of-way is 200 or 300 feet. ADA standards are changing a lot. We used to operate a lot differently too just like you guys did but litigation is changing our philosophy too.

Councilman Perry said so, Scott, let's just do the "for instance." If we do say we are not going to require sidewalk improvements on the northeast side of Lamoille Highway which is triggered by

this subdivision review. Does that then put all of the cost on those people who would develop on the west side for sidewalk when they develop?

Mr. Wilkinson answered that is the way he would view it. Except that he just hear differently from NDOT that they would have an expectation that this developer at this time would go over and pick up that cost for those property owners on that side.

Councilman Perry said given that you guys have communications going on maybe table this until the details are worked out between city staff and NDOT. Should the developer be required to participate somehow in the sidewalk on the west side?

Mr. Wilkinson said this would all be news to him with his previous discussions with NDOT. Typically it has all been left up to whether the city required it at the time. Apparently their position has changed recently. This is news to him. They asked the engineer or the representative to get in touch with NDOT because we also have concerns with the level of service at Pinion and the State Route and with the anticipated traffic at full build out. Does that present some problems? Preliminary information is that it does present some problems. Exasperates the problems that we have there. There is that question also that we are trying to work through. We can table this. We can hear the preliminary plat and he will add a condition for consideration of approval that improvements will be required on the State Route until we figure out differently.



**** A motion was made by Councilman Perry, seconded by Councilwoman Simons, to table the item.**

The motion passed unanimously. (5-0)

V. PETITIONS, APPEALS AND COMMUNICATIONS

- A. Ratification of the Chief of Police issuing a 30-day temporary packaged liquor license and issue a regular packaged liquor license to Gary K. Moore, Costa Vida #93, located at 1664 Thomas Gallagher Way, Suite 100, Elko NV 89801, and matters related thereto. **FOR POSSIBLE ACTION**

Don Zumwalt, Police Chief, explained there is a slight typo in the action sheet. It should be a retail liquor license and not a packaged liquor license. This is a restaurant that uses retail liquor. It is open and is quite busy already. If you would like to table this issue he could bring this back at the next meeting.

THERE WAS NO ACTION.

- B. Review and possible approval of a request by the Amtgard Local Chapter, Desert Rose, to camp in the Main City Park, July 12 -14, 2013, and matters related thereto. **FOR POSSIBLE ACTION**

Art in the Park is going to be held on July 13 & 14, 2013. Amtgard Local Chapter, Desert Rose, has requested to camp in the Main City Park on July 12, 13 & 14,

2013. As vendors, they are covered under the Art in the Park Insurance Policy. Additionally, they will be assisting with security for the event. SO

Shanell Owen, City Clerk, explained this is an annual request and staff has no concerns.

Warner Glenn, 192 Elburz Unit 3, explained they do this every year. They end up helping with security around the event.

Amanda Martin, Amtard, said she received a call explaining that the Boy Scouts have backed out of security for the event. They usually assist the Boy Scouts but since they have backed out Amtard was asked to provide the security.

Brady Miller, organizer for Art in the Park, explained they depend on security for the event. This allows the vendors to go back to their motel room and not worry about their merchandise.

**** A motion was made by Councilman Perry, seconded by Councilman Schmidlein, to approve the request by Amtgard Local Chapter, Desert Rose, to camp in the Main City Park from July 12 through 14, 2013 during the time Art in the Park is underway.**

The motion passed unanimously. (5-0)

VI. 6:00 P.M. PUBLIC HEARINGS

- A. Review, public hearing, and possible naming of the upper soccer field at the John Hogg Soccer Complex after Mr. Ramon Zugazaga, and matters related thereto.
FOR POSSIBLE ACTION

This is the time set aside to hear public comments relating to a request submitted by Dena Anderson, President of Elko AYSO Soccer. JW

James Wiley, Parks and Recreation Director, explained at the last meeting we saw the petition to name one of the soccer fields at the John Hoggs Complex after Ramon Zugazaga. We are here tonight to take public comment on this.

Dena Anderson, President AYSO Soccer, said that Ramon has done a lot for soccer in the community. We would love to see one of the fields dedicated to his name. AYSO will incur the costs of the sign for the field.

Councilman Perry said there is no more deserving person for this honor than Ramon Zugazaga.

Shanell Owen, City Clerk, said this was advertised in the newspaper as a public hearing and she didn't receive any responses to the advertisement.

Mayor Johnson asked will there be any soccer fields at the new sports complex.

Mr. Wiley answered there will be at least two multi-purpose soccer/football fields. They will be full sized soccer fields.

Mayor Johnson felt something needed to be named after Mr. Zugazaga. He thought of the sports complex that is in the works but that may be years down the road depending on funding. As that develops, perhaps the city can consider naming a complex after him.

Dawn Leyva, Recreation Services Manager, said this was brought up because Mr. Zugazaga may move. We talked about naming the new complex after him but by that time he may be gone.

**** A motion was made by Councilman Perry, seconded by Councilwoman Simons, to name the upper soccer field at the John Hoggs Soccer Complex after Mr. Ramon Zugazaga and have the city produce a small plaque in appreciation for Mr. Zugazaga's involvement in youth soccer in Elko and award it to him at a City Council meeting so we have him come here to be acknowledged.**

The motion passed unanimously. (5-0)

- B. Review, consideration, and possible adoption of Resolution No. 11-13, a resolution of the Elko City Council adopting a change in zoning district boundaries from C (General Commercial) to IC (Industrial Commercial), involving approximately 1.036 acres of property located generally on the southeast corner of Pinion Road and Cherrywood Way, filed by Jade Development LLC and processed as Rezone No. 4-13, and matters related thereto. **FOR POSSIBLE ACTION**

The Planning Commission considered the subject zone change request on June 4, 2013, and took action to forward a recommendation to Council to approve Rezone No. 4-13. RM

Rick Magness, City Planner, explained we are looking at a second application that considers both of these existing buildings. The Master Plan designation identifies this as light/medium density residential. At the time there was an error in classification of zoning. The applicant wants to get this properly designated for what the uses are. He recommended approval.

**** A motion was made by Councilman Rice, seconded by Councilman Schmidlein, to adopt Resolution No. 11-13 as recommended by the Planning Commission.**

The motion passed unanimously. (5-0)

- C. Review, consideration, and possible adoption of Resolution No. 12-13, a resolution of the Elko City Council adopting a change in zoning district boundaries from C (General Commercial) to IC (Industrial Commercial), involving approximately 1.507 acres of property located generally south of the intersection of Pinion Road and Primrose Lane, filed by Jade Investments LLC and processed as Rezone No. 5-13, and matters related thereto. **FOR POSSIBLE ACTION**

The Planning Commission considered the subject zone change request on June 4, 2013, and took action to forward a recommendation to Council to approve Rezone No. 5-13. RM

Mr. Magness explained we are talking about the adjoining property and already built out office warehouse uses. Staff recommended approval.

**** A motion was made by Councilman Schmidlein, seconded by Councilman Perry, to adopt Resolution No. 12-13 as recommended by the Planning Commission.**

The motion passed unanimously. (5-0)

VII. REPORTS

A. Mayor and City Council

Councilman Schmidlein reported on the condition of the airport terminal.

Councilwoman Simons reported on the Airport Advisory meeting and the discussion at the meeting about wildlife on the runway.

Councilman Perry reported on how the Main City Park Project is taking shape.

Mayor Johnson reported on a letter (from Nevada Division of Water regarding flood plains) and a thank you card (from the Tom Gallagher family) received by the city recently.

B. City Manager

Curtis reported that Delmo was still on vacation. The Planning Commission meeting had to be moved to tomorrow at 6:30 pm due to difficulties getting a quorum.

C. Assistant City Manager

D. Utilities Director- Emergency Repairs: Geothermal disposal; water restrictions

Ryan Limberg reported on an emergency repair by the Basque Clubhouse on the geothermal disposal line. They received an invoice from Falstich and Rand for \$10,715.00 for the installation of 400 feet of 6 inch HDPE pipe. There was also an invoice from Western Nevada Supply for parts in the amount of \$5,699.89. There will also be an invoice from Staker for the patch back but that has not been received yet. The invoices will be submitted to the users group for partial reimbursement. He also reported on the annual water restrictions that are currently in affect.

E. Public Works

Dennis Strickland reported on the pending micro surfacing.

F. Airport Director

Mark Gibbs invited everyone to come by the Airport and all comments are welcomed.

G. City Attorney

H. Fire Chief

Chief Griego handed out his latest edition of the Fire Department monthly newsletter. (Exhibit "E") He reported on the fires they have had since the last newsletter.

I. Police Chief

Chief Zumwalt reported on the Matrix recommendations and the PD's implementation of the recommendations. The 4th of July parade had been postponed a little bit due to a manhunt and last night there was a stabbing.

J. City Clerk

K. City Planner

Rick Magness reported tomorrow is the deadline to receive letter of interest on the Planning Commissioner positions. The Planning Commission will be looking at the city land inventory tomorrow evening.

L. Development Manager

Scott Wilkinson reported they are close to an agreement with Artisan at Exit 298.

M. Civil Engineer

Jeremy Draper reported on the process with FEMA regarding updating flood maps. There are a couple of meetings tomorrow regarding flood plains. The Main City Park project is on schedule. They will be kicking off the sports complex design at the next Parks and Recreation Advisory meeting next week. The Idaho Street paver project is underway.

N. Administrative Services Director – Update on New World Software conversion

Dawn Stout reported on the New World Software conversion.

Doug Gailey reported on the Police Chief recruitment.

O. Parks and Recreation Director – Update of Golf Course irrigation repairs

James Wiley reported on the irrigation repairs at the Golf Course. They are getting ready to start the feasibility study on the irrigation system at the Golf Course. The fence is complete at the cemetery and we are almost ready to sell plots in the last remaining area. Art in the Park will be this weekend even with the construction ongoing in the park.

P. Building Department

Ted Schnoor reported on projects around town and how busy his office is.

III. APPROPRIATIONS (Cont.)

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

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

The motion passed unanimously. (5-0)

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 Chris Johnson adjourned the meeting.

Mayor Chris Johnson

Shanell Owen, City Clerk