

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

SS September 23, 2014

The City Council of the City of Elko, State of Nevada met for a regular meeting beginning at 4:00 p.m., Tuesday, September 23, 2014.

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  
Councilwoman Mandy Simons  
Councilman Robert Schmidlein  
Councilman Reece Keener

City Staff Present: Curtis Calder, City Manager  
Dawn Stout, Administrative Services Director  
Doug Gailey, Human Resources Manager  
Scott Wilkinson, Development Manager  
Ryan Limberg, Utilities Director  
Fritz Sawyer, WRF Superintendent  
Jay Paxson, Environmental Coordinator  
Rick Magness, City Planner  
Ted Schnoor, Building Official  
James Wiley, Parks and Recreation Director  
Matt Griego, Fire Chief  
Ben Reed, Jr., Police Chief  
Jeremy Draper, Civil Engineer  
Jonnye Jund, Accounting Manager  
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**

Susan Haas, Executive Director of RSVP (Retired Senior Volunteer Program), thanked council for their generous donation to their organization.

**APPROVAL OF MINUTES: September 9, 2014 Regular Session**

*The minutes were approved by general consent.*

**I. PRESENTATIONS**

- A. The Arts and Culture Advisory Board will provide a brief update on the Sesquicentennial Sagebrush Project and requests the opportunity to photograph City Council members. **NON-ACTION ITEM – INFORMATION ONLY**

Catherine Wines, Arts and Culture Advisory Committee, explained they are looking for items to be included in the time capsule. They would like a picture of City Council and a picture of the city staff. She will be going to the County Commission to get a picture from them. They are trying to get yearbooks and pictures/art projects from the schools in the county. Everything is on budget right now and on time. There is a contractor that will come in and do the concrete.

Councilman Rice asked Ms. Wines to pass on thanks to the rest of the committee for all of their work and efforts.

- B. Presentation by Ms. Abigail Wheeler regarding the Get My Ride 2015 Three Year Plan. **NON-ACTION ITEM – INFORMATION ONLY**

Abigail Wheeler, Elko Transit Coordinator, 540 Court Street, gave a presentation (included in packet).

Mayor Johnson thought it was a great program and it is great to see the ideas to help sustain the program.

- C. Presentation by Ms. Pam Borda regarding the Northeastern Nevada Regional Development Authority's (NNRDA) year-end status report. **NON-ACTION ITEM – INFORMATION ONLY**

Pam Borda, NNRDA, gave her annual status report (included in packet).

Councilman Keener noted she mentioned the Oil and Gas Industry. Are there any official projections out there for growth in that industry in this area?

Ms. Borda answered the original projections she had were to have 1000 full-time employees by 2020 and to be moving 50,000 barrels of oil a day. That was with 30 permits and the full-blown plans that Noble Energy had. That has gone down a little bit. BLM only approved 21 of those 30 permits. They are moving forward now and they are starting to ramp up. Now there is another company on the table that is showing an interest.

Councilman Rice asked when you talk about the Community Health Committee, which has been working very hard and helping the hospital too, what is the Community Health Nurse that committee is working on.

Ms. Borda answered several years ago the state cut all of the funding and support for that program. It actually went away. Things like children getting immunizations for school became a crisis for those who couldn't afford to go to the doctor to do it. We are looking at restoring that program but looking at other ways to fund it.

### III. APPROPRIATIONS

- B. Review, consideration, and possible action to approve an Alternative Measures Agreement between the City of Elko and Jimmie and Kellie Faulkner regarding City financial participation and cost sharing in the drilling of a new and deeper well on the Faulkner property to protect the City's interest in the ongoing utilization of City Well #43, including a finding by the Council of a public purpose in this action, and matters related thereto. **FOR POSSIBLE ACTION**

NRS 534.110 (5) b. states, "...the State Engineer shall include as a condition of the permit that pumping water pursuant to the permit may be limited or prohibited to prevent unreasonable adverse effects on an existing domestic well located within 2,500 feet of the well, unless the holder of the permit and the owner of the domestic well have agreed to alternative measures that mitigate those adverse effects."

The Faulkner well water level has decreased from 70' to 90' below ground surface in the past 5 years and is currently near the bottom of the well. Multiple factors play into this equation including several years of drought, additional new domestic wells being drilled in the vicinity, as well as the pumping of City well #43 which is located approximately 1200' away. In accordance with NRS, City Staff have developed the attached Alternative Measures Agreement to prevent the limiting or prohibition of pumping of City Well #43 which is needed to serve City growth and development. RL

Ryan Limberg, Utilities Director, explained that Jim Faulkner was in the audience along with some of his neighbors. He asked if anyone had any questions without a response.

Councilwoman Simons asked if Mr. Faulkner would like to say something. Mr. Faulkner indicated that he didn't have anything to say.

Mayor Johnson thought this agreement seemed reasonable and this needed to be completed.

**\*\* A motion was made by Councilman Keener, seconded by Councilman Rice, to find that the city has a public purpose in protecting and preserving the city's interest in Well #43 by entering the Alternative Measures Agreement and approve said agreement.**

*The motion passed unanimously. (5-0)*

- C. Review, consideration, and possible approval of an award for the 12-Inch Diameter Effluent Pipe Replacement Project 2014, and matters related thereto. **FOR POSSIBLE ACTION**

Council approved bidding this pipeline replacement project on August 26<sup>th</sup>. Bids were received on September 17<sup>th</sup>. A bid tabulation and recommendation will be presented at the council meeting. FPS

Fritz Sawyer, WRF Superintendent, said last Wednesday they received two bids. The low bid was from Ruby Dome. They are scheduled to be shutting down the School District geothermal November 1<sup>st</sup> and hopefully the work will be done in the next 5-7 days. They are worried that the hot plant might be going down. Alternate Item #1 is to cold-patch and then come back the next spring and tear that out when the asphalt plant comes back up. He recommended awarding to Ruby Dome in the amount of \$197,709.50.

Councilman Schmidlein asked about the expected construction schedule. How soon can they get started?

Mr. Sawyer answered re-use will shut down on the 15<sup>th</sup>. They anticipate they will be in the ground shortly thereafter. They will do part of the project on the uphill side (towards the Golf Course) and then on November 1<sup>st</sup> we will shut the School District down, go across Golf Course Road and then tie in there and finish it. We have a fairly reasonable schedule but we can't be sure what the weather will do.

**\*\* A motion was made by Councilman Schmidlein, seconded by Councilman Rice, to approve award of the bid for the 12-Inch Diameter Effluent Pipe Replacement Project 2014 to Ruby Dome Inc. to also include alternate bid item #1 for a bid total of \$197,709.50.**

*The motion passed unanimously. (5-0)*

#### **IV. UNFINISHED BUSINESS**

- A. Review, consideration, and possible action to waive the requirement for curb, gutter and sidewalk on the north-northeast side of State Route 227, require a asphaltic surfaced multi-use pathway on the south-southwest side of State Route 227, require as appropriate existing and future development to complete, proportionately, the pathway and direct Staff to complete or cause completion of the design for the multi-use pathway, and matters related thereto. **FOR POSSIBLE ACTION**

Council tabled this item at the August 13, 2014 meeting until such a time as a design and detail from NDOT and research was completed with regard to other properties in the area. Staff has researched the available information with regard to deferral agreements and finds no record of deferral agreements on file. Conditional Use Permit 7-99 approved for development of the regional hospital required phasing of public improvements of all dedicated streets and highways. The condition also required a deferral agreement specific to the State Route if those improvements were to be constructed after site development.

Staff believes the City would be better served with a multi-use pathway on the south southwest side of State Route 227. NDOT recommends that a 10-foot wide pathway be developed in lieu of sidewalks on both sides of the highway. NDOT does not intend on designing the pathway for the City.

There are several proposed developments in the immediate area that may trigger construction of the required frontage improvements.

Development of a multi-use pathway, as recommended by Staff, is in conformance with the bike and pathway routing within the Transportation Component of the City's Master Plan. SAW

Scott Wilkinson, Development Manager, explained they have a letter from NDOT and we have brought this issue to council in the past. We have three projects ongoing now. We need to address what council would like to do with the pedestrian access. They believe a multiuse path on the one side of the road would be appropriate. NDOT doesn't intend on designing that pathway. They recommend that if this is approved, that the city designs that in-house or contract that out. There are some drainage issues that would need to be addressed.

Mayor Johnson asked if the city should be involved to be sure that as property evolves along the frontage that the pathway can tie in for a longer length and width for the proposed development.

Mr. Wilkinson answered yes. There are five different property owners that would be involved in that. It makes sense for the city to get that design completed. If we don't do this then the hospital would be required by code to do curb, gutter and sidewalk. We will look for an engineer's estimate and then we can determine a dollar equivalent that could be put into that pathway. NDOT stated in their letter that we have to have pedestrian access on their right-of-ways. They are on board with just going to one side of the roadway but if we don't then they will be looking for pedestrian access on those fronts as they develop.

Councilman Schmidlein asked if this is something you could take the property owners on each side of the highway and lien all the properties their portion of the sidewalk?

Mr. Wilkinson answered you would have to create a special improvement district in order to do that. You would have to have consent of 2/3 or 70% of the property owners to even establish that. He wasn't sure if all of the property owners within that subdivision would be alright with that.

Councilman Rice thought the idea of the multiuse pathway fit well into that area. Lamoille Highway is already heavily used by bicyclists and this would be a link to what the Elko Mountain Estates has proposed in terms of a pathway that would actually go up to the ridge line and continue to hook in with things that could make it to Spring Creek as well.

Jeremy Draper, Civil Engineer, said there were a couple of things that NDOT did to update their statewide bicycle plan that does include this pathway going from Elko out to Lamoille. It falls in line with what we are trying to do with these master plans that we are developing. There is a flood plain that runs through part of this and we would have to get approval from FEMA.

Mr. Wilkinson noted that council could decide to move this forward conditioned on them bringing back the cost for the engineering of it. Then you can say that is too much money. If we do that we will have to put this on both sides of the road so they can do their engineering and move their projects forward. He felt that put the city in a position of having a much greater expenditure to address the missing infrastructure on the north side of the road.

**\*\* A motion was made by Councilman Rice, seconded by Councilman Keener, to waive the requirement for curb, gutter and sidewalk on the north-northeast side of State Route 227; requiring asphaltic surface multi-use pathway on the south-southwest side of State Route 227; require as appropriate existing and future development to complete proportionately the pathway; and, direct staff to complete or cause completion of the design for the multi-use pathway and also require that staff bring the cost back to council for final approval.**

*The motion passed unanimously. (5-0)*

## **V. NEW BUSINESS**

- D. Review, consideration, and possible appointment of a new Chairperson to serve on the Storm Water Advisory Committee (SWAC), and matters related thereto.  
**FOR POSSIBLE ACTION**

In 2012, members of the Storm Water Advisory Committee (SWAC) recommended City Council to approve revised bylaws. The request was intended to enable the committee to perform its work more effectively and in a timelier manner. Council approved the revised bylaws on August 28, 2012. One of the changes requires that Council appoint a new SWAC Chairperson every two years. Scott Wilkinson, City of Elko Development Manager, has served most ably as the SWAC Chair for the past two years. JP

Jay Paxson, Environmental Coordinator, explained they had a meeting this afternoon to go over a bunch of things, but one thing in particular was this item. We were hoping that a discussion would bring forward someone that would be willing to volunteer for this position. We were fortunate enough to have Jeremy Draper express a willingness to serve. Council could choose to appoint Scott Wilkinson again but he feels he has done a lot and the committee needs someone new.

**\*\* A motion was made by Councilwoman Simons, seconded by Councilman Keener, to appoint Mr. Jeremy Draper as the new Chairperson to serve on the Storm Water Advisory Committee.**

*The motion passed unanimously. (5-0)*

## **VII. PETITIONS, APPEALS, AND COMMUNICATIONS**

- A. Ratification of the Police Chief issuing a 30-day temporary retail liquor license and issue a regular retail liquor license to George Velasquez, dba 24K, located at 232 Silver Street, Elko, NV 89801, and matters related thereto. **FOR POSSIBLE ACTION**

Chief Reed explained this business has opened and closed and changed hands several times over the years at this location. This is a different business called 24K. Mr. Velasquez is trying to have a bar there and also a hookah lounge. The prior owner was Alejandro Perez from Casanova 9 Club and he surrendered his liquor license. There are no issues as far as they are concerned and he recommended approval.

**\*\* A motion was made by Councilman Rice, seconded by Councilman Schmidlein, to ratify a 30-day temporary retail liquor license and issue a regular retail liquor license to George Velasquez, dba 24K, located at 232 Silver Street, Elko, NV 89801.**

*The motion passed unanimously. (5-0)*

Councilman Rice asked Mr. Velasquez what his working hours will be.

George Velasquez, 345 Ryndon Unit 8, explained his working hours are going to be from 3:00 pm to 1:00 or 2:00 am. They are also looking for teen nights where they take down all the signs and put away all the alcohol and give the teenagers a place to dance or something like that.

#### **V. NEW BUSINESS (Cont.)**

- B. Review of letters of interest and possible reappointments of JJ Jarvis and David Gillette to the Elko Regional Airport Advisory Board, and matters related thereto. **FOR POSSIBLE ACTION**

The terms of JJ Jarvis and David Gillette expired on June 30, 2014. They have each submitted a letter of interest to continue serving on the Airport Advisory Board for another two years. Their letters of interest have been enclosed in the agenda packet for review. MG

Mark Gibbs, Airport Director, explained this was a housekeeping item.

**\*\* A motion was made by Mayor Johnson, seconded by Councilwoman Simons, to reappoint JJ Jarvis and David Gillette for another two-year term.**

*The motion passed unanimously. (5-0)*

- C. Consideration and possible authorization to advertise for a vacant position on the Airport Advisory Board, and matters related thereto. **FOR POSSIBLE ACTION**

On June 30, 2014, Art Moses appointment ended and Mr. Moses would like to retire from the Airport Advisory Board. The Airport would like to thank Mr. Moses for his work on the board and many years of service to the City. At the Airport Advisory Board meeting on September 12, Staff was directed to take this to Council so that the vacant position could be advertised. MG

**\*\* A motion was made by Councilwoman Simons, seconded by Councilman Rice, to direct staff to advertise for the vacant position on the Airport Advisory Board.**

*The motion passed unanimously. (5-0)*

- E. Review, discussion and possible action to reschedule the Tuesday, November 11, 2014 City Council meeting to either Monday, November 10, 2014 or Wednesday, November 12, 2014 due to the Veteran's Day Holiday, and matters related thereto. **FOR POSSIBLE ACTION**

**\*\* A motion was made by Councilwoman Simons, seconded by Councilman Keener, to approve changing the Tuesday, November 11, 2014 Council Meeting to Monday, November 10, 2014.**

*The motion passed unanimously. (5-0)*

## **II. PERSONNEL**

- A. Review, consideration, and possible adoption of Employee Dating Policy, and matters related thereto. **FOR POSSIBLE ACTION**

The Employee Dating Policy is a new policy recommended by POOL/PACT HR. DG

Doug Gailey, Human Resources Manager, explained this is straight forward. The biggest change to our current policy be it prohibit supervisor and subordinate relationships.

**\*\* A motion was made by Councilman Rice, seconded by Councilman Schmidlein, to approve.**

*The motion passed unanimously. (5-0)*

- B. Review, consideration, and possible adoption of Fair Employment Policy, and matters related thereto. **FOR POSSIBLE ACTION**

The Fair Employment Policy is a new policy recommended by POOL/PACT HR. DG

Mr. Gailey explained this is a new policy but it encompasses some old policies. It takes sections from old policies and mostly deals with equal opportunity employment.

**\*\* A motion was made by Councilman Keener, seconded by Councilman Rice, to approve the Fair Employment Policy effective September 23, 2014.**

*The motion passed unanimously. (5-0)*

- C. Review, consideration, and possible adoption of Dealing with Allegations of Discrimination and/or Prohibited Conduct Policy, and matters related thereto. **FOR POSSIBLE ACTION**

The Dealing with Allegations of Discrimination and/or Prohibited Conduct Policy has been updated and formatted consistent with POOL/PACT HR recommendations. DG

Bill Bodin, 878 Palace Pkwy, Operating Engineers, explained they do have some issue with adopting the policies without the policies first being reviewed by the union. He felt the city would be committing an unfair labor practice if adopting unilateral changes to personnel policies without first meeting with and conferring and in good faith with the union. There are some issues that have come up and many changes to the 1992 personnel policies. We would like to meet with HR and discuss them before these policies are adopted.

Mayor Johnson asked if the issues were specific to the policies on tonight's agenda or just this one.

Mr. Bodin answered yes and the discipline policy is one that they are looking at.

Mr. Gailey noted the discipline policy is not on tonight's agenda. The only policy that is new is the employee dating policy. Under union rules we would only need to negotiate things that would affect the union members. None of these policies do that.

Mr. Bodin said there are several policies that have been presented and they would like to address them.

Councilman Schmidlein asked regarding the dating policy and the fair employment policy, is the union affected by either one of those that we have already approved. We already voted on two items. One is the employee dating policy. Does the union have any issue with what we have already approved tonight?

Mr. Bodin answered no, sir.

Councilman Schmidlein asked Mr. Bodin, regarding item number B for the adoption of the fair employment policy, does the union have any issues with that item.

Mr. Bodin answered they are still reviewing that.

Mr. Gailey said that policy is already in effect. It deals with the equal opportunity employment policy and we already have that policy. It deals with discrimination against people that are in protected classes.

Mr. Bodin said the policies that were presented before council; the only policy he has received was the disciplinary policy. Since then there have been more policies that have been brought forward and they want time to review them.

Councilman Reece thought it would be reasonable to table the items that have not been approved yet so the union members could have an opportunity to look at those.

Councilman Rice thought they should be reviewed and any suggested revisions be brought to HR before being brought to council.

Mr. Gailey thought it would be reasonable to put a timeline on there. His experience with the union as we give them paperwork we don't get it back in a reasonable time. A deadline would be helpful.

Mr. Bodin disagreed with that.

Councilman Rice wanted to be able to consider this again in two weeks. You can conform with that.

**\*\* A motion was made by Councilwoman Simons, seconded by Councilman Rice, to table Personnel items C, D and E until the next meeting and ask that the union representative have any suggestions or concerns presented to Human Resources by October 3, 2014.**

*The motion passed unanimously. (5-0)*

After the motion and before the second and the vote, Mr. Gailey requested that this be put on the October 28, 2014 meeting agenda due to a conflict in his schedule.

Councilwoman Simons confirmed the information would need to be to Mr. Gailey by the 21<sup>st</sup>.

Mr. Bodin said they run a great city and they have some great employees. The union wants to work these differences out.

Councilwoman Simons amended her motion to state that items **C, D and E be tabled until the meeting on October 28, 2014 and we ask that all recommendations or concerns be presented to HR by the October 22.**

Councilman Rice seconded the motion.

**Council voted on the motion.**

- D. Review, consideration, and possible adoption of Employee Bullying Policy, and matters related thereto. **FOR POSSIBLE ACTION**

The Employee Bullying Policy has been updated and formatted consistent with POOL/PACT HR recommendations. DG

**This item was tabled.**

- E. Review, consideration, and possible adoption of Revised Anti-Harassment Policy, and matters related thereto. **FOR POSSIBLE ACTION**

The Anti-Harassment Policy has been updated and formatted consistent with POOL/PACT HR recommendations. DG

**This item was tabled.**

## V. NEW BUSINESS (Cont.)

- A. Review, consideration, and possible acceptance of the new access control system at the Elko Regional Airport, and matters related thereto. **FOR POSSIBLE ACTION**

SimplexGrinnell was chosen to install a new access control system to replace the old and failing access control system installed in 2004. The scope included connecting three outlying vehicle gates via fiber optic cable to the main terminal. All electronic hand geometry readers in the main Terminal were replaced with more reliable proximity card readers. Additionally, the main control software and identification software was also replaced with widely used software that also provides control for local area mines. SimplexGrinnell provides local, Elko support of the access control system. The cost for the project totaled \$75,088.30 of which there were two change orders totaling \$2,824.02 which represented a 4% overage. MG

Mark Gibbs, Airport Director, explained the project was completed this summer.

Mr. Bodin said that he appreciates Mr. Gibbs and his employees. He has taken charge and he is doing a fabulous job.

**\*\* A motion was made by Councilman Keener, seconded by Councilwoman Simons, to accept the new access control system at the Elko Regional Airport.**

*The motion passed unanimously. (5-0)*

## VI. RESOLUTIONS AND ORDINANCES

- A. Review, consideration, and possible approval of Resolution No. 32-14, a resolution accepting the bid from Bailey & Associates, LLC in the amount of \$550,000 for the purchase of approximately 60.75 acres of City-owned property, and matters related thereto. **FOR POSSIBLE ACTION**

A public auction was held on September 9, 2014. A single bid was received in the amount of \$550,000 from Bailey & Associates, LLC. This resolution formally accepts the bid and authorizes the execution and delivery of the deed. CC

Curtis Calder, City Manager, explained the actual name on the bid was Elko West Properties LLC and not Bailey & Associates. He asked that the name be corrected in the motion and the modifications will be made on the paperwork prior to signatures.

**\*\* A motion was made by Councilman Keener, seconded by Councilman Rice, to approve Resolution No. 32-14, between the City of Elko and Elko West Properties LLC.**

*The motion passed unanimously. (5-0)*

## IX. REPORTS

- A. Mayor and City Council
- B. City Manager – Police Station Project Update  
*Curtis Calder gave a report on the Police Station status. Scott Wilkinson added some comments about the developer's punch list. The plans have been resubmitted for re-review to our third party engineer. We are expecting an amended geo-tech report any day. League of Cities is this week and Shanell Owen and Delmo Andreozzi are already down there for the meetings.*
- C. Assistant City Manager
- D. Utilities Director  
*Ryan Limberg reported the Manzanita Project is 95% complete. The contractor is working on the final punch list items.*
- E. Public Works
- F. Airport Director
- G. City Attorney
- H. Fire Chief  
*Chief Griego reported this Saturday they will be hosting the Fire Prevention Picnic. He invited everyone to come out and enjoy the day.*
- I. Police Chief
- J. City Clerk
- K. City Planner  
*Rick Magness reported on an opportunity to possibly accept a CDBG grant for store fronts. Elko has been chosen to do a store front program and then will be a model for other rural municipalities in rural Nevada. RDA is working in having an Urban Code Overlay in draft form and an Economic Study. The RDA/RAC workshop will be tomorrow at Stockmen's. They will soon be entering into an agreement for the corridor design.*
- L. Development Manager
- M. Administrative Services Director  
*Dawn Stout reported that the ATM at the airport is up and running. Councilman Keener asked her about the detail on the warrants report. Ms. Stout explained the report does have more detail than normal because the report wasn't ran at the usual time.*
- N. Parks and Recreation Director  
*James Wiley said they are continuing to manage multiple projects. The contractor for the tennis courts will be here next Monday and will be ready to go. They will drain the outdoor pool starting on Thursday. They finally got the new gas operated golf carts at the golf course.*
- O. Civil Engineer  
*Jeremy Draper updated Council on the Landfill Scale project. The new scale should be certified by the end of the week.*
- P. Building Official

## VIII. 6:00 P.M. PUBLIC HEARINGS

- A. Review, consideration, and possible action to adopt Resolution No. 31-14, a resolution of the City Council adopting a change in zoning district boundaries

from GI (General Industrial) to R (Single Family and Multiple Family Residential), involving approximately 0.115 acres of property located generally northwest of the intersection of River Street and 10th Street, filed by the Alejandro I. Perez and processed as Rezone No. 5-14, and matters related thereto.  
**FOR POSSIBLE ACTION**

The Planning Commission considered the subject zone change request on September 2, 2014, and took action to forward a recommendation to Council to adopt a resolution which conditionally approves Rezone No. 5-14 subject to the condition agreed to by the petitioner. The Commission included findings in support of its recommendation. RM

Rick Magness, City Planner, explained this parcel is currently being used as a residential home. The zoning designation on this lot to industrial was probably done a long time ago. For them to properly make the transaction of a mortgage it requires a zone change to a residential classification. You will notice that the residence or structure on the site doesn't meet current setbacks. He recommended approval.

Mayor Johnson asked for public comment without a response.

Councilman Keener said this is consistent to some other rezones that have happened in this area. The driver for this is financing.

**\*\* A motion was made by Councilman Keener, seconded by Councilman Rice, to adopt Resolution No. 31-14.**

*The motion passed unanimously. (5-0)*

Jeni-Lei Powell, Ruby Mountain Pawn, 185 10<sup>th</sup> Street, asked if council got a letter that was sent to the Planning Commission. (yes) In looking at how our city has progressed, she is concerned the way development is progressing. We issue a lot of CUP's (Conditional Use Permits). She lives on 5<sup>th</sup> Street and she is waiting for it to be changed to industrial or commercial because the property values will go up. Many of the properties along 5<sup>th</sup> Street that have businesses, a majority of them are CUP's. The zoning has not been changed. She wants them to work with the planning head, take a look around the city to see what needs to be cleaned up, and make good decisions about zoning and CUP's.

### **III. APPROPRIATIONS (Cont.)**

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

Mayor Johnson noted it was a big packet but he liked the information that was included on the report.

Councilman Keener asked about an amount that appeared several times; \$10,615.00 light bar. Is that for each single light bar unit?

Chief Reed said they received the three marked units that are being outfitted right now. The light bar amount is for the total package (radios, laptops, light bars, etc.). The lights are better now. They are LED and use less energy.

**\*\* A motion was made by Councilman Keener, seconded by Councilman Rice, to approve the warrants for September 23, 2014.**

*The motion passed unanimously.*

#### **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.

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Mayor Chris Johnson

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Shanell Owen, City Clerk