



CITY OF ELKO
CITY MANAGER
1751 COLLEGE AVENUE
ELKO, NEVADA 89801
(775) 777-7110/FAX (775) 777-7119

The Elko City Council will meet in regular session on Tuesday, March 26, 2019

Elko City Hall, 1751 College Avenue, Elko, NV 89801, at 4:00 P.M., P.D.S.T.

Attached with this notice is the agenda for said meeting of the Council.

In accordance with NRS 241.020, the public notice and agenda was posted on the City of Elko Website, <http://www.elkocity.com>, the State of Nevada's Public Notice Website,

<https://notice.nv.gov> in the following locations:

ELKO CITY HALL

1751 College Avenue, Elko, NV 89801

Date/Time Posted: March 21, 2019 at 8:30 a.m.

ELKO COUNTY COURTHOUSE

571 Idaho Street, Elko, NV 89801

Date/Time Posted: March 21, 2019 at 8:40 a.m.

ELKO POLICE DEPARTMENT

1448 Silver, Elko NV 89801

Date/Time Posted: March 21, 2019 at 8:50 a.m.

ELKO COUNTY LIBRARY

720 Court Street, Elko, NV 89801

Date/Time Posted: March 21, 2019 at 9:00 a.m.

Posted by:	<u>Kim Wilkinson</u>	<u>Administrative Assistant</u>	<u>Kim Wilkinson</u>
	Name	Title	Signature

The public may contact Kim Wilkinson by phone at (775)777-7110 or email at kwilkinson@elkocitynv.gov to request supporting material for the meeting described herein. The agenda and supporting material is available at Elko City Hall, 1751 College Avenue, Elko, NV or on the City website at <http://www.elkocity.com>

Dated this 21st day of March, 2019

NOTICE TO PERSONS WITH DISABILITIES

Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify the Elko City Council, 1751 College Avenue, Elko, Nevada 89801, or by calling (775) 777-7110.

Curtis Calder
Curtis Calder, City Manager

CITY OF ELKO
CITY COUNCIL AGENDA
REGULAR MEETING
4:00 P.M., P.D.S.T., TUESDAY, MARCH 26, 2019
ELKO CITY HALL, 1751 COLLEGE AVENUE, ELKO, NEVADA

CALL TO ORDER

The Agenda for this meeting of the City of Elko City Council has been properly posted for this date and time in accordance with NRS requirements.

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**

APPROVAL OF MINUTES:	March 12, 2019	Regular Session
	February 26, 2019	Regular Session

I. APPROPRIATIONS

- A. Review and possible approval of Warrants, and matters related thereto. **FOR POSSIBLE ACTION**
- B. Review and possible approval of Print 'N Copy Warrants, and matters related thereto. **FOR POSSIBLE ACTION**

II. SUBDIVISIONS

- A. Review, consideration, and possible action to conditionally approve Final Plat No. 14-18, filed by Jordanelle Third Mortgage, LLC, for the development of a subdivision entitled Tower Hill Unit 2 involving the proposed division of approximately 17.05 acres of property into 23 lots and 1 remainder parcel for residential development within the R1 (Single Family Residential) Zoning District, and matters related thereto. **FOR POSSIBLE ACTION**

Subject property is located southwest of the terminus of Deerfield Way and Chukar Drive (APN 001-929-124). The Planning Commission considered this item on March 5, 2019 and took action to forward a recommendation to City Council to conditionally approve Final Plat 14-18. CL

III. UNFINISHED BUSINESS

- A. Review, consideration, and possible action to conditionally approve Final Plat No. 11-18, filed by Parrado Partners LP., for the development of a subdivision entitled Great Basin Estates, Phase 3 involving the proposed division of approximately 9.650 acres of property into 38 lots for residential development within the R (Single Family and Multiple Family Residential) Zoning District, and matters related thereto. **FOR POSSIBLE ACTION**

Subject property is located generally northeast of Flagstone Drive between Opal Drive and Clarkson Drive (APN 001-633-030). Preliminary Plat was recommended to Council to conditionally approve by Planning Commission May 3, 2016 and conditionally approved by Council May 24, 2016. The Planning Commission considered this item on September 6, 2018, and took action to forward a recommendation to Council to conditionally approve Final Plat 11-18. CL

IV. NEW BUSINESS

- A. Review, consideration, and possible approval of an Agreement to Install Improvements and Performance/Maintenance Guarantees for subdivision improvements associated with the Tower Hill Phase 2 subdivision, and matters related thereto. **FOR POSSIBLE ACTION**

Elko City Code 3-3-44 requires the subdivider to have executed and filed an agreement between the subdivider and the City for the required subdivision improvements, included stipulations on the timeframe for when those improvements are to be completed, and to post a performance guarantee in accordance with Elko City Code 3-3-45. The Planning Commission recommended as one of the conditions for approval of the final plat, that the agreement shall be approved by the City Council.

The Planning Commission also recommended that the Developer shall enter into the agreement within 30 days of the City Council's approval of the final plat. CL

- B. Review, consideration, and possible acceptance of an easement for access and utility purposes from Trinidy Jay Shippy and Kathryn Justine Shippy, along the north property line of APN 039-001-007, and matters related thereto. **FOR POSSIBLE ACTION**

As part of Vacation 2-19 and Resolution No. 06-19 to vacate a portion of an existing utility and roadway easement that was granted to the City of Elko, the owner is relocating the water line along the north property line and therefore the granting of the new easement. CL

- C. Review, consideration, and possible action to enter into a Disciplinary Settlement Agreement between the City of Elko and Nualla LLC, dba Cabo Bar, by Acela Ceja and Carlos Nunez, and matters related thereto. **FOR POSSIBLE ACTION**

During the first week of November 2018, Elko Police Officers received information which indicated at least one minor (16 years of age) was present at the Cabo Bar, 449 Railroad Street in Elko, and was allowed to remain on the premises consuming alcoholic beverages on or about November 2, 2018. The Police Department then initiated an administrative investigation and developed significant evidence indicating the licensee violated Elko City Code 4-5-26, Knowingly Allowing Minor to Loiter in Bar Area. The licensee was put on notice, in writing, via a letter from the Police Chief on December 19, 2018.

At the request of the Elko Police Chief, the City Attorney prepared formal charges for a disciplinary hearing before the Elko City Council against the Cabo Bar liquor licensee. During this process, an opportunity was presented to the licensee whereby they would admit to the violation and agree to various terms of discipline. The attached agreement is supported by both parties and is presented for the City Council's review in lieu of a formal disciplinary hearing. BR

V. PETITIONS, APPEALS, AND COMMUNICATIONS

- A. Review, consideration, and possible approval of issuing a revised Liquor License to Chef Cheng's Chinese Restaurant, modifying the current Retail Beer and Wine License to a Retail Liquor License, and adding Dapeng Shao to the license. Chef Cheng's is located at 1309 Idaho Street, Elko, NV 89801, and matters related thereto. **FOR POSSIBLE ACTION**

VI 5:30 P.M. PUBLIC HEARINGS

- A. Review of bids received and subsequent public auction for the sale of approximately 4,000 square feet of City owned property located generally south of the intersection of Elm Street and 8th Street, referred to as APN 001-066-005, and matters related thereto. **FOR POSSIBLE ACTION**

On February 26, 2019, City Council approved Resolution No. 05-19, which set forth the conditions of the public auction for the sale of City owned land. The minimum sale price must be \$20,000.00 payable in cash or cashier's check at close of sale which shall be within sixty (60) days of acceptance by the City Council of the highest bid. A copy of Resolution No. 05-19 has been enclosed in the agenda packet for review. CL

- B. Review, consideration, and possible action to adopt Resolution No. 6-19, a resolution and order vacating a portion of an existing roadway and utility easement along the westerly lot line of parcels referred to as APN 039-001-007,008 & 009, filed and processed as Vacation No. 2-19 filed by Robert Morley of High Desert Engineering on behalf of Trinidy Jay Shippy and Kathryn Justine Shippy, and matters related thereto. **FOR POSSIBLE ACTION**

Council accepted a petition for the subject vacation at its regular meeting of February 26, 2019, and directed Staff to continue with the vacation process by referring the matter to the Planning Commission. The Planning Commission

considered the vacation at its regular meeting March 5, 2019, and took action to forward a recommendation to Council to adopt a resolution, which conditionally approves Vacation No. 2-19 with findings in support of its recommendation. CL

VII. REPORTS

- A. Mayor and City Council
- B. City Manager
- C. Assistant City Manager
- D. Utilities Director
- E. Public Works
- F. Airport Manager
- G. City Attorney
- H. Fire Chief
- I. Police Chief
- J. City Clerk
- K. City Planner
- L. Development Manager
- M. Administrative Services Director
- N. Parks and Recreation Director
- O. Civil Engineer
- P. Building Official

COMMENTS BY THE GENERAL PUBLIC

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NOTE: The Mayor, Mayor Pro Tempore, or other Presiding Officer of the City Council reserves the right to change the order of the agenda, and if the agenda has not been completed, to recess the meeting and continue on another specified date and time. Additionally, the City Council reserves the right to combine two or more agenda items, and/or remove an item from the agenda, or delay discussion relating to an item on the agenda at any time.

ADJOURNMENT

Respectfully Submitted,



Curtis Calder
City Manager