

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

SS May 26, 2015

The City Council of the City of Elko, State of Nevada met for a regular meeting beginning at 4:00 p.m., Tuesday, May 26, 2015.

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
Scott Wilkinson, Assistant City Manager
Ryan Limberg, Utilities Director
Shanell Owen, City Clerk
Dawn Stout, Administrative Services Director
James Wiley, Parks and Recreation Director
Doug Gailey, Human Resources Manager
Mark Gibbs, Airport Director
Jeremy Draper, Development Manager
Matt Griego, Fire Chief
Josh Carson, Fire Marshal
Brian Burgess, Deputy Fire Chief
Ben Reed Jr., Police Chief
Ty Trouten, Police Lieutenant
Rich Genseal, Police Lieutenant
Anthony Matthews, Police Sergeant
Dennis Price, Police Patrol IV Advanced
Rick Magness, City Planner
Ted Schnoor, Building Official
Dave Stanton, City Attorney
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: May 12, 2015 **Regular Session**

The minutes were approved by general consent.

I. PRESENTATIONS

- A. Police Department Promotion Ceremony conducted by Police Chief Ben Reed - Anthony Matthews. **NON-ACTION ITEM–INFORMATION ONLY**

Ben Reed Jr, Police Chief, said it was his pleasure to promote one of their officers to Police Sergeant. Anthony Matthews stood up next to Chief Reed while the Chief gave some background information on Mr. Matthews. We are proud to have Mr. Matthews here with the City of Elko Police Department.

Mayor Johnson administered the oath to Mr. Matthews. Mrs. Samantha Matthews pinned the new badge on him.

Anthony Matthews, Police Sergeant, said thanked his wife, the officers and Chief at the Police Department and staff for the opportunity to be promoted.

- B. Brief report on the upcoming Full-Scale Earthquake Exercise on June 1, 2015, as part of the Emergency Management Program Grant. **NON ACTION ITEM – INFORMATION ONLY**

Brian Burgess, Deputy Fire Chief, explained the upcoming earthquake exercise. (Exhibit “A”)

- C. Brief report regarding the recently hired Part-Time Fire Inspector. **NON-ACTION ITEM – INFORMATION ONLY**

Josh Carson, Fire Marshal, gave an overview of the part-time position fire inspector and some of the numbers related to that position. (Exhibit “B”) So far this has been very effective and all the restaurants in town are in good shape. He thanked the restaurant owners in town for letting them come through and do the inspections.

Councilman Keener asked does this help us with our compliance towards our fire rating.

Mr. Carson wasn't sure if that would affect our ISO rating. A target hazard program like this is looked at. We are in the process of evaluating this and creating an SOP for the City. We started this last year where we are targeting specific businesses that have either a higher occupancy load

or a greater hazard involved. Unfortunately we do not have the staffing levels to reach every single business every year.

II. PERSONNEL

A. Employee Introductions:

- 1.) Mr. Andrew Pappas, Water/Sewer, Operator I-in-Training
Present and introduced.

B. Review, consideration, and possible approval of the Human Resources Department to overlap the Human Resources Manager position for a maximum of forty-five (45) days in order to train the new Human Resources Manager, and matters related thereto. **FOR POSSIBLE ACTION**

Doug Gailey, Human Resources Manager, has announced his resignation effective July 10, 2015. Staff is seeking Council permission to start his replacement in advance of that date (maximum overlap of 45 days) in order to allow for training by the outgoing employee. DG

Doug Gailey, Human Resources Manager, explained the goal would be to start her on June 8, 2015 and he would work with her about a month.

Councilman Keener felt that was reasonable and thought it was good to have that overlap.

**** A motion was made by Councilwoman Simons, seconded by Councilman Keener, to authorize staff to hire the new Human Resources Manager prior to Doug Gailey's resignation date and with a maximum overlap of 45 days.**

The motion passed unanimously. (5-0)

III. APPROPRIATIONS

B. Review, consideration, and possible approval to accept Federal Aviation Administration (FAA) Airport Improvement Program (AIP) Grant #45 (formerly AIP Grant #46) for Runway 5/23 Rehabilitation-Phase 3, and matters related thereto. **FOR POSSIBLE ACTION**

This item was tabled during the May 12, 2015 City Council Meeting and is contingent upon the receipt of an "Authorization to Award" letter from the Federal Aviation Administration. Authorization to apply for AIP Grant #45 (formerly AIP Grant #46) was obtained at the February 10, 2015 City Council meeting.

AIP Grant #45 is an FAA entitlement and discretionary grant scheduled to be awarded to the City of Elko for various airport improvements, including Runway 5/23 Rehabilitation, Runway Shoulder Construction, Runway Lighting System Improvements, and Precision Approach Path Indicator (PAPI) installation. The

project completes the third and final phase of the improvements to the runway infrastructure and is scheduled to commence in late summer 2015. MG

Mark Gibbs, Airport Director, handed out some paperwork (Exhibits “C” and “D”) and explained we should be receiving the grant. It is in the mail.

Curtis Calder, City Manager, said on the desk we also included a letter dated May 15, 2015 from Mike Williams (Exhibit “E”) in response to a letter that was drafted by Mark Gibbs regarding the possibility of a taxiway conversion into a runway. In summary the letter explained the process that would be utilized to do that. This is the third letter we have received on this topic. The reason why this is important, if we were to award this grant tonight, and you would want to consider a taxiway conversion, it was explained it would take 6-8 months minimum to do the conversion. He has communicated that to the Airport Advisory Board. If council chose to pursue that path you wouldn’t want to accept this grant tonight because it would be declined because you couldn’t execute it in this construction season.

Mr. Gibbs had handed out an excerpt from the latest geotechnical report (Exhibit “D”) that came out in 2014. It shows the asphalt pavement runway is deteriorating from the bottom up. It is just a matter of time before the runway will unravel.

Councilwoman Simons said there has been a lot of concern from local pilots because the runway would be closed for 45 days. They feel using the taxiway would not be that major. Whenever we talk to the FAA they disagree. We have reached out to the FAA and we have made an effort. If someone is offering discretionary funds we should say thank you and take it. If we choose to use the taxiway we would lose the funding. The FAA is not on board with us using the taxiway.

**** A motion was made by Councilman Keener, seconded by Councilman Rice, to accept the grant and authorize the City Manager to sign AIP Grant No. 45 Award with a cumulative total of \$8,202,189.99 in Federal Grant dollars to be matched by a total of \$546,812.67 in local share.**

The motion passed unanimously. (5-0)

- C. Review, consideration, and possible award of a bid for the Runway 5/23 Rehabilitation Project-Phase 3, including Runway and Taxiway Connector Rehabilitation, and Shoulder Paving; Runway Designation Change; and the Installation of Runway Precision Approach Path Indicator (PAPI), and matters related thereto. **FOR POSSIBLE ACTION**

This item was tabled during the May 12, 2015 City Council Meeting and is contingent upon acceptance of AIP Grant #45 (formerly AIP Grant #46).

Bids were opened on March 31, 2014 at 3:00 p.m., the apparent low bidder will be provided to Council during open discussion. The Runway 5/23 Rehabilitation Project-Phase 3 is intended to correct numerous pavement issues on Runway 5/23, replace Runway 5/23 Visual Slope Indicators, and restore the Runway Safety Area to FAA standards. MG

Mr. Gibbs explained this is to award the bid to Road and Highway Builders. We are right up against the deadline where we need to, by NRS statutes, award this to Road and Highway Builders.

**** A motion was made by Councilwoman Simons, seconded by Councilman Keener, to award the bid to Road and Highway Builders for the Runway 5/23 Rehabilitation Project Phase 3 in the amount of \$7,767,767.**

The motion passed unanimously. (5-0)

- D. Review and approve a FAA reimbursable agreement to replace Runway 5/23 Visual Approach Slope Indicators (VASIs) with Upgraded Precision Approach Path Indicator (PAPIs), and matters related thereto. **FOR POSSIBLE ACTION**

This item was tabled during the May 12, 2015 City Council Meeting.

On February 24, 2015, Council approved the airport to enter into negotiations with the Federal Aviation Administration Air Traffic Organization to replace the 1976 Visual Approach Slope Indicators (VASI) with new Precision Approach Path Indicators (PAPI). Although the initial cost estimate was \$250,000, the FAA has revised the estimate to \$162,835.66. Under the reimbursable agreement, the City is responsible for advancing \$162,835.66 to the FAA and will be subsequently reimbursed 93.75% upon disbursement of AIP Grant #45. The City's match (6.25%) for this project is estimated to be \$10,177.23. MG

Mr. Gibbs handed out an email from the FAA ATO organization (Exhibit "F") giving the timeline for the installation of this navigational aide and this particular cycle. The main reason we need to move forward on this quickly is we only have about a week left to get them a check to get the ball rolling so they can get the equipment here on time to meet the construction window.

**** A motion was made by Councilman Rice, seconded by Councilwoman Simons, to approve the FAA reimbursable agreement to replace Runway 5/23 Visual Approach Slope Indicators (VASIs) with Upgraded Precision Approach Path Indicator (PAPIs).**

The motion passed unanimously. (5-0)

- E. Review, consideration, and possible acceptance of a \$500 grant from the National Fire Protection Association and State Farm Insurance, and matters related thereto. **FOR POSSIBLE ACTION**

This grant will be used to support the 2015 Wildfire Community Preparedness efforts. MG

Josh Carson, Fire Marshal, explained this will be used to provide wildfire preparedness and education materials to the City of Elko public. He thanked Mayor Johnson for signing the Wildfire Preparedness Month proclamation earlier this month. We had a successful Wildfire Preparedness event this last weekend at Home Depot. He handed out packets (Exhibit "G"). We were one of 65 recipients of this grant.

**** A motion was made by Councilman Keener, seconded by Councilman Rice, to accept the \$500 grant from the National Fire Protection Association and State Farm Insurance.**

The motion passed unanimously. (5-0)

IV. NEW BUSINESS

- A. Review, consideration, and possible authorization to enter into a Memorandum of Understanding (MOU) between the City of Elko and the Elko Convention and Visitors Authority for shared use parking in the civic center area including existing off street and on street parking, and matters related thereto. **FOR POSSIBLE ACTION**

At the May 27, 2014 Council meeting, Staff was authorized to develop a MOU to meet the parking requirements for the new expansion of the Elko Convention Center. The new expansion requires 369 parking spaces of which 89 could be constructed on site, with the remaining being addressed in the MOU. JD

Jeremy Draper, Development Manager, explained Don Newman from the Convention Center was present. In 3-2-17 of the City Codes, it does allow for the use of another property but in this instance we will be using some right-of-way to address the parking issue. Moren Way will be striped with diagonal parking. College Avenue will be provided with diagonal parking. Chris Sheerin Way would be striped for parking too. He recommended approval and the Convention Center will hold off on striping Chris Sheerin until it is maintained or resurfaced.

Councilman Schmidlein asked if we are considering all the sporting events that could be going on. Were those parking spaces taken into consideration? There were complaints that came to us from Flagview School before school got out about parking issues. How is that going to be managed?

Councilman Rice said that must be regarding the mine expo. Perhaps the Convention Center staff could remind their vendors of the parking issues. There will only be a few times a year that this building will be filled to capacity. The board is supportive of the MOU and appreciates the partnership.

Mr. Draper said they excluded the parking lots for the ball fields and the swimming pool for daily use. There are a lot of times where the parking is full. This will help alleviate some of the congestion.

Councilman Keener asked if Convention Center Way was considered for parking.

Mr. Draper answered it wasn't considered when he did his initial review because of the history of what he has seen. Most people will park near the park. Some vendors do park in the back. They can possibly do some parallel parking on Convention Way.

Councilman Rice said that is something he has talked about at ECVA meetings. Parallel parking could be fine but they may want to look at angled parking.

Mr. Draper felt they could look at it and stripe it similar to how Moren Way was being striped.

Councilman Keener asked if there was ever any discussion about developing the vacant lot behind City Hall.

Mr. Draper answered it had been discussed. It would have to be paved in order to be used but the cheaper route was to stripe the streets.

Councilman Keener asked if Moren Way will be two-way.

Mr. Draper answered it will remain two-way.

Byron Smith, LCA, we have the parking Moren Way designed to be striped at 90 degrees so you can access it either way and maintain two-way traffic.

Mayor Johnson said there was a time where staff would not recommend this type of parking. What has changed?

Mr. Draper said we have looked at this around town. One thing that has changed is the mentality of staff to look at these things. Looking at the width of the road we will still have enough space to allow for travel lanes.

Mayor Johnson discussed the reverse 45 angle parking.

Mr. Draper was in favor of it. The only place he would recommend that parking at is on the south side of College Avenue. He is open to either type of parking.

Councilman Schmidlein felt if you went to the 90 degree parking you would create additional hazards.

Scott Wilkinson, Assistant City Manager, pointed out one of our objectives in our Master Plan is to maintain this area as a Civic Center. In order to do that, we need this on street parking. That is the unique circumstance that led city staff to work on this. This addresses the Master Plan objective.

Councilman Keener asked Mr. Smith asked if the width of Convention Center Drive is the same as Moren Way and can you use the same striping on that street.

Mr. Smith answered the Convention Center Drive is wider than Moren Way. You could make it work.

**** A motion was made by Councilman Schmidlein, to approve the MOU with the ECVA for the use of parking in the Civic Center and recommend that striping along Chris Sheerin Way not take place until the maintenance has been performed at this location by the City of Elko.**

The motion failed.

After the motion, Dave Stanton, City Attorney, wondered if the striping portion of this may be outside the agenda item. It appears that the MOU itself is being approved. This MOU is a nonbinding document and cannot be enforced in court. The striping could be handled at the staff level or it could be brought back to council if that were appropriate.

Councilman Rice asked then just approve the MOU.

Mr. Stanton asked if we are going to change the terms of this MOU. If we are going to change something in it we can say we are going to approve the MOU subject to this change. If we are going to approve the MOU and then add some condition or requirement pertaining to striping that is different and beyond the scope of the agenda item.

Councilman Rice noted the MOU doesn't mention that the striping needs to be done by a particular time. It simply makes sense to wait until the road has been maintained. If we take the provision out of the motion it then allows us to take care of this at the staff level.

Mayor Johnson said if there was another street involved that is not in the MOU then he would agree. Council has to have some flexibility to get stuff done.

Mr. Stanton said the agenda item deals with the MOU. It is a matter of phrasing the motion.

Don Newman said we are happy to pay for the striping as part of the expansion of the Convention Center. We view this as a benefit to the community. We agree to the MOU that it is our responsibility to stripe.

**** A motion was made by Councilman Schmidlein, seconded by Councilwoman Simons, to approve the MOU with the ECVA for the parking in the Civic Center area of the City of Elko.**

The motion passed unanimously. (5-0)

Councilman Rice felt we are going to have more traffic and there is not much lighting in those areas. You can't see pedestrians. He asked that the lighting be looked at.

- B. Review, consideration and possible direction to Staff to work with the City Attorney in determining possible alternatives, to include potentially drafting of an agreement, for acquisition of rights to the Exit 298 water line project plans and associated legal descriptions from Artisan East, LLC with the following conditions: 1) the Cattle Drive right-of-way is recorded by June 12, 2015; and 2) the City enters into a professional services agreement with Manhard Consulting LTD for completion of the Exit 298 water line project plans, and matters related thereto. **FOR POSSIBLE ACTION**

Council took the following action at its meeting on May 12, 2015:

- a) Terminated further efforts to establish a development agreement with Artisan East LLC for the Exit 298 area;

- b) Directed Staff to work with the property owners for the possible recordation of the Cattle drive right-of-way within the next thirty days, and;
- c) Directed Staff to work with the City Attorney to determine possible alternatives for acquisition of rights to the water line project plans.

Staff contacted the property owners on May 13, 2015 informing them that the Cattle Drive right-of-way should be recorded by June 12, 2015 and Staff intended to place the Artisan reimbursement issues on the May 26, 2015 Council agenda.

If the Cattle Drive right-of-way is recorded by June 12, 2015, satisfying condition 1, Staff will work with the City Attorney in determining if Condition 2 can be satisfied with an agreement between the City, Manhard Consulting LTD and Artisan, or if separate agreements would be required. The agreement(s) would be for completion of the Exit 298 water line project plans and reimbursement of certain engineering fees and associated legal descriptions related to the Exit 298 water line project plans. The final agreement(s) would be presented to the City Council for final review and possible approval. SAW

Scott Wilkinson, Assistant City Manager, explained we need to have a right-of-way of record so we can have a project. The plans are 95% complete. The city would need to enter into an agreement with Manhard to complete the plans. We have representatives from Artisan and the Millers present in the audience.

Jack Reynan, Artisan, noted that the agenda item mentioned Manhard. High Desert also did work on the project. We would like the High Desert invoices be considered for reimbursement as well. We don't expect that we will be reimbursed until the right-of-way is granted but we want to know that the city agrees to that prior to the recording.

Mr. Wilkinson said the recommended motion includes "and associated legal descriptions." Artisan had contracted with High Desert and High Desert did those legal descriptions. We can include those in that agreement in some fashion.

Dave Stanton, City Attorney, agreed with the agenda item and the recommended motion. We will come back with a proposed contract to be reviewed and approved. He felt this was something they could structure.

Mr. Wilkinson added if we don't have a right-of-way of record by June 12, 2015 City Staff would not be working with the City Attorney on the proposed agreement to bring back to City Council.

**** A motion was made by Councilman Rice, seconded by Councilman Keener, to direct staff to work with the City Attorney in determining possible alternatives to include potentially drafting an agreement for acquisition of rights to the Exit 298 Waterline Project plans and associated legal descriptions from Artisan East LLC with the following conditions: 1) the Cattle Drive right-of-way is recorded by June 12, 2015; and 2) the City**

enters into a Professional Services Agreement with Manhard Engineering for completion of the Exit 298 Waterline Project plans.

The motion passed unanimously. (5-0)

V. RESOLUTIONS AND ORDINANCES

- A. First Reading of Ordinance No. 793, an ordinance repealing Title 8, Chapter 5 of the Elko City Code entitled Southwest Gas Corporation Franchise in its entirety, and to direct Staff to set the matter for public hearing, second reading, and possible adoption, and matters related thereto. **FOR POSSIBLE ACTION**

City Council approved a new Franchise Agreement with Southwest Gas at a previous meeting. The prior Franchise Agreement was adopted through an Ordinance process and is no longer valid or in effect. SO

Shanell Owen, City Clerk, explained this previous franchise agreement was in City Code. We are taking the steps necessary to remove it from City Code since we have a new franchise agreement.

**** A motion was made by Councilman Keener, seconded by Councilwoman Simons, to conduct the first reading of Ordinance No. 793, and direct staff to set the matter for Public Hearing, Second Reading and Possible Adoption.**

The motion passed unanimously. (5-0)

- B. Review, consideration, and possible adoption of Resolution No. 13-15, a resolution providing for the addition of Lander County as a member of the Northeastern Nevada Regional Development Authority (NNRDA) via Adoption of an amended inter-local cooperative agreement and authorizing membership, and matters related thereto. **FOR POSSIBLE ACTION**

A draft copy of Resolution No. 13-15 has been included in the agenda packet for review. CC

Pam Borda, NNRDA, explained this is a routine thing. Any time we make changes to an inter-local agreement we go back to each of the entities for approval. They are excited to have Lander County join as a member.

**** A motion was made by Councilwoman Simons, seconded by Councilman Rice, to adopt Resolution No. 13-15, a resolution providing for the addition of Lander County as a member of the Northeastern Nevada Regional Development Authority (NNRDA), the adoption of an amended inter-local cooperative agreement and authorizing membership.**

The motion passed unanimously. (5-0)

After the motion and before the vote, Councilman Rice added that Lander County has been to the last couple of meetings. They have a terrific representative and they are a great addition to the organization.

Council voted on the motion.

VI. PETITIONS, APPEALS, AND COMMUNICATIONS

- A. Review, consideration, and possible action to accept a petition for the vacation of the pedestrian easement located on the northwesterly side of APNs 001-630-077 and 001-630-078 consisting of an area approximately 1,400 feet in width by 15 feet in depth, filed by Riverside Villas Nevada LLC and processed as Vacation No. 3-15, and matters related thereto. **FOR POSSIBLE ACTION**

Jeremy Draper, Development Manager, explained this is a pedestrian easement and we just accepted a dedication of a new easement in the area. This is vacating the old easement. Staff recommended approval and forwarding on to the Planning Commission.

**** A motion was made by Councilman Rice, seconded by Councilman Keener, to accept the petition for vacation and direct staff to commence the vacation process by referring the matter to the Planning Commission.**

The motion passed unanimously. (5-0)

VIII. REPORTS

- A. Mayor and City Council
*Councilman Keener appreciates all the work that Mark Gibbs, Curtis Calder and Councilwoman Simons have done on the Federal grant application. He had an opportunity to speak with Greg Thornton and was sad to hear that he would be stepping down after his term ends.
Councilwoman Simons apologized for not attending the last meeting.
Mayor Johnson was glad to hear about the online attendance during the hearing the last week.
Councilman Rice went to the wildfire awareness event this last weekend. It was a real success and people got a lot of good information.*
- B. City Manager – Legislative Update
Curtis Calder gave a legislative update. This is the last week in the process. People believe there will be special sessions. Our bill is stuck until the budget is resolved. We may not see any further action on the bill. Regarding our campsite west of town, he met with FISH and Get My Ride. Fish says 11 spaces have been signed up for and reserved. We are providing the daily transportation with Get My Ride once a day to FISH and once a day back. We reached out the UPRR to keep them informed. We have not received any complaints from UPRR.
- C. Assistant City Manager
Scott Wilkinson reported he walks the camp on a weekly basis and the camp appears to be in good order.
- D. Utilities Director
Ryan Limberg reported the foaming digester issues have been resolved. He stays interested in the recharge water. A website (Nevada Snotel Water Year to Date) updated that most of NE Nevada is at about 90% of the 30 year

average precipitation. The storms have really helped with recharging our water.

E. Public Works

F. Airport Director

G. City Attorney

Dave Stanton said they will have a new attorney joining their firm. Lauren Landa introduced herself and said she was looking forward to this opportunity.

H. Fire Chief

Matt Griego said it is easier to respond to the homeless camp rather than camp sites in other areas. He didn't have a newsletter to give to council. He did update council on recent losses.

I. Police Chief

Chief Reed thanked council for their action last week during the hearing. The findings were very specific. The direction was carried out within minutes. Liquor sales stopped before we arrived. They chose to close for several days and remove all of their liquor supply. We went back on Friday at their request. Their intent is to be opened on Fridays and Saturdays. This will be the 18 and up crowd. There were no problems to report at that establishment. The other bars were busy this weekend. We saw several of them employ security personnel which we don't typically see. He walks occasionally and talks to the liquor licensees and any council members that want to walk with him are welcomed. He also offered to allow councilmembers to go on a ride-along with the officers.

J. City Clerk

Shanell Owen reported that tomorrow and Thursday she will be participating in a webinar at GBC to learn how to administer CDBG grants. We have a new website. She gave a small demonstration on the overhead screen.

K. City Planner

L. Development Manager

Jeremy Draper reported on the progress of the Police Station. The tennis courts were worked on last week. Bob Thibault went out there last week and babysat them a little. The 9th Street Pedestrian Bridge is moving ahead nicely. Councilman Keener asked about the NV Energy project. Mr. Draper said he hasn't heard from them but he should be hearing from them soon.

M. Administrative Services Director

N. Parks and Recreation Director

James Wiley attended an economic development conference in Reno. He specifically attended meetings regarding sports tourism. The information was specific to Carson City. The numbers were positive. Next week he will be traveling to Redding, California to view their latest and greatest sports complex and check out the operation. While we were gone last week, Malibu was here and did some work on the tennis courts. They are travelling up here now and are going to do more work. As long as they are willing to come up here we are willing to work with them.

O. Civil Engineer

P. Building Official

VII. 6:00 P.M. PUBLIC HEARINGS

- A. Review, consideration, and possible action to adopt Resolution No. 10-15, a resolution and order vacating the utility and drainage easements approximately 5 feet in width and 10 feet in width by 315 feet in depth located on the southwesterly side of APN 001-920-037, which is located within the City of Elko, Nevada, to the abutting property owner, Klondike Holding, LLC, filed and processed as Vacation No. 1-15, and matters related thereto. **FOR POSSIBLE ACTION**

Council accepted a petition for the subject vacation at its regular meeting of April 14, 2015, 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 of May 5, 2015, and took action to forward a recommendation to Council to adopt a resolution to grant Vacation No. 1-15 subject to specific conditions with findings in support of its recommendation. JD

Jeremy Draper, Development Manager, explained Julie Debenham was present in the audience. This is to vacate the utility and drainage easements along the property line. Planning Commission did recommend approval.

**** A motion was made by Councilman Keener, seconded by Councilman Rice, to adopt Resolution No. 10-15, which contains conditions as recommended by the Planning Commission.**

The motion passed unanimously. (5-0)

- B. Review, consideration, and possible action to adopt Resolution No. 11-15, a resolution and order vacating a portion of the Front Street right-of-way approximately 248 feet in width by 10 feet in depth abutting APN 001-710-058, which is located within the City of Elko, Nevada, to the abutting property owner, the Ron and Joan Meyer Family Trust, filed and processed as Vacation No. 2-15, and matters related thereto. **FOR POSSIBLE ACTION**

Council accepted a petition for the subject vacation at its regular meeting of April 14, 2015, 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 of May 5, 2015, and took action to forward a recommendation to City Council to adopt a resolution to grant Vacation No. 2-15 subject to specific conditions with findings in support of its recommendation. JD

Mr. Draper explained this is a vacation of the Front Street right-of-way. It is for ten feet. It does not adjust the alignment of the roadway. They felt it is a good vacation. They do recommend that a public utility and drainage easement be recorded over this because there are overhead power lines that run along a portion of this frontage. He recommended the vacation be granted as recommended by the planning Commission.

**** A motion was made by Councilman Schmidlein, seconded by Councilman Rice, to adopt Resolution No. 11-15, which contains conditions as recommended by the Planning Commission.**

The motion passed unanimously. (5-0)

III. APPROPRIATIONS (Cont.)

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

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

The motion passed unanimously. (5-0)

Rick Magness, City Planner, gave an update on what was happening with Envision Elko. The urban design overlay is probably about 90% completed. They wish to bring the downtown back to a prominent and vibrant cultural destination and to develop a cohesive urban fabric that is safe, active and identifiable. This code is to initiate a minimum level of intensity regarding building heights, massing, windows, entrances, outdoor dining, architectural elements and signage. The schedule for the completion of this document is May 28, 2015. They will be receiving a final draft that will be distributed out to the public. By June 18 they hope to have a review by the Redevelopment Advisory Council and see if they have any final comments for that so it can be taken to the RDA by June 23. They anticipate that in August that City Council will be able to start considering this for adoption. They also have the economic action plan that is nearly completed. The final review draft was just given to staff. They hope to have this to RAC by July. The downtown corridor has been getting a lot of public input that has been really good. Logan Simpson is implementing some of the responses that the public has been having on the downtown corridor. A task force continues to meet to address concerns of some of the stake holders and some of staff. Council will see a continued effort and design on this. The store front program has been getting some good input from interested tenants and property owners in the downtown. It will be a wonderful thing for the downtown.

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