



MINUTES

Regular Meeting

Reno City Council

Wednesday, October 26, 2022 • 10:00 AM

Reno City Council Chamber, One East First Street, Reno, NV 89501

Hillary Schieve, Mayor

Council Members:

Ward 1 - Jenny Brekhus Ward 4 - Bonnie Weber
Ward 2 - Naomi Duerr Ward 5 - Kathleen Taylor
Ward 3 - Vacant At Large - Devon Reese

A Introductory Items

A.1 Pledge of Allegiance

A.2 Roll Call

Members Present

Mayor Hillary Schieve, Councilmember Bonnie Weber, Councilmember Devon Reese, Councilmember Naomi Duerr, Councilmember Jenny Brekhus, Councilmember Kathleen Taylor

A.3 Public Comment

For the record we received 5 letters of correspondence which were general in nature or not directly associated with an agenda item prior to 4:00 p.m. on 10/25/22. These comments were written correspondence received via our Reno.gov online public comment form or by email to our office. Copies of these comments have been distributed to the Reno City Council and are available to the public on the Reno.gov meeting portal.

0 in favor, 1 in opposition, 4 concerned from the following individual(s):

Steve Boucher D&L Tile, Inc.
Scott M. Terry
Javon H.
James Fleming
Casey Coffman

The following voicemail(s) were played during the Reno City Council meeting:

Anonymous
Anonymous

A.4 Approval of the Agenda (For Possible Action) – 26 October 2022

It was moved by Hillary Schieve, seconded by Bonnie Weber, to approve.

RESULT:	Pass [6 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Bonnie Weber, Councilmember
AYES:	Schieve, Weber, Reese, Duerr, Brekhus, Taylor
NAYS:	
ABSENT:	Oscar Delgado
ABSTAIN:	
RECUSE:	

B Consent Agenda (All consent items may be approved together with a single motion, be taken out of order, and/or be heard and discussed individually.)

- B.1** Staff Report (For Possible Action): Approval of Privileged Business License - New Alcohol - Crepes & Craft, Nicholas Giordano, 299 East Plumb Lane, Suite 180-P, On-Premises Wine and Beer [Ward 3]

It was moved by Devon Reese, seconded by Naomi Duerr, to approve.

RESULT:	Pass [6 TO 0]
MOVER:	Devon Reese, Councilmember
SECONDER:	Naomi Duerr, Councilmember
AYES:	Schieve, Weber, Reese, Duerr, Brekhus, Taylor
NAYS:	
ABSENT:	Oscar Delgado
ABSTAIN:	
RECUSE:	

- B.2** Staff Report (For Possible Action): Acceptance of Internal Audit's completion of the Telephone Franchise Fee external audit and acceptance of the Franchise Fee Audit's Financial Recoveries in the amount of \$2,401,032.

Item pulled by Council Member Brekhus for discussion.

Council Member Brekhus requested an update on this item and asked about the difference in the amount the audit says we are entitled to and the amount that was accepted.

Emily Kidd, City of Reno Internal Auditor, referred to a report that details the difference in the penalty calculation for the AT&T settlement payment.

City Manager Thornley stated the rationale is that the period from 2016 to 2019 is outside of the three year period of limitations so the money would have been impossible to recover if we were engaged in some sort of legal action, and so the penalty is similarly impossible to recover.

Council Member Brekhus stated that putting information like that in the staff report would be helpful, especially since our briefings come before the packet. She will not make a motion in support of this. She is strongly supportive of the audit function but it is more a vote of inspiring a more complete, transparent staff report.

City Manager Thornley stated that is good feedback and noted that he has final say over what goes into the staff reports. He edited this staff report making a choice to bring this information to Council's attention at the meeting rather than through the staff report so the disappointment should not be directed at the auditor.

It was moved by Devon Reese, seconded by Bonnie Weber, to approve.

RESULT:	Pass [5 TO 1]
MOVER:	Devon Reese, Councilmember
SECONDER:	Bonnie Weber, Councilmember
AYES:	Schieve, Weber, Reese, Duerr, Taylor
NAYS:	Jenny Brekhus
ABSENT:	Oscar Delgado
ABSTAIN:	
RECUSE:	

B.3 Staff Report (For Possible Action): Resolution approving Major Fund Designations for Fiscal Year 21/22.

Item pulled by Council Member Brekhus for discussion.

Council Member Brekhus asked if there are any changes from last year.

Vicki VanBuren, City of Reno Director of Finance, stated these are the same major funds that came out last year that Council approved. She also explained that the Community Assistance Center is now the Community Assistance fund and it is not one of the major funds.

Resolution No. 9077 was adopted.

It was moved by Jenny Brekhus, seconded by Bonnie Weber, to approve.

RESULT:	Pass [6 TO 0]
MOVER:	Jenny Brekhus, Councilmember
SECONDER:	Bonnie Weber, Councilmember
AYES:	Schieve, Weber, Reese, Duerr, Brekhus, Taylor
NAYS:	
ABSENT:	Oscar Delgado

ABSTAIN:
RECUSE:

- B.4** ***SUPPLEMENTAL SUPPORTING MATERIALS*** - Staff Report (For Possible Action): Resolution to augment the budget of the City of Reno, Nevada for FY 22/23; and approval of budget revisions for period July 1, 2022 through September 30, 2022.

Item pulled by Council Member Brekhus for discussion.

Council Member Brekhus requested a presentation on this item.

Vicki VanBuren, City of Reno Director of Finance, presented the staff report.

Council Member Brekhus asked for information to be included on staff position changes and where the budget comes from for the changes. She also asked questions on several budget line items.

Ms. VanBuren answered questions on several budget line items and explained there is a list of encumbrances attached to the report.

Council Member Duerr requested a quarterly update on the org chart to go along with the financial reporting.

Council Member Brekhus stated she will not support. She has expressed concerns on the quarterly augmentations about the need to marry it up to the positions so we can see what is going on in the organization to deploy the resources to meet the strategies.

Resolution No. 9078 was adopted.

It was moved by Naomi Duerr, seconded by Devon Reese, to approve.

RESULT:	Pass [5 TO 1]
MOVER:	Naomi Duerr, Councilmember
SECONDER:	Devon Reese, Councilmember
AYES:	Schieve, Weber, Reese, Duerr, Taylor
NAYS:	Jenny Brekhus
ABSENT:	Oscar Delgado
ABSTAIN:	
RECUSE:	

- B.5** ***SUPPLEMENTAL SUPPORTING MATERIALS*** - Staff Report (For Possible Action): Approval of First Amendment to Agreement with Volunteers of America for Rapid Rehousing, Bridge Housing, and Street Outreach using ESG-CV funds for the period of January 1, 2021 - September 30, 2023, in an amount not to exceed \$1,439,520 with funding provided by the Emergency Solutions Grant, CARES (ESG-CV2) allocation.

Item pulled by Vice Mayor Reese for discussion.

Council Member Reese requested a staff presentation.

Hettie Read, City of Reno Housing and Neighborhood Development Management Analyst, presented the staff report and answered questions regarding the funding.

It was moved by Devon Reese, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [6 TO 0]
MOVER:	Devon Reese, Councilmember
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Weber, Reese, Duerr, Brekhus, Taylor
NAYS:	
ABSENT:	Oscar Delgado
ABSTAIN:	
RECUSE:	

- B.6** ***SUPPLEMENTAL SUPPORTING MATERIALS*** - Staff Report (For Possible Action): Approval of First Amendment to Rapid Rehousing Agreement with Safe Embrace for the period of January 1, 2021 - September 30, 2023, in an amount not to exceed \$165,776 with funding provided by the Emergency Solutions Grant, CARES (ESG-CV2) allocation.

Item pulled by Vice Mayor Reese for discussion.

Hettie Read, City of Reno Housing and Neighborhood Development Management Analyst, presented the staff report.

Council Member Reese stated that he pulled this item because it is important to highlight groups like this that are doing excellent work.

Council Member Brekhus made the following disclosure:

”Safe Embrace is an entity within the City of Sparks. My husband, who works for the City of Sparks, has had some interaction with them as a land use within the City of Sparks.”

Ms. Read answered questions from Council.

It was moved by Devon Reese, seconded by Bonnie Weber, to approve.

RESULT:	Pass [6 TO 0]
MOVER:	Devon Reese, Councilmember
SECONDER:	Bonnie Weber, Councilmember
AYES:	Schieve, Weber, Reese, Duerr, Brekhus, Taylor
NAYS:	
ABSENT:	Oscar Delgado

ABSTAIN:
RECUSE:

- B.7** Staff Report (For Possible Action): Approval of Purchase of Excess Liability and Workers' Compensation Insurance coverage from October 1, 2022 through September 30, 2023 in the amount of \$1,188,633. (Risk Management Fund)

It was moved by Devon Reese, seconded by Naomi Duerr, to approve.

RESULT:	Pass [6 TO 0]
MOVER:	Devon Reese, Councilmember
SECONDER:	Naomi Duerr, Councilmember
AYES:	Schieve, Weber, Reese, Duerr, Brekhus, Taylor
NAYS:	
ABSENT:	Oscar Delgado
ABSTAIN:	
RECUSE:	

- B.8** Staff Report (For Possible Action): Approval of Interlocal Agreement between the City of Reno, on behalf of the Reno Police Department, and the Washoe County School District to reestablish the Reno Police Department 360 Blueprint reading mentoring program within five elementary schools.

Item pulled by Council Member Brekhus for discussion.

BREAK AT 1:10 PM AFTER AGENDA ITEM D.4
RECONVENE AT 2:28 PM ALL MEMBERS PRESENT

Council Member Brekhus asked questions about the program and how it is budgeted.

Oliver Miller, Reno Police Department Deputy Chief, explained the difference between the original 360 Blueprint program and the current proposed interlocal agreement. He confirmed they are not contracting with another entity to run this program.

Council Member Reese made a disclosure that he was associated with the initial implementation of the program and would be abstaining from the vote.

It was moved by Naomi Duerr, seconded by Bonnie Weber, to approve.

RESULT:	Pass [5 TO 0]
MOVER:	Naomi Duerr, Councilmember
SECONDER:	Bonnie Weber, Councilmember
AYES:	Schieve, Weber, Duerr, Brekhus, Taylor
NAYS:	
ABSENT:	Oscar Delgado
ABSTAIN:	Devon Reese
RECUSE:	

- B.9** Staff Report (For Possible Action): Acceptance of Sub-grant Award from the Nevada Department of Veterans Services (NDVS) to support the City of Reno's Annual Military Sports Camp event in September 2023 in the amount of \$21,595.

It was moved by Devon Reese, seconded by Naomi Duerr, to approve.

RESULT:	Pass [6 TO 0]
MOVER:	Devon Reese, Councilmember
SECONDER:	Naomi Duerr, Councilmember
AYES:	Schieve, Weber, Reese, Duerr, Brekhus, Taylor
NAYS:	
ABSENT:	Oscar Delgado
ABSTAIN:	
RECUSE:	

- B.10** ***SUPPLEMENTAL SUPPORTING MATERIALS*** - Staff Report (For Possible Action): Approval of the Cooperative (Local Public Agency) Agreement for the Urban Road and Plumas Street Sidewalk Project between the City of Reno and the Nevada Department of Transportation. (Street Fund, with \$570,000 reimbursement from Transportation Alternatives Set-Aside funding and \$30,000 City match) [Ward 1]

Item pulled by Council Member Duerr and Council Member Reese for discussion.

Council Member Reese requested an update on this item.

Alex Wolfson, City of Reno Public Works Associate Civil Engineer, presented the staff report.

Mr. Wolfson answered questions from Council Members regarding this project. He confirmed that the trees in front of the tennis center on Plumas are irrigated by the City of Reno. He does not anticipate any trees will need to be replaced. The sidewalk will be separated from the road as far as the width will allow. Irrigation sleeves can be added for any future plans to plant trees. Staff will look into lighting as well.

It was moved by Devon Reese, seconded by Naomi Duerr, to approve.

RESULT:	Pass [6 TO 0]
MOVER:	Devon Reese, Councilmember
SECONDER:	Naomi Duerr, Councilmember
AYES:	Schieve, Weber, Reese, Duerr, Brekhus, Taylor
NAYS:	
ABSENT:	Oscar Delgado
ABSTAIN:	
RECUSE:	

B.11 *SUPPLEMENTAL SUPPORTING MATERIALS* - Staff Report (For Possible Action): Approval of Consulting Agreement for Professional Engineering Services with V&A Consulting Engineers for Flow Monitoring Services in an amount not to exceed \$622,000. (Sewer Fund)

Item pulled by Council Member Reese for discussion.

Roy Flores, City of Reno Utility Services Senior Civil Engineer, presented the staff report.

Council Member Reese noted the importance of a transparent process for finding consultants and appreciated seeing a consultant being used that he has not seen before.

Mr. Flores answered questions from Council Member Reese regarding the flow monitoring program.

It was moved by Devon Reese, seconded by Bonnie Weber, to approve.

RESULT:	Pass [6 TO 0]
MOVER:	Devon Reese, Councilmember
SECONDER:	Bonnie Weber, Councilmember
AYES:	Schieve, Weber, Reese, Duerr, Brekhus, Taylor
NAYS:	
ABSENT:	Oscar Delgado
ABSTAIN:	
RECUSE:	

B.12 *SUPPLEMENTAL SUPPORTING MATERIALS* - Staff Report (For Possible Action): Approval of Consulting Agreement with Brown and Caldwell for the Truckee Meadows Water Reclamation Facility Fluidized Bed Reactor and Nitrification Pump Station Evaluation and Pre-Design services in the amount of \$1,205,437 with Reno's share being \$827,291.41. (Sewer Fund)

Item pulled by Council Member Brekhus for discussion.

Council Member Brekhus made the following disclosure:

"My husband, Armando Ornelas, is the Community Service Director for the City of Sparks. Item B.12 is a proposed professional services agreement between the City of Reno, the City of Sparks, and Brown and Caldwell for the Truckee Meadows Water Reclamation Facility Fluidized Bed Reactor and Nitrification Pump Station Evaluation and Pre-Design services. The cost of the agreement is \$1,205,437 and Reno is going to pay \$827,291 with Sparks paying the rest. On this matter I have sought guidance from the City Attorney's Office. Here because Reno and Sparks have an existing cost share agreement and the parties share the same public regional wastewater treatment goals and objectives, my commitment in a private capacity to

the interests of my spouse as an employee of the City of Sparks would not clearly and materially affect the independence of judgment of a reasonable person in my position to warrant abstention under NRS 281 subsections.”

Matt Smith, City of Reno Utility Services Associate Civil Engineer, presented the staff report.

Mr. Smith answered questions from Council Members regarding the need for and purpose of this consultant agreement. As a part of this agreement, we will get cost estimates and a scope of work determining what our action should be.

Council Member Brekhus states she will not support. The technical folks come forward, but the financial picture is not clear on this plan and when you marry it up to what’s going on up at Stead. We have had two chances to have workshops this year and they got canceled. The stumbling of those workshops and moving forward with policy which is fiscal, is highly problematic.

It was moved by Devon Reese, seconded by Naomi Duerr, to approve.

RESULT:	Pass [5 TO 1]
MOVER:	Devon Reese, Councilmember
SECONDER:	Naomi Duerr, Councilmember
AYES:	Schieve, Weber, Reese, Duerr, Taylor
NAYS:	Jenny Brekhus
ABSENT:	Oscar Delgado
ABSTAIN:	
RECUSE:	

THE CONSENT AGENDA WAS APPROVED WITH ITEMS B.2, B.3, B.4, B.5, B.6, B.8, B.10, B.11, AND B.12 PULLED FOR DISCUSSION.

C Public Hearings – 10:00 AM (Items scheduled to be heard at a specific time will be heard no earlier than the stated time, but may be heard later.)

- C.1 ***SUPPLEMENTAL SUPPORTING MATERIALS -*** Staff Report
(For Possible Action): **Resolution authorizing a medium-term obligation in an amount of up to \$5,912,631.39 for the second amendment to the master services and purchasing agreement between the City of Reno and Axon Enterprises, Inc. regarding the purchase of body worn cameras, Tasers, fleet video, Axon interview, unlimited cloud storage for evidence.com, virtual reality training, redaction assistant, and additional miscellaneous Axon Software for the Reno Police Department; directing the officers of the City to forward materials to the Department of Taxation of the State of Nevada; and providing certain details in connection therewith. (E911 Surcharge Fees and General Fund) (Two-thirds majority voting requirement)**

It was moved by Devon Reese, seconded by Naomi Duerr, to approve the staff recommendation.

RESULT:	Pass [6 TO 0]
MOVER:	Devon Reese, Councilmember
SECONDER:	Naomi Duerr, Councilmember
AYES:	Schieve, Weber, Reese, Duerr, Brekhus, Taylor
NAYS:	
ABSENT:	Oscar Delgado
ABSTAIN:	
RECUSE:	

AGENDA ITEMS C.1, C.2, D.1, D.2, AND D.3 WERE OPENED AND HEARD TOGETHER.

Council Member Brekhus stated her objection to the past practice of limiting Council Member time for questions and discussion when combining multiple agenda items.

Council Member Duerr agreed that time for questions and discussion should be allowed for each item and noted that all of the items do not have the same voting requirements.

Mayor Schieve stated they don't normally combine this many agenda items and she wants to make sure they all have enough time to ask questions.

Mayor Schieve opened the public hearing and asked if proper notice was given and any correspondence received.

City Clerk Huntsman stated that proper notice was given and no correspondence was received for Agenda Items C.1, C.2, D.1, D.2 and D.3.

Jason Soto, Reno Police Chief, gave a technology presentation for Agenda Item D.1 and answered questions from Council.

Council Member Brekhus stated she wants to support this but expressed concern about the way this item was brought before Council today noting they have not had a briefing of the CPSM study.

Council Member Duerr expressed support for this item and stated it is an important step forward.

Vicki Van Buren, City of Reno Director of Finance, and Chief Soto answered questions from Council Member Taylor regarding fiscal analysis and public safety.

Council Member Reese expressed support for this item.

Mayor Schieve expressed support for this item.

Council Member Brekhus stated she will support this item but has reservations that the CPSM study has not been day-lighted and that we are jumping ahead on allocating funds from the second traunch of ARPA funds.

A motion was made and passed at this time for Agenda Item D.1.

A motion was then made and seconded for Agenda Item C.1.

Council Member Brekhus noted that with a motion already on the table this is discussion and does not allow questions to be asked. Her questions are: how much of this is going to come from each of the two funding sources shown; and, the money is in the bank for the traunch so does this eat up the six million that we just went with. There is no ability to ask these questions and without these answered she will not support.

Mayor Schieve asked City Manager Thornley to respond.

City Manager Thornley stated that Council Member Brekhus was party to a briefing last week where this issue was slated to be discussed. The value of the contract with Axon is a little more than eleven and a half million dollars and the term of the agreement is ten years. The six million dollars just allocated by Council effectively cuts that contract value in half by paying for half of it up front.

Ms. Van Buren stated that the staff report packet includes a breakdown of where the funds are coming from. She also gave the presentation for Agenda Item C.1 and answered questions from Council Member Brekhus regarding funding.

The motion for Agenda Item C.1 passed.

Resolution No. 9076 was adopted.

A motion was made and passed at this time for Agenda Item C.2.

Ms. Van Buren answered questions from Council Member Brekhus regarding the allocation for Agenda Item D.2 before a motion was made.

A motion was made and passed at this time for Agenda Item D.2.

A motion was made and passed at this time for Agenda Item D.3.

- C.2 ***SUPPLEMENTAL SUPPORTING MATERIALS -*** Staff Report
(For Possible Action): **Discussion and potential approval of the Second Amendment to the Axon Master Services and Purchasing Agreement (MSA) between Axon Enterprises Inc. and the City of**

Reno, on behalf of the Reno Police Department, to extend the existing MSA service plan for an additional ten years for the purchase of body worn cameras, Tasers, fleet video, Axon interview, unlimited cloud storage for evidence.com, virtual reality training, redaction assistant, and additional miscellaneous Axon Software utilizing a lump sum payment of \$5,632,620 from the State and Local Fiscal Relief Funds (SLFRF) allocated to the City of Reno through American Rescue Plan Act (ARPA) funds and \$5,912,631.39 from a 10 year medium term financial obligation (E911 Surcharge Fees and General Fund) in a total amount not to exceed \$11,545,251.39, contingent upon approval by the Department of Taxation of the State of Nevada.

It was moved by Devon Reese, seconded by Naomi Duerr, to approve the staff recommendation.

RESULT:	Pass [6 TO 0]
MOVER:	Devon Reese, Councilmember
SECONDER:	Naomi Duerr, Councilmember
AYES:	Schieve, Weber, Reese, Duerr, Brekhus, Taylor
NAYS:	
ABSENT:	Oscar Delgado
ABSTAIN:	
RECUSE:	

D Department Items

Police Department

- D.1 ***SUPPLEMENTAL SUPPORTING MATERIALS*** - Staff Report (For Possible Action): Presentation, discussion, and potential approval regarding the allocation of up to \$6,000,000 of the American Rescue Plan Act (ARPA) funding via the State and Local Fiscal Relief Funds (SLFRF) to the Reno Police Department for the purchase of computer hardware, software and related equipment in order to improve technology and public safety equipment.

It was moved by Naomi Duerr, seconded by Bonnie Weber, to approve the staff recommendation.

RESULT:	Pass [6 TO 0]
MOVER:	Naomi Duerr, Councilmember
SECONDER:	Bonnie Weber, Councilmember
AYES:	Schieve, Weber, Reese, Duerr, Brekhus, Taylor
NAYS:	

ABSENT:	Oscar Delgado
ABSTAIN:	
RECUSE:	

- D.2 ***SUPPLEMENTAL SUPPORTING MATERIALS*** - Staff Report (For Possible Action): Discussion and potential approval of a three-year contract with Forensic Logic LLC, in an amount not to exceed \$172,380 to be funded in one installment utilizing State and Local Fiscal Relief Funds (SLFRF) allocated to the City of Reno through the American Rescue Plan Act (ARPA) for computer software and hardware to integrate law enforcement databases such as computer-aided dispatch (CAD), report management systems (RMS), license plate reader (LPR) records and jail management systems (JMS).

It was moved by Devon Reese, seconded by Bonnie Weber, to approve the staff recommendation.

RESULT:	Pass [6 TO 0]
MOVER:	Devon Reese, Councilmember
SECONDER:	Bonnie Weber, Councilmember
AYES:	Schieve, Weber, Reese, Duerr, Brekhus, Taylor
NAYS:	
ABSENT:	Oscar Delgado
ABSTAIN:	
RECUSE:	

- D.3 ***SUPPLEMENTAL SUPPORTING MATERIALS*** - Staff Report (For Possible Action): Discussion and potential approval of a three-year contract with Fusus, LLC for computer software, hardware, and related equipment, in an amount not to exceed \$195,000 to be funded in one installment utilizing State and Local Fiscal Relief Funds (SLFRF) allocated to the City of Reno through the American Rescue Plan Act (ARPA) to create a map-based interface that utilizes software and hardware to assist with criminal investigations.

It was moved by Devon Reese, seconded by Bonnie Weber, to approve the staff recommendation.

RESULT:	Pass [6 TO 0]
MOVER:	Devon Reese, Councilmember
SECONDER:	Bonnie Weber, Councilmember
AYES:	Schieve, Weber, Reese, Duerr, Brekhus, Taylor
NAYS:	
ABSENT:	Oscar Delgado
ABSTAIN:	
RECUSE:	

Public Works

- D.4 ***SUPPLEMENTAL SUPPORTING MATERIALS*** - Staff Report (For Possible Action): Approval of Contract Amendment to Plenum Builders, Inc. for the Public Safety Center (PSC) Project - Phase 2 in the amount of \$34,000,000 and to extend the Contract time for completion of Phase 2. (Capital Fund) [Ward 3]

It was moved by Naomi Duerr, seconded by Devon Reese, to approve the staff recommendation.

RESULT:	Pass [5 TO 1]
MOVER:	Naomi Duerr, Councilmember
SECONDER:	Devon Reese, Councilmember
AYES:	Schieve, Weber, Reese, Duerr, Taylor
NAYS:	Jenny Brekhus
ABSENT:	Oscar Delgado
ABSTAIN:	
RECUSE:	

Justin George, City of Reno Public Works Associate Civil Engineer, presented that staff report.

Mr. George answered questions from Council Member Brekhus and explained that with bundling the phases together we get today's prices and putting it off in the future we don't know what prices will do. Breaking it out into more phases also adds time to the construction schedule which adds cost.

Vicki Van Buren, City of Reno Director of Finance, also answered finance questions from Council Member Brekhus.

Kerri Koski, City of Reno Director of Public Works, answered questions from Council Member Taylor regarding scope, schedule, and budget. She stated they have done their due diligence and there is a large amount of risk for the city if we do not continue on this path. She is confident that they can meet the schedule with the plans to overlap the phasing.

Council Member Brekhus stated she will not support the motion. She expressed concern that the project is expanding and stated that the dispatch component causes her a lot of concern.

E **Ordinances - Introduction (Other Ordinance, Introduction items may be found under the following agenda sections: Public Hearings, and/or Standard Department Items.)**

- E.1 Staff Report (For Possible Action): **Ordinance Introduction – Bill No.** _____ Ordinance amendment to Section 1.04015 – State misdemeanors and civil infractions - of the Reno Municipal Code to comply

with changes made by the 2021 Nevada Legislature to the Nevada Revised Statutes converting some traffic violations from misdemeanor crimes to civil infractions.

Brian Sooudi, Deputy City Attorney, presented the staff report.

Bill No. 7220 was referred for a second reading and adoption.

It was moved by Devon Reese, seconded by Bonnie Weber, to approve staff recommendation.

RESULT:	[6 TO 0]
MOVER:	Devon Reese, Councilmember
SECONDER:	Bonnie Weber, Councilmember
AYES:	Schieve, Weber, Reese, Duerr, Brekhus, Taylor
NAYS:	
ABSENT:	Oscar Delgado
ABSTAIN:	
RECUSE:	

- E.2 Staff Report (For Possible Action): **Ordinance Introduction – Bill No.** _____ Creation of new ordinance within Reno Municipal Code Title 6- Vehicles and Traffic, Chapter 6.04. – Definitions, Section 6.04.001 - Findings for civil infractions to acknowledge the changes made by the Nevada Legislature with AB 116 and clarify that any traffic violation contained within the Reno Municipal Code under Title 6 is a civil infraction unless stated otherwise by the Nevada Revised Statutes.

It was moved by Devon Reese, seconded by Bonnie Weber, to approve staff recommendation.

RESULT:	Pass [6 TO 0]
MOVER:	Devon Reese, Councilmember
SECONDER:	Bonnie Weber, Councilmember
AYES:	Schieve, Weber, Reese, Duerr, Brekhus, Taylor
NAYS:	
ABSENT:	Oscar Delgado
ABSTAIN:	
RECUSE:	

Brian Sooudi, Deputy City Attorney, presented the staff report.

Bill No. 7221 was referred for second reading and adoption.

F Ordinances - Adoption

- F.1 Staff Report (For Possible Action): Ordinance Adoption - Bill No. 7218

Case No. LDC22-00048 (DPII Master Plan and Zoning Map Amendment) Ordinance to amend Title 18, Chapter 18.02 of the Reno Municipal Code, entitled "Zoning," rezoning a ±8.05 acres site located ±1,000 feet south of the intersection of Claim Jumper Way and Tellurium Mine Drive from Unincorporated Transition 5 acres (UT-5) to Single-Family 8 dwelling units per acre (SF-8); together with matters which pertain to or are necessarily connected therewith. [Ward 2]

Ordinance No. 6637 was adopted.

It was moved by Devon Reese, seconded by Naomi Duerr, to adopt.

RESULT:	Pass [5 TO 1]
MOVER:	Devon Reese, Councilmember
SECONDER:	Naomi Duerr, Councilmember
AYES:	Schieve, Weber, Reese, Duerr, Taylor
NAYS:	Jenny Brekhus
ABSENT:	Oscar Delgado
ABSTAIN:	
RECUSE:	

- F.2 ***SUPPLEMENTAL SUPPORTING MATERIALS*** - Staff Report (For Possible Action): Ordinance Adoption - Bill No. 7219 Case No. TXT23-00001 (Title 18 – Cannabis, Package Alcohol, Live Entertainment, Adult Business) Request to amend Reno Municipal Code Title 18, “Annexation and Land Development”, specifically in Chapter 18.03 “Use Regulations” Section 18.03.206 “Table of Allowed Uses”, Section 18.03.304 “Commercial Uses”, Section 18.03.306 “Industrial Uses”, Section 18.03.405 “Standards for Specific Accessory Uses”, and Chapter 18.09 “Rules of Construction and Definitions” Section 18.09.303 “Commercial Uses”, and Section 18.09.306 “Accessory Uses”, in order to revise locational requirements for cannabis uses, amend regulations for package alcohol sales for general retail and accessory uses, to amend standards for daytime and live entertainment uses and to add the locational criteria for adult businesses in the Mixed Employment zoning district; together with matters which pertain to or are necessarily connected therewith.

Correspondence was received and distributed to Council for this item. One letter of support and two letters of opposition.

Angela Fuss, City of Reno Assistant Director of Development Services, answered questions from Council. She confirmed for Council Member Brekhus that this does not pertain to cannabis lounges.

There was discussion regarding how this would impact Adult Business uses.

Council Member Brekhus stated that in this line of questioning we did not hear any discussion about adult businesses on arterial roads. We have one at the intersection of two arterials. I believe it was a permit issued in error and now we heard in this introduction that non-conforming uses are acknowledged to be conforming, so it in a way would legitimize it. This action makes a complete and tremendous shift in Adult Business regulations. We have not had an explanation of how this was able to locate on two arterials. A written decision was never issued, in violation of the Title 18 requirement.

City Manager Thornley confirmed for Mayor Schieve that after approving this item today, Council can bring back an item to amend the code to remove Adult Business as an allow use in Mixed Employment (ME).

Council Member Brekhus stated she thinks there was a leniency of an administrative decision to allow this one adult business to be permitted. I think we can at this time prohibit adult businesses in the ME.

City Manager Thornley stated there was not a staff error in approving a business at this location. The code requires us to approve that business at this location because for whatever reason in the changeover 18 months ago the locational criteria didn't translate.

Ordinance No. 6638 was adopted.

It was moved by Devon Reese, seconded by Naomi Duerr, to adopt.

RESULT:	Pass [5 TO 1]
MOVER:	Devon Reese, Councilmember
SECONDER:	Naomi Duerr, Councilmember
AYES:	Schieve, Weber, Reese, Duerr, Taylor
NAYS:	Jenny Brekhus
ABSENT:	Oscar Delgado
ABSTAIN:	
RECUSE:	

G City Clerk

- G.1 ***SUPPLEMENTAL SUPPORTING MATERIALS*** - Staff Report (For Possible Action): Discussion and potential direction to staff regarding the interview process, interviews of finalists, and possible appointment to the Office of the Reno City Council, Ward 3 from the following pool of applicants, listed in alphabetical order: Kyle Edgerton, Miguel Martinez, Courtney McKimmey or Christopher “Sean” Savoy.

RECESS AT 5:00 PM

RECONVENE AT 5:26 PM WITH ALL COUNCIL MEMBERS PRESENT

City Clerk Huntsman explained the interview process for this item, as well as how this process was decided on rather than holding a special election.

Council Member Brekhus stated for the record that she did not vote in support of the appointment process.

Public Comment:
Pam McNeil

For the record we received 11 comments which were directly associated with the agenda item prior to 4:00 p.m. on October 25, 2022. These comments were written correspondence received via our Reno.gov online public comment form or by email to our office. Copies of these comments have been distributed to the Reno City Council and are available to the public on the Reno.gov meeting portal.

10 in favor, 1 in opposition, 0 concerned from the following individual(s):

Debbie Compton
Lucile Purnel
Monica Davalos
Libier A. Martinez
Viviana Davalos Garcia
YeVonne Allen
Gabriel Chavez
Gary Cecil
Andrea Hermosillo
Danna Lovell, Emerge Nevada
Courtney McKimmey

The following voicemail(s) were played during the Reno City Council meeting:

Vince Tanaka
Carlos Guerro

Each of the candidates were interviewed one at a time in alphabetical order.

Council Member Brekhus stated she will not be supporting the motion. She stated that her objections to this decision by the Council to take this path are well known. It is not an opposition personally to the whoever is appointed. It is a vote of great dissatisfaction that this body has twice now enhanced their own individual power against the opportunities of the voters to do what they do which is vote.

After the motion carried, Mr. Martinez was sworn in.

It was moved by Devon Reese, seconded by Bonnie Weber, to appoint Miguel

Martinez to the Office of the Reno City Council, Ward 3, to serve the balance of the unexpired term of office or until the general election in 2024 and direct that Mr. Martinez be sworn in to office immediately.

RESULT:	Pass [5 TO 1]
MOVER:	Devon Reese, Councilmember
SECONDER:	Bonnie Weber, Councilmember
AYES:	Schieve, Weber, Reese, Duerr, Taylor
NAYS:	Jenny Brekhus
ABSENT:	Oscar Delgado
ABSTAIN:	
RECUSE:	

- G.2 ***ADDENDUM ITEM*** - Staff Report (For Possible Action): Discussion and potential appointment of one Council Member to the Regional Transportation Commission (RTC) from the following pool of Council Members: Jenny Brekhus, Naomi Duerr, Devon Reese, or Kathleen Taylor.

It was moved by Hillary Schieve, seconded by Naomi Duerr, to appoint Council Member Reese to the Regional Transportation Commission.

RESULT:	Pass [5 TO 1]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Naomi Duerr, Councilmember
AYES:	Schieve, Weber, Reese, Duerr, Taylor
NAYS:	Jenny Brekhus
ABSENT:	Oscar Delgado
ABSTAIN:	
RECUSE:	

Council Member Brekhus stated this is one of the most coveted seats and we do well when we share the appointments. I have been on this body for ten years and have long sought this appointment. Last week Council Member Reese was appointed to the Board of Health and I think it is rather stingy to not distribute those two out. That is my primary reason I will not support the motion.

H Mayor and Council

- H.1 City Council Comments, including announcements regarding City boards and commissions, activities of local charitable organizations and upcoming local community events. (Non-Action Item)

None

I Public Hearings 6:00 PM (Items scheduled to be heard at a specific time will be heard no earlier than the stated time, but may be heard later.)

J Public Comment (This item is for either public comment on any action item or for any general public comment.)

For the record we received 5 letters of correspondence in support of various items which were general in nature or not directly associated with an agenda item after to 4:00 p.m. on 10/25/22. These comments were written correspondence received via our Reno.gov online public comment form or by email to our office. Copies of these comments have been distributed to the Reno City Council and are available to the public on the Reno.gov meeting portal.

Council Member Brekhus spoke about an Adult Business license that was issued for a business at the intersection of Terminal and Mill Street and asked City Council to bring it forward for a revocation of the license as issued in error.

Courtney McKimmey thanked Council for today's process and congratulated Mr. Martinez.

K Adjournment (For Possible Action)

It was moved by Hillary Schieve, seconded by Devon Reese, to adjourn.

RESULT:	Pass [6 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Devon Reese, Councilmember
AYES:	Schieve, Weber, Reese, Duerr, Brekhus, Taylor
NAYS:	
ABSENT:	Oscar Delgado
ABSTAIN:	
RECUSE:	