



## MINUTES

### Regular Meeting

### Reno City Council

**Wednesday, November 09, 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 - Miguel Martinez      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, Councilmember Miguel Martinez

COUNCIL MEMBER DUERR ABSENT AT ROLL CALL

##### **A.3      Public Comment**

COUNCIL MEMBER DUERR PRESENT AT 10:12 AM

Ronda Theisen  
Terry Brooks  
Jeff Church  
Randall Lorenz  
Craig Bronzan  
Carlos Elizondo

For the record we received 1 comment which was general in nature or not directly associated with an agenda item prior to 4:00 p.m. on November 8, 2022. This comment was written correspondence received via our Reno.gov online public comment form or by email to our office. Copies of the comment 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, 0 concerned from the following individual(s):  
Barbra Chadwick

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

#### **A.4 Approval of the Agenda (For Possible Action) – 09 November 2022**

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

<b>RESULT:</b>	<b>Pass [7 TO 0]</b>
<b>MOVER:</b>	Kathleen Taylor, Councilmember
<b>SECONDER:</b>	Devon Reese, Councilmember
<b>AYES:</b>	Schieve, Weber, Reese, Duerr, Brekhus, Taylor, Martinez
<b>NAYS:</b>	
<b>ABSENT:</b>	

#### **A.5 Approval of the Minutes**

**A.5.1 Reno City Council - Regular - September 14, 2022 10:00 AM (For Possible Action)**

**A.5.2 Reno City Council - Regular - September 28, 2022 10:00 AM (For Possible Action)**

**A.5.3 Reno City Council - Regular - October 12, 2022 10:00 AM (For Possible Action)**

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

<b>RESULT:</b>	<b>Pass [7 TO 0]</b>
<b>MOVER:</b>	Devon Reese, Councilmember
<b>SECONDER:</b>	Naomi Duerr, Councilmember
<b>AYES:</b>	Schieve, Weber, Reese, Duerr, Brekhus, Taylor, Martinez
<b>NAYS:</b>	
<b>ABSENT:</b>	
<b>ABSTAIN:</b>	
<b>RECUSE:</b>	

#### **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 - Damonte Ranch Marketplace, Robert A Cashell Jr, 10105**

Veterans Parkway, Package Alcohol [Ward 2]

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

<b>RESULT:</b>	<b>Pass [7 TO 0]</b>
<b>MOVER:</b>	Devon Reese, Councilmember
<b>SECONDER:</b>	Naomi Duerr, Councilmember
<b>AYES:</b>	Schieve, Weber, Reese, Duerr, Brekhus, Taylor, Martinez
<b>NAYS:</b>	
<b>ABSENT:</b>	

**B.2** Staff Report (For Possible Action): Approval of Privileged Business License - New Alcohol - Metro Market, Arjun Sharma, 595 Booth Street, Package Alcohol [Ward 1]

Item pulled by Council Member Brekhus for discussion.

Council Member Brekhus discussed landscaping conditions put in place with the Planning Commission approval in 2012 that are not being met. She also discussed the issue that the validity of the permit must be maintained but this business asked to close in July of this year. Council Member Brekhus asked if this is premature or invalid to issue this license pursuant to the Planning Commission approvals.

Lance Ferrato, City of Reno Business License Manager, stated he is not aware of the landscaping conditions. As far as the continual operation of the store, it did close down on July 31 of this year. Per current planning policy, if the use is not changed within 12 months then it still applies.

Angela Fuss, Assistant Director of Development Services, stated the special use permit from 2012 per our zoning code is valid for up to a year. If one use goes away another use has up to a year if it is the same use to come in and be grandfathered in under that special use permit. They are within the 12 month window from when they shut down in July to when the new use came in.

Council Member Brekhus asked to see that code provision.

Ms. Fuss stated she can get it to her but does not have it right now.

Council Member Brekhus stated she is being asked to make a decision and would like to see the backup code. She also asked about the process when privilege licenses come in and if staff field checks special use permit plans that were in place.

Ms. Fuss stated they did confirm there was a special use permit and attached it. Staff has not gone out and field verified the landscaping. That can be done before final issuance.

Council Member Brekhus discussed complaints she has received from parents of Reno High School students and stated that because of the sensitivity of this location adjacent

to Reno High School she would like to continue this item to the first Council meeting in December.

Mayor Schieve asked staff how we ensure they are adhering to the conditions.

Ms. Fuss explained that they can address issues through code enforcement complaint process.

It was moved by Jenny Brekhus, seconded by Devon Reese, to continue to December 7, 2022 Reno City Council Meeting.

<b>RESULT:</b>	<b>Pass [7 TO 0]</b>
<b>MOVER:</b>	Jenny Brekhus, Councilmember
<b>SECONDER:</b>	Devon Reese, Councilmember
<b>AYES:</b>	Schieve, Weber, Reese, Duerr, Brekhus, Taylor, Martinez
<b>NAYS:</b>	
<b>ABSENT:</b>	

**B.3** Staff Report (For Possible Action): Approval of Privileged Business License - New Alcohol - Vintage Gold, Karla Castellon, 1303 East 4th Street, On-Premises Alcohol [Ward 3]

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

<b>RESULT:</b>	<b>Pass [7 TO 0]</b>
<b>MOVER:</b>	Devon Reese, Councilmember
<b>SECONDER:</b>	Naomi Duerr, Councilmember
<b>AYES:</b>	Schieve, Weber, Reese, Duerr, Brekhus, Taylor, Martinez
<b>NAYS:</b>	
<b>ABSENT:</b>	

**B.4** Staff Report (For Possible Action): Approval of Privileged Business License - New Alcohol - Element by Westin, Sonia Greene, 2030 Element Lane, Alcohol Catering, On-Premises Alcohol, Package Wine and Beer [Ward 1]

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

<b>RESULT:</b>	<b>Pass [7 TO 0]</b>
<b>MOVER:</b>	Devon Reese, Councilmember
<b>SECONDER:</b>	Naomi Duerr, Councilmember
<b>AYES:</b>	Schieve, Weber, Reese, Duerr, Brekhus, Taylor, Martinez
<b>NAYS:</b>	
<b>ABSENT:</b>	

**B.5** Staff Report (For Possible Action): Approval of Privileged Business License - New Alcohol - The Perfect Pour, Briana Alvarez-Aguirre, 800 West 2nd Street,

Alcohol Catering [Ward 1]

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

<b>RESULT:</b>	<b>Pass [7 TO 0]</b>
<b>MOVER:</b>	Devon Reese, Councilmember
<b>SECONDER:</b>	Naomi Duerr, Councilmember
<b>AYES:</b>	Schieve, Weber, Reese, Duerr, Brekhus, Taylor, Martinez
<b>NAYS:</b>	
<b>ABSENT:</b>	

- B.6** Staff Report (For Possible Action): Approval of Privileged Business License - Change of Ownership - Alcohol - Reno Elks Lodge 597, Frank Reynolds III, 597 Kumle Lane, Nonprofit Alcohol [Ward 2]

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

<b>RESULT:</b>	<b>Pass [7 TO 0]</b>
<b>MOVER:</b>	Devon Reese, Councilmember
<b>SECONDER:</b>	Naomi Duerr, Councilmember
<b>AYES:</b>	Schieve, Weber, Reese, Duerr, Brekhus, Taylor, Martinez
<b>NAYS:</b>	
<b>ABSENT:</b>	

- B.7** Staff Report (For Possible Action): Approval of Privileged Business License - Supplemental Alcohol - Chapel Tavern, Sean Stitt, 1099 South Virginia Street, Add-On Cabaret [Ward 1]

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

<b>RESULT:</b>	<b>Pass [7 TO 0]</b>
<b>MOVER:</b>	Devon Reese, Councilmember
<b>SECONDER:</b>	Naomi Duerr, Councilmember
<b>AYES:</b>	Schieve, Weber, Reese, Duerr, Brekhus, Taylor, Martinez
<b>NAYS:</b>	
<b>ABSENT:</b>	

- B.8** Staff Report (For Possible Action): Acceptance of Grant Award from the U.S. Department of Justice (US DOJ), Bureau of Justice Assistance (BJA) for the FY 2022 Formula Justice Assistance Grant (15PBJA-22-GG-02180-JAGX) to the City of Reno for use by the Reno Police Department, Washoe County Sheriff's Office and Sparks Police Department pursuant to a cooperative Interlocal Agreement in the amount of \$201,762.

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

<b>RESULT:</b>	<b>Pass [7 TO 0]</b>
<b>MOVER:</b>	Devon Reese, Councilmember
<b>SECONDER:</b>	Naomi Duerr, Councilmember
<b>AYES:</b>	Schieve, Weber, Reese, Duerr, Brekhus, Taylor, Martinez
<b>NAYS:</b>	
<b>ABSENT:</b>	

- B.9** Staff Report (For Possible Action): Approval of amendment to the Otis Elevator Company Elevator and Escalator Maintenance contract to bring 13 City-owned elevators, located at Amtrak Station, Evelyn Mount Northeast Community Center, Southside School, Community Assistance Center, City Hall Parking Garage, Public Safety Center, Reno Police Department, McKinley Arts and Culture Center, and the Parking Gallery up to code pursuant to A17.3 Elevator Code Enforcement updates in an amount not to exceed \$213,000. (Capital Project Fund)

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

<b>RESULT:</b>	<b>Pass [7 TO 0]</b>
<b>MOVER:</b>	Devon Reese, Councilmember
<b>SECONDER:</b>	Naomi Duerr, Councilmember
<b>AYES:</b>	Schieve, Weber, Reese, Duerr, Brekhus, Taylor, Martinez
<b>NAYS:</b>	
<b>ABSENT:</b>	

- B.10** Staff Report (For Possible Action): Award and approval of a contract with Vision Building Companies for the purchase and installation of a replacement 20-year exterior cover membrane on Fire Station 21, 2500 Mill Street, pursuant to NRS 332.115(1) (c), in an amount not to exceed \$209,619.16. (Public Works Maintenance Fund) [Ward 3]

Item pulled by Council Member Brekhus for discussion.

Frank Avera, City of Reno Maintenance and Operations Manager, answered questions from Council Member Brekhus and confirmed that this item has been on the CIP list for five years. It hasn't made it out of the committee before because it is such a competitive environment.

Council Member Brekhus responded stating that she missed it and didn't see a reference to it in the staff report.

Mr. Avera answered questions from Council Member Brekhus regarding the warranty on the station roof and why this type of roof is being used.

City Manager Thornley suggested it might be helpful to include a picture in the report showing the current state of the roof.

Council Member Brekhus stated what is most helpful to her is a reference to the CIP page and where it was programmed in this year's budget.

It was moved by Jenny Brekhus, seconded by Devon Reese, to approve.

<b>RESULT:</b>	<b>Pass [7 TO 0]</b>
<b>MOVER:</b>	Jenny Brekhus, Councilmember
<b>SECONDER:</b>	Devon Reese, Councilmember
<b>AYES:</b>	Schieve, Weber, Reese, Duerr, Brekhus, Taylor, Martinez
<b>NAYS:</b>	
<b>ABSENT:</b>	

**B.11**    ***SUPPLEMENTAL SUPPORTING MATERIALS*** - Staff Report (For Possible Action): Award of Contract to Q&D Construction for the Summit Ridge Drive Bridge Repair Structure H-1553 Project in the amount of \$128,545. (Street Fund) [Ward 1]

Item pulled by Council Member Taylor for disclosure.

Council Member Taylor gave the following disclosure:

Madam Mayor, fellow city council members and Madam Clerk, in the interests of full transparency on Items B.11 and B.12, I am disclosing that Q&D and SNC are former clients of my consulting firm. Approximately one year ago, I completed a 6-month consulting engagement for Q&D. Likewise, in early 2020, I completed a three-year consulting engagement for SNC. Item B.11 seeks approval of a \$128,545 construction contract between the City and Q&D regarding the Summit Ridge Drive bridge. Item B.12 seeks approval of a \$427,407 park improvement contract for Robinhood Park.

On this matter I have sought guidance from the City Attorney's Office. Today, I do not have any active contracts with Q&D or SNC; nor do I expect to have any contracts with either company in the foreseeable future. I consider both companies former clients, not current or future clients. Moreover, I do not have any pecuniary interest in either of these agenda items, nor do I have any commitment in a private capacity to the interests of Q&D or SNC.

While I do believe that the independence of judgment of a reasonable person in my situation would not be materially affected by my prior business dealings with Q&D and SNC, given the timing and out of an abundance of caution, I will not be voting on these items today. Madam Clerk, please accept this disclosure and lodge it on the record for this meeting pertaining to these agenda items.

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

<b>RESULT:</b>	<b>[6 TO 0]</b>
<b>MOVER:</b>	Naomi Duerr, Councilmember

<b>SECONDER:</b>	Devon Reese, Councilmember
<b>AYES:</b>	Schieve, Weber, Reese, Duerr, Brekhus, Martinez
<b>NAYS:</b>	
<b>ABSENT:</b>	

**B.12 *SUPPLEMENTAL SUPPORTING MATERIALS* - Staff Report (For Possible Action):** Award of Contract to Sierra Nevada Construction, Inc. for the Robinhood Park Playground Improvements Project in an amount not to exceed \$427,407. (Community Development Block Grant) [Ward 1]

Item pulled by Council Member Reese for discussion.

Council Member Taylor gave the following disclosure:

Madam Mayor, fellow city council members and Madam Clerk, in the interests of full transparency on Items B.11 and B.12, I am disclosing that Q&D and SNC are former clients of my consulting firm. Approximately one year ago, I completed a 6-month consulting engagement for Q&D. Likewise, in early 2020, I completed a three-year consulting engagement for SNC. Item B.11 seeks approval of a \$128,545 construction contract between the City and Q&D regarding the Summit Ridge Drive bridge. Item B.12 seeks approval of a \$427,407 park improvement contract for Robinhood Park.

On this matter I have sought guidance from the City Attorney's Office. Today, I do not have any active contracts with Q&D or SNC; nor do I expect to have any contracts with either company in the foreseeable future. I consider both companies former clients, not current or future clients. Moreover, I do not have any pecuniary interest in either of these agenda items, nor do I have any commitment in a private capacity to the interests of Q&D or SNC.

While I do believe that the independence of judgment of a reasonable person in my situation would not be materially affected by my prior business dealings with Q&D and SNC, given the timing and out of an abundance of caution, I will not be voting on these items today. Madam Clerk, please accept this disclosure and lodge it on the record for this meeting pertaining to these agenda items.

Council Member Reese requested a staff presentation.

Jonathan Smith, City of Reno Public Works Senior Civil Engineer, presented the staff report.

Council Member Reese reviewed the process involved with this project and discussed the importance of transparency.

Council Member Duerr discussed the need to replace the concrete picnic tables as well as the importance of the trees for shade at this park.

Mr. Smith explained there are not funds available to replace the tables at this time.



He also confirmed they will assess the drip irrigation for the trees.

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

<b>RESULT:</b>	<b>Pass [6 TO 0]</b>
<b>MOVER:</b>	Devon Reese, Councilmember
<b>SECONDER:</b>	Naomi Duerr, Councilmember
<b>AYES:</b>	Schieve, Weber, Reese, Duerr, Brekhus, Martinez
<b>NAYS:</b>	
<b>ABSENT:</b>	

- B.13** Staff Report (For Possible Action): Resolution establishing updated Reno City Council meeting date and time for the November 16, 2022 at 10 a.m. meeting to November 18, 2022 at 3 p.m.; together with other matters properly relating thereto.

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

<b>RESULT:</b>	<b>Pass [7 TO 0]</b>
<b>MOVER:</b>	Devon Reese, Councilmember
<b>SECONDER:</b>	Naomi Duerr, Councilmember
<b>AYES:</b>	Schieve, Weber, Reese, Duerr, Brekhus, Taylor, Martinez
<b>NAYS:</b>	
<b>ABSENT:</b>	

Resolution No. 9079 was passed and adopted.

Items B.2., B.10, B.11, and B.12 were 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.)**

**D Department Items**

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

**F Ordinances - Adoption**

- F.1** Staff Report (For Possible Action): Ordinance Adoption - Bill No. 7220 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.

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

<b>RESULT:</b>	<b>Pass [7 TO 0]</b>
<b>MOVER:</b>	Devon Reese, Councilmember
<b>SECONDER:</b>	Naomi Duerr, Councilmember
<b>AYES:</b>	Schieve, Weber, Reese, Duerr, Brekhus, Taylor, Martinez
<b>NAYS:</b>	
<b>ABSENT:</b>	

- F.2 Staff Report (For Possible Action): Ordinance Adoption - Bill No. 7221  
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.

<b>RESULT:</b>	<b>Pass [7 TO 0]</b>
<b>MOVER:</b>	Devon Reese, Councilmember
<b>SECONDER:</b>	Bonnie Weber, Councilmember
<b>AYES:</b>	Schieve, Weber, Reese, Duerr, Brekhus, Taylor, Martinez
<b>NAYS:</b>	
<b>ABSENT:</b>	

## **G City Clerk**

- G.1 Staff Report (For Possible Action): Discussion and potential appointment of one individual to the Reno City Planning Commission from the following pool of applicants, listed in alphabetical order: Alexis Adams, Harris Armstrong, Alexander Goff, Douglas Hunter, Elliot Malin, Kerry Rohrmeier, Elton “Mac” Rossi, or Jacob Williams.

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

<b>RESULT:</b>	<b>Pass [7 TO 0]</b>
<b>MOVER:</b>	Devon Reese, Councilmember
<b>SECONDER:</b>	Bonnie Weber, Councilmember
<b>AYES:</b>	Schieve, Weber, Reese, Duerr, Brekhus, Taylor, Martinez
<b>NAYS:</b>	
<b>ABSENT:</b>	

Council Member Reese nominated Harris Armstrong for appointment.

- G.2 Staff Report (For Possible Action): Discussion and potential appointment

of up to two individuals to the Recreation and Parks Commission from the following pool of applicants, listed in alphabetical order: Ronald Bath, Craig Bronzan, B. David Cisneros, and/or Jerry Wager.

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

<b>RESULT:</b>	<b>Pass [7 TO 0]</b>
<b>MOVER:</b>	Bonnie Weber, Councilmember
<b>SECONDER:</b>	Devon Reese, Councilmember
<b>AYES:</b>	Schieve, Weber, Reese, Duerr, Brekhus, Taylor, Martinez
<b>NAYS:</b>	
<b>ABSENT:</b>	

Council Member Weber nominated Craig Bronzan and Jerry Wager for appointment.

- G.3 Staff Report (For Possible Action): City Council annual election of Vice Mayor from the following list of Council Members, listed in alphabetical order: Jenny Brekhus, Naomi Duerr, Miguel Martinez, Devon Reese, Kathleen Taylor or Bonnie Weber.

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

<b>RESULT:</b>	<b>Pass [6 TO 1]</b>
<b>MOVER:</b>	Hillary Schieve, Mayor
<b>SECONDER:</b>	Bonnie Weber, Councilmember
<b>AYES:</b>	Schieve, Weber, Reese, Duerr, Taylor, Martinez
<b>NAYS:</b>	Jenny Brekhus
<b>ABSENT:</b>	

Mayor Schieve nominated Council Member Reese as Vice Mayor.

Council Member Brekhus discussed her perspective on the role of the Vice Mayor. The foremost activity of the Vice Mayor is to act as our presiding officer when the Mayor is not present, so it should be a conversation among the council members to decide. She explained that she supported Council Member Reese to be the Chair of the Community Development Subcommittee but will not support him to act on Council's behalf when the Mayor is not present. That is based on the very unfortunate circumstance with Jerry Mifsud in May and his ejection for his wardrobe when we don't even have a wardrobe provision in our rules. Council Member Reese needs a little more training as a chairing person and that is why I did support him at the Subcommittee but I won't support him to be our Vice Mayor for the upcoming year.

## **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)

Council Member Duerr asked what the process is for requesting a future agenda item.

City Manager Thornley stated that the Council rules that were adopted by this body say that if you would like to see an agenda item, you send a memo to me and copy the other Council Members so everyone is apprised of it in writing.

Council Member Duerr stated she will be sending a memo requesting a future agenda item related to sewer use fees. People are struggling with the 7% fee increase and something to explore at a future meeting is putting a cap on fees when there are rapidly increasing fees.

**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 1 comment after 4:00 p.m. on November 8, 2022. This comment has been distributed to the City Council and will be available on the Reno.gov website.

**K Adjournment (For Possible Action)**

It was moved by Miguel Martinez, seconded by Devon Reese, to adjourn.

<b>RESULT:</b>	<b>Pass [7 TO 0]</b>
<b>MOVER:</b>	Miguel Martinez, Councilmember
<b>SECONDER:</b>	Devon Reese, Councilmember
<b>AYES:</b>	Schieve, Weber, Reese, Duerr, Brekhus, Taylor, Martinez
<b>NAYS:</b>	
<b>ABSENT:</b>	