



MINUTES

Regular Meeting

Reno City Council

Wednesday, September 13, 2023 • 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 - Meghan Ebert
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 Devon Reese, Councilmember Naomi Duerr, Councilmember Jenny Brekhus, Councilmember Kathleen Taylor, Councilmember Miguel Martinez, Councilmember Meghan Ebert

Council Member Ebert and Mayor Schieve absent at roll call.

A.3 Public Comment

A.3.1 Public Comment

Live Public Comment:

Terry Brooks

COUNCIL MEMBER EBERT PRESENT

Bill Miller

Brian Thornton

Richard Bissett

Tara Tran

Bill Sims

Ilya Arbatman

Kyle Edgerton

Bill Schrimpf

Natalie Handler
Jake Maynard
Serene Townsell
Tom Dunn, on behalf of Reno Firefighters Association
Lilith Baran

For the record we received 27 comments which were general in nature or not directly associated with an agenda item prior to 4:00 p.m. on September 12, 2023. These comments were voicemail and/or 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.

13 in favor, 4 in opposition, 10 concerned from the following individual(s):

Michelle Hamilton
Alan Jordan
Janet Nelson
Elizabeth Weber
Joseph Callahan
Angela Breedlove
Doug Stewart
Robbin Palmer
Michael Gawthrop-Hutchins
Taylor Buice
Joe Atack on behalf of Lake Tahoe Shakespeare Festival
Sarah Hinz on behalf of Good Luck Macbeth Theatre Company
Scott Wilson
Brian Thornton
Bahar
Richard Bissett
Alyssa Jolly
David Ebara
Phillip Roberts
Gladys Henderson
Taylor Buice
Gloria Johnny Robles
Anonymous
Amy O'Brien
Leah
Anonymous
Christina Spyford
Spencer Bando

A.4 Approval of the Agenda (For Possible Action) – 13 September 2023

It was moved by Kathleen Taylor, seconded by Miguel Martinez, to approve.

RESULT:	Pass [6 TO 0]
MOVER:	Kathleen Taylor, Councilmember
SECONDER:	Miguel Martinez, Councilmember
AYES:	Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	

A.5 Approval of the Minutes

A.5.1 Reno City Council - Regular - August 9, 2023 10:00 AM (For Possible Action)

Correction to 8-9-23 City Council Meeting. Item D.1. should read; moved by: Duerr; seconded by: Ebert; Ayes: Schieve, Reese, Duerr, and Ebert; Nays: Brekhus, Taylor, and Martinez. (The correction is changing Martinez's vote from aye to nay).

A.5.2 Reno City Council - Regular - August 23, 2023 10:00 AM (For Possible Action)

It was moved by Miguel Martinez, seconded by Kathleen Taylor, to accept as corrected.

RESULT:	Pass [6 TO 0]
MOVER:	Miguel Martinez, Councilmember
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	Hillary Schieve

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 *SUPPLEMENTAL SUPPORTING MATERIALS* - Staff Report (For Possible Action): Approval of Privileged Business License – Non-Restricted Gaming – PKWY Tavern, Jonathan Fine, 219 University Way – 197 Slot Machines – [Ward 5]

Item pulled by Council Member Brekhus for discussion.

Lance Ferrato, City of Reno Director of Business Licensing, gave a presentation to Council.

Mr. Ferrato confirmed for Council Member Brekhus that the use has been constant even though the number of machines has changed.

Angela Fuss, City of Reno Development Services Assistant Director, explained for Council Member Brekhus that with non-restricted gaming they don't count the number of machines with regard to expanding or enlarging but they look at whether the square footage of the building is being expanded.

Council Member Brekhus does not agree with that analysis that it is expansion of the building that is considered and not the intensity of use. She also discussed reasons she feels that a conditional use permit should have been required.

Jonathan Fine, PKWY Tavern Applicant, answered questions from Council Member Ebert regarding parking.

Mr. Fine answered questions from Mayor Schieve regarding things that are included in the lease with regard to activating the outside.

Philip Wilson, PKWY Tavern Property Owner, confirmed for Mayor Schieve that activation of the courtyard is a high priority. He also discussed plans for the residential space.

Mr. Fine answered questions from Council Member Reese regarding their plans and what has been invested so far.

Mr. Wilson answered questions from Council Member Reese regarding project timing.

Council Member Reese discussed the need to reinvigorate this project and stated our goal is to be a good partner to you.

Mr. Wilson answered questions from Council Member Duerr regarding their plans. He confirmed that they are planning a hotel for the tower closest to the ball park. The other two towers will be residential apartments.

Council Member Brekhus discussed the fact that some of these details being discussed could have been conditioned if this had come through a conditional use permit. She questioned what the practices are of staff working with non-conforming uses and characterizing them.

John Sande IV, PKWY Tavern Counsel, addressed some of the concerns that were raised and stated that the Gaming Control Board approval is capped at 197.

Mr. Sande confirmed for Mayor Schieve that they can't go over 197 without Gaming Control Board approval through a request by Mr. Fine.

Discussion on the motion:

City Manager Thornley explained for Mayor Schieve that this particular license is not tied to the hotel rooms but the hotel use being proposed would contribute to the lodgers tax.

Council Member Duerr expressed there is concern because things have gone awry before. She asked if assurance can be provided that what was discussed here today is what will happen.

Mr. Fine stated everyone wants to make downtown Reno a better place and doing that

will lead to even more opportunities. He also confirmed for Council Member Duerr that they are planning to have the slots separate from the common areas and other tenants.

Mayor Schieve asked Mr. Wilson to give some assurance to Mr. Fine when this will happen.

Mr. Wilson stated they are working in good faith with the lender and making good progress in communication with them providing what they need.

Mayor Schieve asked staff why a conditional use permit wasn't triggered.

Ms. Fuss explained that a conditional use permit would have been triggered if the license had expired or if the use was being expanded. Neither of those things are happening here so there is no need for a conditional use permit.

Discussion after the vote:

Mayor Schieve stated she reluctantly supported this. She stated I want you to be successful. I will be very disappointed if this goes in a different direction. I am taking a huge leap of faith. I hope you get everything you possibly can to make your endeavor the most successful that it could possibly be. The gaming makes me nervous because we were told residential, residential, residential so I am reluctantly supporting this.

Council Member Duerr stated she voted yes very reluctantly. She stated I have a lot of open questions about the residential mixed with the gaming, which is different than hotel. I have questions about better understanding the gaming use and the amounts and what really can come later. We need some additional work in this arena before any other changes are made on this.

RECESS

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

RESULT:	Pass [7 TO 0]
MOVER:	Kathleen Taylor, Councilmember
SECONDER:	Devon Reese, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

B.2 *SUPPLEMENTAL SUPPORTING MATERIALS* - Staff Report (For Possible Action): Approval of Privileged Business License – On-Premises Alcohol – PKWY Tavern, Jonathan Fine, 219 University Way – [Ward 5]

It was moved by Hillary Schieve, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

- B.3** Staff Report (For Possible Action): Approval of Privileged Business License – On-Premises Alcohol, Cabaret – Jupiter Red, Joaquin Arista-Sanchez, 822 South Virginia Street – [Ward 3]

It was moved by Hillary Schieve, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

- B.4** Staff Report (For Possible Action): Approval of Privileged Business License – On-Premises Alcohol – Curse of Cane, Ivan Fontana, 809 South Center Street – [Ward 3]

It was moved by Hillary Schieve, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

- B.5** Staff Report (For Possible Action): Approval of Privileged Business License – Dining Room Alcohol – 3 Angeles Latinx Cuisine, Alma Rocita Rubio Olvera, 585 East Moana Lane – [Ward 1]

It was moved by Hillary Schieve, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

- B.6** Staff Report (For Possible Action): Approval of Privileged Business License – Dining Room Wine and Beer – Dynasty China Bistro, Jingdong Wei, 1185 California Avenue, Suite C – [Ward 1]

It was moved by Hillary Schieve, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

- B.7** Staff Report (For Possible Action): Approval of Privileged Business License – Dining Room Wine and Beer – House of Bread Reno, Tim Atwell, 1185 California Avenue, Suite B – [Ward 1]

It was moved by Hillary Schieve, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

- B.8** Staff Report (For Possible Action): Approval of Privileged Business License – Dining Room Wine and Beer – Noodle Station, Walter Harris, 299 East Plumb Lane, Suite 180M – [Ward 3]

It was moved by Hillary Schieve, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

- B.9** Staff Report (For Possible Action): Approval of Privileged Business License – Dining Room Wine and Beer – Pizza Twist, Sukhpal Waraich, 2900 Clear Acre Lane, Suite A – [Ward 4]

It was moved by Hillary Schieve, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

- B.10** Staff Report (For Possible Action): Approval of Privileged Business License – Dining Room Wine and Beer – Round Table Pizza, Emily Burns, 5150 Mae Anne Avenue, Suite 201 – [Ward 5]

It was moved by Hillary Schieve, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

- B.11** Staff Report (For Possible Action): Approval of Privileged Business License – Dining Room Wine and Beer – Lox Stock & Two Smoking Bagels, Jason Branyan, 25 West 2nd Street – [Ward 5]

Item pulled by Council Member Ebert for discussion.

COUNCIL MEMBER MARTINEZ ABSENT AT 2:45 PM

Lance Ferrato, City of Reno Director of Business Licensing, answered questions from Council Member Ebert and clarified this is zoned for 24-hour use but the applicant is not proposing to operate for 24 hours.

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

RESULT:	Pass [6 TO 0]
MOVER:	Kathleen Taylor, Councilmember
SECONDER:	Devon Reese, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Ebert
NAYS:	
ABSENT:	Miguel Martinez

- B.12** Staff Report (For Possible Action): Acceptance of Grant Award from the Craig H. Neilsen Foundation for continued efforts to plan, develop, manage, and implement a community-based Adaptive Cycling Center in an amount not to exceed \$25,000.

Item pulled by Council Member Ebert for discussion.

Council Member Ebert asked for more information about this item.

Nathan Ulliot, City of Reno Parks and Recreation Director, presented the staff report and answered questions from Council.

It was moved by Meghan Ebert, seconded by Devon Reese, to approve.

RESULT:	Pass [6 TO 0]
MOVER:	Meghan Ebert, Councilmember
SECONDER:	Devon Reese, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Ebert
NAYS:	
ABSENT:	Miguel Martinez

- B.13** Staff Report (For Possible Action): Acceptance of donations from the Nevada Military Support Alliance, Nevada Paralyzed Veterans of America, Bay Area Paralyzed Veterans of America, and AARP Nevada to support the City of Reno's Annual Military Sports Camp held on September 11-15, 2023 in the total amount of \$7,000.

It was moved by Hillary Schieve, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

- B.14** Staff Report (For Possible Action): Resolution donating Reno Access Advisory Committee (RAAC) funds to the Reno Ice Sled Hockey Club to support local, regional and national tournament play in the amount of \$5,000. (General Fund)

It was moved by Hillary Schieve, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

Resolution No. 9184 was adopted.

- B.15** Staff Report (For Possible Action): Approval of Subdivision Participation and

Release Forms in connection with with the Walgreen's-Nevada Settlement and Teva-Nevada Settlement pursuant to The One Nevada Agreement on Allocation of Opioid Recoveries.

It was moved by Hillary Schieve, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

- B.16** ***SUPPLEMENTAL SUPPORTING MATERIALS*** - Staff Report (For Possible Action): Approval of Agreement for legal services with Baron & Budd, P.C. and Cossich Sumich Parsiola & Taylor, LLC to represent the City in potential litigation for environmental and other damages suffered from the actions of manufacturers, distributors, and dispensers of firefighting foam products and other products which contain polyfluoroalkyl substances (“PFAS”), and to authorize the filing of actions against such entities. If approved, the agreement includes a contingency fee to be paid by the City of 25% of the City’s gross recovery plus expenses and costs incurred. The City would also be responsible for its share of costs and fees such as expert witnesses, but only if enough were recovered to cover those costs and fees as well, which under the agreement would be paid up front by outside counsels’ offices.

Item pulled by Council Member Brekhus for discussion.

Council Member Brekhus requested a staff report.

Jonathan Shipman, City of Reno Deputy City Attorney, presented the staff report.

Mr. Shipman and answered questions from Council Member Brekhus regarding any due diligence and the process used in selecting this firm. The firm was selected because Washoe County and the airport are using them. He stated that if it is the direction of Council, they can go back and look into the issue mentioned by Council Member Brekhus regarding the firm being sued by a client in the past.

COUNCIL MEMBER MARTINEZ PRESENT AT 2:52 PM

Trey Rogers and Carla Burke Pickrel, representatives of Baron & Budd, P.C. and Cossich Sumich Parsiola & Taylor, LLC, answered questions from Council.

Discussion on the motion:

Council Member Brekhus stated she will not support the motion. She expressed

concern that this was not done through a competitive process with some due diligence for something of this magnitude.

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

RESULT:	Pass [6 TO 1]
MOVER:	Naomi Duerr, Councilmember
SECONDER:	Devon Reese, Councilmember
AYES:	Schieve, Reese, Duerr, Taylor, Martinez, Ebert
NAYS:	Jenny Brekhus
ABSENT:	

- B.17** Staff Report (For Possible Action): Approval to purchase five pieces of fire apparatus and associated outfitting from various vendors pursuant to NRS 332.195 (Joinder) utilizing the Houston-Galveston Area Council Buy (HGACBuy) Cooperative Purchasing Program (Contract FS 12-17), in an amount not to exceed \$3,620,000. (General Fund)

Item pulled by Council Member Duerr for discussion.

Council Member Duerr stated she tends to pull items for projects over a million dollars so the public knows how we are spending our money. She discussed the importance of this program.

Aaron Wike, City of Reno Administrative Services Manager, briefly discussed the item and thanked Council.

It was moved by Naomi Duerr, seconded by Miguel Martinez, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Naomi Duerr, Councilmember
SECONDER:	Miguel Martinez, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

- B.18** Staff Report (For Possible Action): Acceptance of a non-matching State Farm Good Neighbor Citizenship Company Grant to the Reno Fire Department for the Reno Home Wildfire Fuels Reduction Program in the amount of \$34,000.

It was moved by Hillary Schieve, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert

NAYS:
ABSENT:

- B.19** Staff Report (For Possible Action): Approval of Cooperative Agreement for Mutual Aid between the City of Reno, on behalf of the Reno Fire Department and the Nevada Air National Guard.

Item pulled by Council Member Ebert for discussion.

Council Member Ebert requested more information about this.

Brad Jensen, City of Reno Fire Department Training Division Chief, presented the staff report and answered questions from Council.

It was moved by Meghan Ebert, seconded by Devon Reese, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Meghan Ebert, Councilmember
SECONDER:	Devon Reese, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

- B.20** Staff Report (For Possible Action): Acceptance of Grant Award from the State of Nevada, Department of Public Safety, Office of Traffic Safety to the City of Reno Police Department for the 2023-24 Joining Forces Grant Program (JF-2024-RPD-00045) to support participation in statewide, multi-jurisdictional traffic enforcement events in the amount of \$59,000.

Item pulled by Council Member Duerr for discussion.

Council Member Duerr pulled this item as an outstanding example of our police department continuing to work with other partners to get money for special activities. She thanked the Chief for getting this grant and continuing to do these kinds of special enforcement activities.

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

RESULT:	Pass [7 TO 0]
MOVER:	Naomi Duerr, Councilmember
SECONDER:	Devon Reese, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

- B.21** Staff Report (For Possible Action): Authorization for the Reno Police

Department to apply for the 2023 Formula Justice Assistance Grant from the U.S. Department of Justice in the amount of \$236,440, approval of and authorization to sign the Interlocal Agreement for the use of the 2023 Justice Assistance Grant funds and authorization to sign the required FY 2023 Certification and Assurances and other associated documents.

It was moved by Hillary Schieve, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

- B.22** ***SUPPLEMENTAL SUPPORTING MATERIALS*** - Staff Report (For Possible Action): Approval of Consultant Agreement with Lumos & Associates, Inc for Design Services for the 2024 Consolidated Sewer Project in an amount not to exceed \$518,510. (Sewer Fund) [Ward 1, 2, 3, 5]

Item pulled by Council Member Ebert for discussion.

Council Member Ebert requested a staff presentation.

MAYOR SCHIEVE ABSENT

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

It was moved by Meghan Ebert, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [6 TO 0]
MOVER:	Meghan Ebert, Councilmember
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	Hillary Schieve

- B.23** ***SUPPLEMENTAL SUPPORTING MATERIALS*** - Staff Report (For Possible Action): Resolution in support of the City of Reno applying for grants from the Nevada Department of Conservation and Natural Resources for the Island 18 Septic to Sewer Conversion Project, Phase 2 Chalk Creek Channel Restoration and TMWRF Gas Conditioning System Improvements, together with matters which pertain to or are necessarily connected thereto.

Item pulled by Council Member Duerr for discussion.

John Flansberg, City of Reno Regional Infrastructure Administrator, answered questions from Council Member Duerr regarding opportunities for the public to change from septic to sewer in this area.

Resolution No. 9193 was adopted.

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

RESULT:	Pass [7 TO 0]
MOVER:	Naomi Duerr, Councilmember
SECONDER:	Devon Reese, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

- B.24** Staff Report (For Possible Action): Approval of Contract for maintenance services with Environmental Systems Research Institute, Inc (ESRI) for the GIS Government Enterprise Agreement Annual Subscription in an amount not to exceed \$170,000 per year for three years for a total amount of \$510,000. (General Fund)

It was moved by Hillary Schieve, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

- B.25** Staff Report (For Possible Action): Award of Contract to Innovative Communications Systems LLC for RFP #2023-10 for the Council Chamber Audio Visual Refresh Upgrade in an amount not to exceed \$337,854. (General Fund)

It was moved by Hillary Schieve, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

- B.26** ***SUPPLEMENTAL SUPPORTING MATERIALS*** - Staff Report (For

Possible Action): Approval of Agreement for professional services with CFA, Inc. for the land survey, civil engineering and land use planning services covering the project initial analysis and site layout of Pembroke Flat Fields in the amount of \$158,990. (American Rescue Plan Act Fund) [Ward 3]

UPON RECONVENING AT 1:30 PM COUNCIL MEMBER EBERT WAS ABSENT.

Item pulled by Council Member Brekhus for discussion.

Council Member Brekhus requested a staff report.

Nathan Ullyot, City of Reno Parks and Recreation Director, answered questions from Council Member Brekhus regarding this request.

COUNCIL MEMBER EBERT PRESENT AT 1:40 PM

COUNCIL MEMBER EBERT ABSENT AT 1:50 PM

COUNCIL MEMBER EBERT PRESENT AT 1:54 PM

Council Member Brekhus noted the proposal from CFA is addressed to Richard Jay and she asked what authority he has to ask for services on behalf of the City.

City Manager Thornley answered questions from Council Member Brekhus regarding Richard Jay's involvement and stated he is running point on this.

Council Member Brekhus asked if the City has a formal relationship with him on this.

Mr. Ullyot stated not at this point. We are trying to make sure the feasibility is there.

Council Member Brekhus stated she has been hearing concerns from other park users for years about this relationship with Reno Youth Sports. There is a statement in here that it is presumed that these will be managed by Mr. Jay's organization. Council Member Brekhus stated she does not think that is something we should embark upon. There are concerns in the community that there is a prioritization of the fields to this one soccer league to the exclusion of others. If Council moves forward with this one soccer league to build these fields with federal money, it is not equitable to all.

City Manager Thornley stated we are the contracting party. Staff is requesting approval to spend money in connection with this contract with CFA to better understand the feasibility of developing flat fields at this site.

Mayor Schieve stated she has also heard complaints from people but she has not heard that any of them will go out there and manage it and raise the money. She expressed support for Mr. Jay's ability to collaborate and asked him to comment.

Richard Jay, Past President of Great Basin Youth Soccer League (GBYSL) and Past Board Member of Reno Youth Sports Association (RYSA), stated this project is a

public private partnership project and it is not just going to be GBYSL. He stated that he has reached out and his recommendation to RYSA is that we take lacrosse fields along with GBYSL fields and we go out there together and share the responsibility for building those fields as well as maintaining them. He discussed the need for more fields.

Council Members Duerr, Reese, and Martinez expressed support for the project.

Council Member Brekhus explained that her concern is that she has never seen a contract come forward where the solicitation is from a third party. We don't have a relationship with the youth soccer league to be out there on our behalf soliciting proposals. In response to comments from Mayor Schieve, she stated that people don't want to step up to manage this, they want to know that the City is doing the allocation process. The fairness of the allocation of limited resources is something that this Council should bring in-house.

Council Member Duerr stated Council Member Brekhus is bringing up an important point and she asked for clarification on the record that this contract is with the City and will be managed by the City

City Manager Thornley confirmed that the contract with CFA will be with the City and will be managed by the City. He also confirmed the project manager will not be Mr. Jay but will be a City of Reno employee.

Mayor Schieve discussed issues related to managing everything in-house and stated we lean heavily on our partnerships.

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

RESULT:	Pass [7 TO 0]
MOVER:	Devon Reese, Councilmember
SECONDER:	Miguel Martinez, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

- B.27** ***SUPPLEMENTAL SUPPORTING MATERIALS*** - Staff Report (For Possible Action): Approval of 28 sponsorship allocations for special events for FY 23/24 based upon recommendations of the Special Events Sponsorship Committee of the City of Reno City Council to include: Feed the Camel; Liquid Blue Events; Boneyard Blast XV Softball Tournament (2023), Latino Arte and Culture; (Fiesta on Wells 2023), Reno Street Food; (Food Truck Friday 2023), Great American Craft Fairs; (Fall Fest 2023, Great American Parade 2023, Hot August Nights; (Hot August Nights Main Event 2023), Great Reno Balloon Race; (Great Reno Balloon Race 2023), Northern Nevada Aquatics; (2023 Silver State Championships Swim Meet), Build Our Center, Inc.; (Northern Nevada Pride 2023), Reno Air Racing Association, Inc.; (National

Championship Air Races and Air Show 2023), Reno Races; (Dirty Wookie 10K 2023, Rock Reno Half Marathon 2023), Desert Sky Adventures; (Reno’s Wobble Before you Gobble 10K/5K 2023), Ann Louhela; (Sierra Nevada Lavender & Honey Festival 2023), MidTown District Reno (Dancing in the Streets 2023), Bass Camp (Bass Camp Festival VI 2023), Northern Nevada Central Labor Council Non-Profit Worker Benefit Corp. (Reno Labor Fest 2023), Artown (Artown 2023), Race178 (52nd Annual Journal Jog), High Desert Harmony Chorus (Harmony in the Park: A Celebration of Barbershop Music 2023), NRAP at the University of Nevada, Reno (5k Run/Walk and Recovery Celebration 2023), Local Food Network (Riverside Farmers Market Holiday Bazaar 2023), for a total amount not to exceed \$128,793. (Room Tax)

It was moved by Hillary Schieve, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

- B.28** Staff Report (For Possible Action): Resolution of the City Council of the City of Reno, Nevada, to be provided to the Director of the Nevada Department of Business and Industry, supporting the affordable housing complex identified as the Sutro Senior Sanctuary, (a new 170 low-income unit affordable housing development divided across two sites: 839 Sutro Street and 696 Sutro Street) and providing other details in connection therewith. [Ward 3]

It was moved by Hillary Schieve, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

Resolution No. 9185 was adopted.

- B.29** Staff Report (For Possible Action): Resolution of the City Council of the City of Reno, Nevada, to be provided to the Director of the Nevada Department of Business and Industry, supporting the affordable housing rehabilitation project identified as the Silverada Manor rehabilitation project, the substantial rehabilitation of 150 units of public housing for seniors and people living with disabilities. [Ward 3]

It was moved by Hillary Schieve, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

Resolution No. 9186 was adopted.

- B.30** Staff Report (For Possible Action): Resolution of the City Council of the City of Reno, Nevada, to be provided to the Director of the Nevada Department of Business and Industry, supporting the affordable housing redevelopment project identified as Carville Park Apartments, the redevelopment of 209 units of affordable housing. [Ward 3]

It was moved by Hillary Schieve, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

Resolution No. 9187 was adopted.

- B.31** Staff Report (For Possible Action): Resolution donating Council Discretionary Funds to the Sierra Arts Foundation to support their mission of creating opportunities for the art community through their gallery spaces and programs in Northern Nevada in the amount of \$2,000. (General Fund) [Reese] [Ward At-large]

It was moved by Hillary Schieve, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

Resolution No. 9188 was adopted.

- B.32** Staff Report (For Possible Action): Resolution donating Council Discretionary Funds to the Domestic Violence Resource Center to support their mission to rebuild safe and hopeful lives for victims of family violence in the amount of \$1,000. (General Fund) [Reese] [Ward At-large]

It was moved by Hillary Schieve, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

Resolution No. 9189 was adopted.

- B.33** Staff Report (For Possible Action): Resolution donating Council Discretionary Funds to the Food Bank of Northern Nevada to support their mission to feed the hungry today and solve hunger for tomorrow through community partnership in the amount of \$1,000. (General Fund) [Reese] [Ward At-large]

It was moved by Hillary Schieve, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

Resolution No. 9190 was adopted.

- B.34** Staff Report (For Possible Action): Resolution donating Council Discretionary Funds to the India Association of Northern Nevada (IANN) to support their mission to develop and promote Indian culture in the Northern Nevada region from Councilmember Martinez (\$1,000) and Councilmember Duerr (\$1,500) in the total amount of \$3,000. (General Fund) [Martinez] [Duerr] [Ward 3, Ward 2]

It was moved by Hillary Schieve, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	

ABSENT:

Resolution No. 9191 was adopted.

- B.35** Staff Report (For Possible Action): Resolution donating Council Discretionary Funds to the Northern Nevada Children's Cancer Foundation to support their mission of enhancing the quality of life for children with cancer and their families from Councilmember Taylor (\$1,980) and Councilmember Martinez (\$1,980) in the total amount \$3,960. (General Fund) [Martinez] [Taylor] [Ward 3, Ward 5]

It was moved by Hillary Schieve, seconded by Kathleen Taylor, to approve.

RESULT:	Pass [7 TO 0]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Duerr, Brekhuis, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	

Resolution No. 9192 was adopted.

Live Public Comment:

Tom Dunn, on behalf of Reno Firefighters Association

MAYOR SCHIEVE PRESENT AT 10:55 AM

The Consent Agenda was approved with Items B.1, B.11, B.12, B.16, B.17, B.19, B.20, B.22, B.23, and B.26 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): Case No. LDC23-00055 (Diaz Masonry) Request for: 1) a Master Plan amendment from Single-Family Neighborhood (SF) to Mixed-Employment (ME) and; 2) a zoning map amendment from Single-Family Residential - 8 units per acre (SF-8) to Mixed Employment (ME). The ±0.65acre project site consists of three parcels on the north side of Western Road, ±170 feet east of its intersection with Panther Drive. [Ward 4]**

MAYOR SCHIEVE PRESENT
COUNCIL MEMBER BREKHUS ABSENT

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

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

Chief Deputy City Clerk Donny LaQue confirmed that proper notice was given and no correspondence was received.

COUNCIL MEMBER BREKHUS PRESENT

Brooklyn Oswald, City of Reno Development Services Associate Planner, presented the staff report.

MAYOR SCHIEVE ABSENT AT 3:18 PM

COUNCIL MEMBER TAYLOR ABSENT AT 3:18 PM

COUNCIL MEMBER DUERR ABSENT AT 3:19 PM

COUNCIL MEMBER TAYLOR PRESENT AT 3:23 PM

John Krmpotic, applicant representative, answered questions from Council.

It was moved by Meghan Ebert, seconded by Miguel Martinez, to approve.

RESULT:	Pass [5 TO 0]
MOVER:	Meghan Ebert, Councilmember
SECONDER:	Miguel Martinez, Councilmember
AYES:	Reese, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	Hillary Schieve, Naomi Duerr

- C.2 Staff Report (For Possible Action): Case No. LDC23-00055 (Diaz Masonry) Resolution to adopt an amendment to the land use plan of the City of Reno Master Plan from ±0.65 acres of Single-Family Neighborhood (SF) to Mixed-Employment (ME) . The site consists of three parcels, and is located north side of Western Road, ±170 feet east of its intersection with Panther Drive, and further described in planning Case No. LDC23-00055. The adoption is contingent on the conformance review by the Truckee Meadows Regional Planning Commission. [Ward 4]**

It was moved by Meghan Ebert, seconded by Miguel Martinez, to approve.

RESULT:	Pass [5 TO 0]
MOVER:	Meghan Ebert, Councilmember
SECONDER:	Miguel Martinez, Councilmember
AYES:	Reese, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	Hillary Schieve, Naomi Duerr

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

Resolution No. 9194 was adopted.

- C.3 **Staff Report (For Possible Action): Case No. LDC23-00055 (Diaz Masonry) Ordinance Introduction - Bill No. _____ Ordinance to amend Title 18, Chapter 18.02 of the Reno Municipal Code, entitled "Zoning," rezoning a ±0.65 acre site consisting of three parcels located on the north side of Western Road, ±170 feet east of its intersection with Panther Drive from Single-Family Residential - 8 units per acre (SF-8) to Mixed Employment (ME); together with matters which pertain to or are necessarily connected therewith. [Ward 4]**

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

Bill No. 7248 was referred for a second reading and adoption.

It was moved by Meghan Ebert, seconded by Miguel Martinez, to approve.

RESULT:	Pass [5 TO 0]
MOVER:	Meghan Ebert, Councilmember
SECONDER:	Miguel Martinez, Councilmember
AYES:	Reese, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	Hillary Schieve, Naomi Duerr

D Department Items

City Attorney

- D.1 ***SUPPLEMENTAL SUPPORTING MATERIALS -*** Staff Report (For Possible Action): Approval of a legal settlement offer in the matter of Stan Lucas v. City of Reno, et al., Case No. CV22-00602, in the amount of \$3,500,000. (Risk Management Fund) [Ward 5]

RECESS AT 3:26 PM
RECONVENE AT 3:36 PM

COUNCIL MEMBER DUERR ABSENT AT RECONVENE

Live Public Comment:
Ken McNeil

Karl Hall, City of Reno City Attorney, presented information on the history of this item and answered questions from Council regarding the recommendation.

Jonathan Shipman, City of Reno Deputy City Attorney, responded to questions from Council and stated the mediation was a confidential mediation and questions regarding specifics need to be address in an attorney client meeting. This is active litigation so we need to keep the discussion to the settlement agreement.

Mr. Hall responded to questions and comments from Council and expressed concern that if we try to continue to litigate, the potential exposure could be much higher.

Discussion on the motion:

Council Member Brekhus stated she is not supporting the motion. There are times when you stand and this is one to stand and not let the Reno public know that this Council is bullied in to paying out people. We have a development process and we went through that in good faith.

Council Member Reese stated no one has bullied this Council. This Council has gone all the way to the Supreme Court on the Ballardini Ranch project. This Council is not easily bullied. We are just trying to make the best economic decision we can for our community.

Mayor Schieve stated this Council was not bullied when we voted against this project. We felt strongly about it and fought for the residents.

Mr. Hall confirmed for Mayor Schieve that the exposure could potentially be a lot more than this settlement amount.

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

RESULT:	Pass [5 TO 1]
MOVER:	Devon Reese, Councilmember
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Taylor, Martinez, Ebert
NAYS:	Jenny Brekhus
ABSENT:	Naomi Duerr

City Manager's Office

- D.2 ***SUPPLEMENTAL SUPPORTING MATERIALS -*** Regional Transportation Commission (RTC) of Washoe County Presentation on the FY23 RTC Annual Report.

Live Pubic Comment:
Robbin Palmer (via Zoom)
Bill Schrimpf (via Zoom)

Bill Thomas, Executive Director for Regional Transportation Commission (RTC) of Washoe County, gave a presentation and answered questions from Council.

Dale Keller, Director of Engineering for RTC of Washoe County, answered questions from Council.

COUNCIL MEMBER BREKHUS ABSENT AT 2:17 PM
COUNCIL MEMBER BREKHUS PRESENT AT 2:20 PM

- D.3 ***SUPPLEMENTAL SUPPORTING MATERIALS -*** Staff Report (For Possible Action): Consideration, discussion, and potential direction to accept the appropriation of \$1,500,000 for Fiscal Year 2023-2024 and \$1,500,000 for Fiscal Year 2024-2025 to the City of Reno through Assembly Bill 396 from the State of Nevada General Fund for the purpose of rental assistance.

Live Public Comment:
Cadence Matijevich on behalf of Washoe County

Monica Cochran, City of Reno Housing and Neighborhood Development Director, presented the staff report and answered questions from Council.

It was moved by Devon Reese, seconded by Meghan Ebert, to approve.

RESULT:	Pass [6 TO 0]
MOVER:	Devon Reese, Councilmember
SECONDER:	Meghan Ebert, Councilmember
AYES:	Schieve, Reese, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	Naomi Duerr

- D.4 ***SUPPLEMENTAL SUPPORTING MATERIALS -*** Staff Report (For Possible Action): Presentation, discussion and potential direction to staff on licensing requirements for sidewalk vendors, including an update to Reno Municipal Code related to the passage of Senate Bill 92 during the 2023 Nevada Legislative Session.

It was moved by Devon Reese, seconded by Miguel Martinez, to approve staff recommendations with the direction given and look forward to continued discussions.

RESULT:	Pass [6 TO 0]
MOVER:	Devon Reese, Councilmember
SECONDER:	Miguel Martinez, Councilmember
AYES:	Schieve, Reese, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	Naomi Duerr

Lance Ferrato, City of Reno Director of Business Licensing, presented the staff report and answered questions and received feedback from Council.

- D.5 ***SUPPLEMENTAL SUPPORTING MATERIALS -*** Staff Report (For Possible Action): Presentation, discussion and potential direction to staff regarding Agreement between City of Reno, City of Sparks, Washoe County and Regional Emergency Medical Services Authority (REMSA) for governance and operation of the Hexagon Unified Computer Aided Dispatch and Records Management Suite (HxGN OnCall Suite) in the amount of \$2,835,598.86 for implementation and \$469,630 annually for licensing support, and maintenance. (General Fund)

Live Public Comment:

Tom Dunn, on behalf of Reno Firefighters Association

COUNCIL MEMBER MARTINEZ ABSENT AT 4:47 PM

COUNCIL MEMBER MARTINEZ PRESENT AT 4:59 PM

Cody Shadle, City of Reno Public Safety Dispatch Manager, presented the staff report and answered questions from Council.

Council Member Brekhus expressed concerns that this is giving up too much and Reno needs to be the lead on this. She also expressed concern regarding elevating REMSA to an equal partner.

MAYOR SCHIEVE ABSENT AT 5:28 PM

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

RESULT:	Pass [5 TO 1]
MOVER:	Hillary Schieve, Mayor
SECONDER:	Devon Reese, Councilmember
AYES:	Schieve, Reese, Taylor, Martinez, Ebert
NAYS:	Jenny Brekhus
ABSENT:	Naomi Duerr

- 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. 7244 Case No. DVA23-00001 (Market Street Abandonment Development Agreement) Ordinance to approve a Development Agreement between the City of Reno and Murphs Land Holdings LLC subject to Case No. ABN21-00006 (Market Street Abandonment). The requested development agreement addresses requirements and timing of the proposed abandonment as related to the Regional Transportation Commission - Mill Street Capacity and Safety Project. [Ward 3]

Ordinance No. 6660 was adopted.

It was moved by Miguel Martinez, seconded by Kathleen Taylor, to adopt Ordinance No. 6660.

RESULT:	Pass [4 TO 1]
MOVER:	Miguel Martinez, Councilmember
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Reese, Taylor, Martinez, Ebert
NAYS:	Jenny Brekhus
ABSENT:	Hillary Schieve, Naomi Duerr

- F.2 Staff Report (For Possible Action): Ordinance Adoption – Bill No. 7245 Case No. LDC23-00061 (550 Orrcrest) Ordinance to amend Title 18, Chapter 18.02 of the Reno Municipal Code, entitled “Zoning,” rezoning a ±1 acre site from Large-Lot Residential - 1 acre (LLR-1) to Mixed Employment (ME). The site is located on the south side of Orrcrest Drive ±440 feet east of its intersection with Carson Lane. The site has a Master Plan land use designation of Mixed-Employment (ME). [Ward 4]

MAYOR SCHIEVE PRESENT AT 5:30 PM

Ordinance No. 6661 was adopted.

It was moved by Meghan Ebert, seconded by Miguel Martinez, to adopt Ordinance No. 6661.

RESULT:	Pass [6 TO 0]
MOVER:	Meghan Ebert, Councilmember
SECONDER:	Miguel Martinez, Councilmember
AYES:	Schieve, Reese, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	Naomi Duerr

- F.3 ***SUPPLEMENTAL SUPPORTING MATERIALS*** - Staff Report (For Possible Action): Ordinance Adoption- Bill No. 7246 Ordinance to amend Title 2 of the Reno Municipal Code establishing appointive officer and appointive employee positions by amending Section 2.06.035 designating "Appointive Employees;" and amending Section 2.06.050 relating to the Qualifications of Appointive Officers and Appointive Employees together with other matters properly relating thereto.

It was moved by Kathleen Taylor, seconded by Hillary Schieve, to adopt Ordinance No. 6662.

RESULT:	Pass [5 TO 1]
MOVER:	Kathleen Taylor, Councilmember
SECONDER:	Hillary Schieve, Mayor
AYES:	Schieve, Reese, Taylor, Martinez, Ebert
NAYS:	Jenny Brekhus
ABSENT:	Naomi Duerr

Council Member Brekhus made the following disclosure:

“This is an amendment to Title 2 of the Municipal Code which encompasses establishing employees into two classifications, appointive or non-appointive. It impacts every employee in the City of Reno. At a previous meeting both the Mayor and Council Member Reese raised publicly concerns that I have a conflict of interest in this matter. While ethics are a private matter and it was very unusual for colleagues to raise concerns of another member having ethics conflicts, I want to address that because it is a continuing narrative that was brought up in the first step addressing and amending this Title 2. On this matter I did not seek the advice of the City Attorney because he has a conflict of interest himself in helping me prepare this disclosure. My disclosure is that I’ve hired Ron Dreyer of Dreyer Law in my capacity as a council member using my own private resources to request that the City launch an investigation of the improper government action by Mr. Thornley. This investigation is ongoing and I understand the City has hired outside counsel to investigate because I spoke to an investigator. I am submitting here copy of the letter that Mr. Dreyer wrote on behalf of me for the record so that the public may be aware of the nature of his engagement with me. I understand Mr. Dreyer represents one or more of our bargaining groups and as I mentioned previously this ordinance applies to all employees. I have spoken to him and paid him for his time as our engagement calls for and understand that he does not have a personal interest in this matter nor has he participated in the record in preparing this ordinance change. It applies to some of the folks in the bargaining group that he represents but it applies to all employees. I asked the Nevada Commission on Ethics who is available to provide me a disclosure in an instance as this but they were unable to meet the turnaround so I am preparing this disclosure myself. I don’t know that a disclosure is required but if it is, I am making the disclosure that Mr. Dreyer represents me and also represents one or more of our bargaining

groups. But more so I am disclosing this is prompted by the unusual and remarkable allegation of my two colleagues focusing on my conflicts and ethical matters. Thank you. Madam Clerk I am giving you this letter and please lodge it into the record.”

MAYOR SCHIEVE ABSENT 5:34 PM

Jill Atkinson, City of Reno Assistant Director of Human Resources, answered questions from Council Member Brekhus.

MAYOR SCHIEVE PRESENT 5:36 PM

Ordinance No. 6662 was adopted.

- F.4 Staff Report (For Possible Action): Ordinance Adoption – Bill No. 7247 Ordinance to amend Title 1, Chapter 1.02.010, of Reno Municipal Code titled "Ward Boundaries and Official city map," to change the City of Reno ward boundaries and create a sixth ward on the Official City Map as required by Section 1.050 of the Reno City Charter, and providing matters properly relating thereto. (Adoption requires a vote of at least five-sevenths of the City Council.)

It was moved by Naomi Duerr, seconded by Hillary Schieve, to adopt Ordinance No. 6659.

RESULT:	Pass [5 TO 2]
MOVER:	Naomi Duerr, Councilmember
SECONDER:	Hillary Schieve, Mayor
AYES:	Schieve, Reese, Duerr, Taylor, Martinez
NAYS:	Jenny Brekhus, Meghan Ebert
ABSENT:	

Discussion on the motion:

Council Member Brekhus stated there has been a new development since the introduction. Her opposition is enhanced by the stating of intention of Council Member Duerr to run for a seat in the Nevada Legislature. If she is successful, it will lead to this body having a choice to appoint into that ward someone to fill her seat. Council Member Brekhus hopes that if Council Member Duerr is successful that she state in advance a willingness to resign so that a special election can be held to fill her seat in concert with the 2024 November election.

Council Member Duerr stated she had no knowledge that she would run when Council dealt with the redistricting.

Ordinance No. 6659 was adopted.

G City Clerk

- G.1 Staff Report (For Possible Action): Discussion and potential appointment of up to five individuals to the Ward 4 Neighborhood Advisory Board and/or two alternates from the following pool of applicants, listed in alphabetical order: Benjamin Johnson.

It was moved by Meghan Ebert, seconded by Devon Reese, to appoint Benjamin Johnson to the Ward 4 Neighborhood Advisory Board.

RESULT:	Pass [6 TO 0]
MOVER:	Meghan Ebert, Councilmember
SECONDER:	Devon Reese, Councilmember
AYES:	Schieve, Reese, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	Naomi Duerr

- G.2 Staff Report (For Possible Action): Discussion and potential appointment of one individual to the Regional 911 Emergency Response Advisory Committee from the following pool of applicants, listed in alphabetical order: John W. (JW) Hodge

It was moved by Devon Reese, seconded by Miguel Martinez, to appoint John W. (JW) Hodge to the Regional 911 Emergency Response Advisory Committee.

RESULT:	Pass [6 TO 0]
MOVER:	Devon Reese, Councilmember
SECONDER:	Miguel Martinez, Councilmember
AYES:	Schieve, Reese, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	Naomi Duerr

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 Brekhus noted inconsistent advice coming from the City Attorney's Office regarding when council members are allowed to talk about a person by name and requested that the City Attorney's Office prepare a public memo on that issue and the relationship to the Open Meeting Law.

Karl Hall, City of Reno City Attorney, clarified that it is not necessarily an issue of mentioning someone by name but it is when you start talking about

somebody's character and competence they are entitled to notice.

COUNCIL MEMBER TAYLOR ABSENT

Jonathan Shipman, City of Reno Deputy City Attorney, recommended to the Council that they should not be talking about people in any capacity if they can avoid it. That is just good general advice to begin with. In this particular case, that was a clear over the line in where that was going.

Council Member Brekhus asked that the City Attorney brief the issue for Council.

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.)

- I.1 ***SUPPLEMENTAL SUPPORTING MATERIALS -*** Staff Report (For Possible Action): Case No. MUP23-00007 (Wrightway Market Packaged Alcohol Sales) Appeal of the Administrator's decision to deny a request for a minor conditional use permit to allow for package alcohol sales accessory to the primary use of a convenience store. The ±0.16 acre site is located on the east side of Evans Avenue approximately ±190 feet south of its intersection with East 4th Street (330 Evans Avenue). The subject site is located in the Mixed-Use Downtown Entertainment District (MD-ED) zone and has a Master Plan land use designation of Downtown Mixed-Use (DT-MU). An appeal was filed by the applicant, Devinder Dhillon. City Council may affirm, modify, or reverse the decision of the Administrator. [Ward 3]

BREAK AT 5:41 PM

RECONVENE AT 6:05 PM

COUNCIL MEMBER DUERR ABSENT UPON RECONVENING

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

City Clerk Mikki Huntsman confirmed that proper notice was given and correspondence was received.

For the record we received 15 comments which were directly associated with the agenda item prior to 4:00 p.m. on September 12, 2023. These comments were voicemails and/or 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 support the appellant, 14 in opposition of appellant, 1 concerned from the following individual(s):

Dwayne Hope
Niccalus Phillips
Matt Nolan
Jessie Singh
James Laferty
Ashley Madison Simpson
Jacob Curi
Judy Anderson
Crystal Vera
Suzie
Cory
Jake Howard
Samantha Chen
Alex Bradford
Alex Lopez

Leah Picatti, City of Reno Development Services Associate Planner, presented the staff report and answered questions from Council related to compatibility findings and calls for service.

Ms. Picatti explained for Council Member Brekhus that staff's main concerns regarding the compatibility findings are the RTC transit station and a substance abuse treatment facility which are both adjacent to this property. Other places that sell alcohol in the general vicinity near the substance abuse treatment facility are pre-existing uses from before the requirement for a minor conditional use permit to sell package alcohol was put in place in the code update in 2021.

Reno Police Chief Nance responded to questions from Council Members Martinez and Ebert regarding calls for service.

Mayor Schieve stated none of this is predicated on calls for service. This now is predicated on the Safe Scape ordinance, so we can't go on the calls for service.

Ms. Picatti confirmed for Mayor Schieve that we are looking at land use compatibility here and that is the reason for the discretionary review.

Council Member Ebert stated it is relevant because they are only in here requesting this application because we removed their liquor license in the first place due to calls for service.

Council Member Brekhus asked staff how they make a decision of incompatibility when there is so much vacancy in the area.

Ms. Picatti explained they weren't looking at the vacant uses but at uses that have been established.

Opinder Dhillon, applicant, presented the appeal and included information on the calls for service cited as a reason their liquor license was revoked noting false

data claiming calls on Wrightway Market. Mr. Dhillon also answered questions from Council.

Karl Hall, Reno City Attorney, confirmed for Mayor Schieve that this decision is not based on calls for service but whether or not the use is compatible with the area.

Council Member Ebert expressed confusion that the calls for service were the reason for removing the liquor license before and now they are not relevant.

City Manager Thornley explained the previously existing license was suspended by a hearing officer and the Council's decision was not to revoke it but instead to not renew it when it came up for renewal based on calls for service and the manner in which the property was operated and looked. That is a legitimate consideration when we are talking about a license that is in place and an operator who is duly licensed and subject to enforcement by the City. The question in front of the body today is as though a license never existed. The question is would you allow this to be established today for the first time in this location given what is built up around it and the rules that are in place today.

Council Member Brekhus stated she is not convinced by the body of evidence regarding the general health, safety and welfare or compatibility. This is in the most diverse area of downtown where many uses are allowed and many of those have secondary effects. when you talk about compatibility it's a real hard thing in an urban compact setting. If we can't put beer and wine here because a vacant building used to be apartments is part of the evidence, we are not going to be able to put beer and wine anywhere else in this quadrant of downtown.

Discussion on the motion:

Council Member Brekhus noted that Safe Scape regulations have been included in Title 18 for two decades. She expressed concern that this is a continued story of targeting and she will not support the motion. There are crimes going on downtown related to different businesses and Council hasn't had any discussion about pulling anyone's privilege licenses where crimes are conducted. Unless we put up big parameters for revocation then I'm not going to be there, and a revocation is what put these people in the sad position they are in now.

Mayor Schieve responded to the comments regarding targeting and stated she does not believe it is true.

It was moved by Devon Reese, seconded by Hillary Schieve, to affirm the administrator's decision denying the appeal and minor conditional use permit.

RESULT:	Pass [4 TO 2]
MOVER:	Devon Reese, Councilmember
SECONDER:	Hillary Schieve, Mayor
AYES:	Schieve, Reese, Taylor, Martinez

NAYS:	Jenny Brekhus, Meghan Ebert
ABSENT:	Naomi Duerr

- I.2 ***SUPPLEMENTAL SUPPORTING MATERIALS -*** Staff Report (For Possible Action): Case No. LDC23-00062 (Viewpoint Apartments Access Road MSPR) Appeal of the Planning Commission’s decision to approve a request for a major site plan review to allow for grading resulting in cuts deeper than 20 feet and fills greater than ten feet in height for the development of an access road to a previously approved 432 unit apartment complex (LDC22-00084). The ±97.97 acre site is located in the Multi-Family Residential – 14 units per acre (MF-14) zoning district directly west of the intersection of Summit Ridge Drive and Summit Ridge Court. The site has Master Plan land use designations of Mixed Neighborhood (MX) and Parks, Greenways, and Open Space (PGOS). An appeal was filed by Dave Snelgrove of CFA, Inc. on behalf of their client Montebello II, LP. City Council may affirm, modify, or reverse the decision of the Planning Commission. [Ward 1]

It was moved by Devon Reese, seconded by Kathleen Taylor, to continue this item to October 25, 2023 at 6:00 p.m.

RESULT:	Pass [6 TO 0]
MOVER:	Devon Reese, Councilmember
SECONDER:	Kathleen Taylor, Councilmember
AYES:	Schieve, Reese, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	Naomi Duerr

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

City Clerk Mikki Huntsman confirmed that proper notice was given and no correspondence was received.

This applicant has requested a continuance until the October 25 Council meeting.

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

Live Public Comment:
 Bill Schrimpf (via Zoom)
 Dora Martinez (via Zoom)

For the record we received 9 comments which were general in nature or not directly associated with an agenda item after 4:00 p.m. on September 12, 2023. These comments were voicemails and/or 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.

6 in favor, 3 in opposition, 0 concerned from the following individual(s):

David Zavesky
L.A. Reinhart
Drew Leeder
Frank Gilmore on behalf of Jacobs Entertainment
Noe Orosco on behalf of Silver State Voices
Chasity Martinez
Paul Kiser
Anonymous
Stevie

K Adjournment (For Possible Action)

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

RESULT:	Pass [6 TO 0]
MOVER:	Devon Reese, Councilmember
SECONDER:	Miguel Martinez, Councilmember
AYES:	Schieve, Reese, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	Naomi Duerr