

**MINUTES OF THE  
FERNLEY CITY COUNCIL MEETING  
NOVEMBER 7, 2018**

Mayor Edgington called the meeting to order at 5:00 pm at Fernley City Hall, 595 Silver Lace Blvd, Fernley, NV.

**1. INTRODUCTORY ITEMS**

**1.1. Roll Call**

**Present:** Mayor Roy Edgington, Councilwoman Shari Whalen, Councilman Stan Lau, Councilwoman Sue Seidl, Councilwoman Fran McKay. City Manager Daphne Hooper, City Attorney Brandi Jensen, Public Works Director Dave Whalen, City Clerk Kim Swanson, Planning Director Tim Thompson, Building Official Roger Colson, GIS/Water Rights Manager Jennifer Derley, Assistant to the City Manager Colleen Unterbrink, Deputy City Attorney Brent Kolvet, City Engineer Derek Starkey, Councilman Dan McCassie arrived at 5:13

**1.2. Public Comment**

Cal Eilrich, former Councilman thanked Councilwoman Whalen for her years of dedicated service.

**1.3. Approval of the Agenda**

City Manager Hooper requested to move the Canvas of the Vote from the General Election to the November 14<sup>th</sup> Special City Council Meeting. She also requested to move item 7.2 up on the agenda.

**Motion:** MOVE TO APPROVE THE AGENDA MOVING ITEM 7.3 TO A SPECIAL MEETING TO BE HELD ON NOVEMBER 14, 2018, AND ITEM 7.2 BEING HEARD BEFORE REPORTS. **Action:** Approve, **Moved by** Councilwoman Sue Seidl, **Seconded by** Councilman Stan Lau. **Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 4). **Yes:** Councilman Stan Lau, Councilwoman Fran McKay, Councilwoman Shari Whalen, Councilwoman Sue Seidl. **Absent:** Councilman Dan McCassie

## **2. CONSENT AGENDA:**

**2.1. (Possible Action) Approval Of Voucher Report**

**2.2. (Possible Action) Approval of Minutes from October 17, 2018**

**2.3. (Possible Action) Approval of Business Licenses**

**2.4. Possible Action to approve a Contract for Engineering Services for design of the East Wastewater Treatment Plant (EWWTP) Fire Line and Potable Water Main Project, to Lumos and Associates, Inc., in an amount not to exceed \$55,600.**

**2.5. Possible Action to Approve the Will-Serve from Silver State Relief for 0.58 ERC's for Water and 0.29 ERC's for Sewer for Lyon County Parcel 021-272-27 located at 1301 Financial Way.**

**2.6. Possible Action to Approve the Will-Serve from Kim & Sue McCreary for 1.00 ERC for Water for Lyon County Parcel 021-303-60 located at 2405 Farm District Road.**

**2.7. Possible Action to approve the revised job descriptions for the IT Specialist, Human Resource Specialist, Associate and Assistant Planner, and Vector Control/Weed Abatement Technician.**

**Motion:** MOVE TO APPROVE THE CONSENT AGENDA, **Action:** Approve, **Moved by** Councilwoman Sue Seidl, **Seconded by** Councilman Stan Lau.

Councilwoman Whalen disclosed that she is married to Public Works Director Dave Whalen. Councilman Lau disclosed that he is an employee of EEI.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 5). **Yes:** Councilman Stan Lau, Councilwoman Fran McKay, Councilwoman Shari Whalen, Councilwoman Sue Seidl, Councilman Dan McCassie.

Item 7.2 was heard after the Consent Agenda

**3. REPORTS This item is for various public entity representatives to provide general information to the Council and public. No action will be taken.**

**3.1. Reports by City Staff, City Council and the Mayor, including but not limited to monthly statistical reports by city departments.**

This item was heard after item 7.2

County Manager Page reported on the recent election. He reported there will be a ground-breaking ceremony for the new senior center on November 20<sup>th</sup>. City of Yerington city manager is retiring.

Commissioner Mortenson thanked Councilwoman Whalen for her years of service. He also thanked Ray Lacy on his new position. He thanked the City of Fernley for their dedicated work thus far on the senior center.

City Manager Hooper reported there will be a Fernley Convention and Tourism Authority Meeting on December 13<sup>th</sup> at 5pm. Grant application submissions are due at the end of the month. She reported City Hall will be closed on Veterans Day and closed on Thanksgiving and the day after. She welcomed Thomas Luckas new Deputy Finance Director.

Mayor Edgington and City Manager Hooper will attend a seminar on November 27<sup>th</sup> in Las Vegas. He reported the ground breaking for Hardie Lane. He asked everyone to be patient during construction.

Councilwoman McKay reported the Fern45 event will be held on Saturday.

Councilwoman Seidl congratulated Ray Lacy. She stated she is looking forward to working with the County on the new senior center project.

Councilwoman Whalen reported on the new artwork at Walgreens. She stated she has received a lot of good feedback.

Mayor Edgington stated that over 2200 kids went through city hall for the City's Spooktacular Event. He also reported on a positive meeting with Senator Cortes-Mastro.

#### **4. PROCLAMATIONS BY THE MAYOR**

Mayor Edgington presented a Proclamation proclaiming Saturday, November 24<sup>th</sup> as small business Saturday.

#### **5. PUBLIC HEARINGS**

- a. Discussion with City Council & Staff**
- b. Public Input**
- c. Additional Discussion with City Council & Staff**
- d. Council Action or Direction to Staff**

##### **5.1. Public Hearing, First Reading - Bill #269**

**First reading consideration and possible action to introduce Bill #269 as an ordinance adopting the 2018 International Code Council (ICC) International Building Code, and the most recent specialized codes available and modifying the City of Fernley Municipal Code Title 8 Chapter 2 replacing the current Building Code series list as attached.**

Building Official Colson presented the first reading of the ordinance explaining the need to bring the Building Codes up to date.

Mayor Edgington opened public input.

Cal Eilrich stated the Fernley Builders Association supports this piece of legislation. He stated other jurisdictions are already using the 2018 International Code.

Councilman Lau introduced bill #269

#### **6. PRESENTATIONS**

##### **6.1. Presentation and Discussion of the Water Resource Quarterly Report.**

Water Rights/GIS Managers Derley presented the Quarterly Water Resource Report. She also reported there was a positive meeting with the Bureau of Reclamation in Sacramento.

## **7. STAFF REPORTS**

### **7.1. Discussion and possible action to agreement for personal services as Municipal Court Judge between Lori Matheus and the City of Fernley**

City Manager Hooper presented the report stating that in the Primary Election Judge Lori Matheus was election Justice of the Peace for the Canal Township. This will become effective January 1, 2019. City Manager Hooper stated Judge Matheus will retire from PERS effective January 1, 2019 which will make her eligible to serve as a Senior Judge. This will allow her to serve as the Municipal Court Judge on a contractual basis.

Councilwoman Seidl inquired about the city manager oversight in the contract. She also inquired about the pay for a pro-tem judge. City Manager Hooper stated she would double check with legal counsel to make sure there is no conflict with the payment.

**Motion:** MOVE TO APPROVE THE AGREEMENT FOR PERSONAL SERVICES AS MUNICIPAL COURT JUDGE BETWEEN LORI MATHEUS AND THE CITY OF FERNLEY WITH THE EXPECTATION THAT THE CITY WILL REVIEW REORGANIZATION OR RECLASSIFICATION, BAILIFF SERVICES AND THE CONTRACT PAY FOR THE JUDGE DURING THE BUDGET PROCESS FOR THIS FISCAL YEAR AND CLARIFY THAT THE CITY WILL PAY FOR PRO-TEM SERVICES.

**Action:** Approve, **Moved by** Councilwoman Shari Whalen, **Seconded by** Councilman Stan Lau. **Vote:** Motion carried by unanimous roll call vote (summary: Yes = 5). **Yes:** Councilman Stan Lau, Councilwoman Fran McKay, Councilwoman Shari Whalen, Councilwoman Sue Seidl Councilman Dan McCassie.

### **7.2. Update, discussion, and possible action regarding the Depot property and Lyon County Senior Center.**

This item was heard after the Consent Agenda.

City Manager Hooper stated updated the City Council with progress that has been made. She stated there have been discussions regarding the transfer of property from the City

to the County in exchange for the property that the Senior Center currently sits on. She wanted direction from City Council to move forward with a contract.

Planning Director Thompson stated the County has submitted the design review application to the City for the construction of the facility. He presented the most recent preliminary conceptual plans.

Lyon County Manager Jeff Page stated this project has been a great opportunity for the two entities to work together. He explained when the City builds a building the City and County will enter into a maintenance agreement for maintenance. He added there will be a ground breaking on November 20<sup>th</sup>.

Councilwoman Whalen disclosed that Edrie Lavoie Human Resource Director is her mother. Councilwoman Seidl stated that she is excited for this opportunity.

**Motion:** MOVE TO DIRECT STAFF TO MOVE FORWARD WITH AN AGREEMENT WITH THE COUNTY REGARDING A LAND SWAP FOR THE SENIOR CENTER AND THE LAND AT THE DEPOT, THE APPROXIMATE 3 ACRES IN THE SOUTHEAST CORNER OF THE PARCEL. **Moved by** Councilwoman Sue Seidl, **Seconded by** Councilman Stan Lau.

**Amended Motion:** MOVE TO DIRECT STAFF TO MOVE FORWARD WITH AN AGREEMENT WITH THE COUNTY REGARDING A LAND SWAP FOR THE SENIOR CENTER AND THE LAND AT THE DEPOT, THE APPROXIMATE 3 ACRES IN THE SOUTHEAST CORNER OF THE PARCEL, CONTINGENT UPON RECEIPTIBLE PARKING AGREEMENT BEING INCLUDED. **Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 5). **Yes:** Councilman Stan Lau, Councilwoman Fran McKay, Councilwoman Shari Whalen, Councilwoman Sue Seidl, Councilman Dan McCassie. **Action:** Approve.

### **7.3. Discussion and Possible Action to canvass the vote from the November 6th General Election per NRS. 293C.387**

This item will be heard at a special meeting on November 14, 2018

**8. ITEMS REQUESTED BY MAYOR OR CITY COUNCIL MEMBERS:**

**8.1. Discussion and possible action to request a future agenda item to discuss the current list of approved future agenda items. (Councilwoman Whalen's request)**

Councilwoman Whalen rescinded her request.

**9. ADDRESS REQUEST(S) FOR FUTURE AGENDA ITEMS.**

Councilwoman McKay requested a future agenda item regarding tenant water deposits.

Councilwoman Seidl requested a future agenda item to discuss the current list of approved future agenda items and staff reports.

**10. PUBLIC COMMENT**

There was none.

**ADJOURNMENT**

There being no further business to come before it, the Fernley City Council meeting adjourned at 6:57 pm.

Approved by the Fernley City Council on December 5, 2018 by a vote of:

AYES: 5      NAYS: 0      ABSTENTIONS: 0      ABSENT: 0



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**ATTEST: City Clerk Kim Swanson**



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**Mayor Roy Edgington**