

Roy Edgington, Mayor
Raymond Lacy, Ward 1
Felicity Zoberski, Ward 2
Stan Lau, Ward 3
Albert Torres, Ward 4
Fran McKay, Ward 5

FERNLEY CITY COUNCIL MEETING AGENDA

Fernley City Hall
595 Silver Lace Blvd. • Fernley, NV 89408
Phone: (775) 784-9830 • Fax (775) 784-9839

FCC Meeting: March 03, 2021

5:00 PM

Please click the link below to join the webinar:
<https://us02web.zoom.us/j/85774354466>

One-tap mobile: 1346248779
Telephone: Dial 1 669 900 9128

Webinar ID: 857 7435 4466
International: <https://us02web.zoom.us/u/kbkZYOU4uQ>

Public Notice: Pursuant to Section 3 of the Declaration of Emergency Directive 006 the requirement contained in NRS 241.023(1)(b) that there be a physical location designated for meetings of public bodies where members of the public are permitted to attend and participate has been suspended until further notice. To view the entire Declaration of Emergency Directive 006 please visit gov.nv.gov

The Mayor reserves the right to hear agenda items out of order, combine two or more agenda items for consideration, or remove an item from the agenda or delay discussion relating to an item on the agenda at any time. All items are action items unless otherwise noted.

Time Certain: Time certain designates a definite time for the start time of that item. The time certain item may NOT begin earlier than the designated time certain. It may begin later than the designated time, but not earlier.

5:00 p.m. OPEN MEETING – PLEDGE OF ALLEGIANCE

Mayor's statement: "To avoid meeting disruptions, please place cell phones in the silent mode or turn them off during the meeting. All meetings are recorded. When addressing the Council please state your name and speak clearly into the microphone. Thank you for your understanding."

1. INTRODUCTORY ITEMS

1.1. Roll Call

1.2. Public Forum

This is the first of two portions of the meeting devoted to the Public. The Public may comment on any matter that is not specifically included on the agenda as an

action item. Items not specifically included on this agenda cannot be acted upon other than to place them on a future agenda. If you wish to comment you can use the Raise your Hand feature in Zoom, type your question into Q&A or *9 if using a smart phone. In consideration of other citizens, we ask that you please limit your comments to three (3) minutes and that repetition be avoided. The Mayor may, at his discretion, hold comments until the second Public Forum at the end of the meeting. Online Public Comments can be submitted by phone prior to 4:00 pm the day of the meeting. Public Comments can also be submitted prior to, and during the meeting at CITYCLERK@CITYOFFERNLEY.ORG. All comments received prior to adjournment will be considered and read into record unless City Council has already taken action on the item. All comments received are public record and will be included as part of the permanent record.

1.3. (For Possible Action) Approval of the Agenda

2. CONSENT AGENDA:

(PLEASE NOTE: All matters listed under the consent agenda are considered routine, and may be acted upon by the Council members in one motion, and without an extensive hearing. Any member of the Council may request that an item be taken from the consent agenda, discussed, and acted upon separately during this meeting.)

2.1. (Possible Action) Approval Of Voucher Report

Documents:

[VOUCHERS FOR FCC MEETING 03032021.PDF](#)

2.2. (Possible Action) Approval of Minutes from February 17, 2021

Documents:

[2021.02.17 FCC MINUTES .PDF](#)

2.3. (Possible Action) Approval of Business Licenses

Documents:

[NEW FEB 2021_2.PDF](#)

2.4. (For Possible Action) Possible Action to approve the contract with Management Partners to conduct an efficiency study for the City's Development Review Process.

Category

Consent

Documents:

[STAFF REPORT - MANAGEMENT PARTNERS CONTRACT.PDF](#)
[MANAGEMENT PARTNERS CONTRACT.PDF](#)
[ATTACHMENT A - SCOPE OF WORK 02.19.2021 FERNLEY_DRAFTDEVREV_AGMT.PDF](#)
[ATTACHMENT B - FEE SCHEDULE MANAGEMENT PARTNERS.PDF](#)

- 2.5. Possible Action to Approve the Will-Serve for TMAI Building A Unit 110 - Carniceria of .36 ERC's for Water and 1.38 ERC's for Sewer for Lyon County Parcel 020-341-01 located at 1030 Inglewood Drive Build A Unit 110- Carniceria, Fernley, NV.**

Category

Consent

Documents:

[2021.03.03 WILL SERVE TMAI BUILDING A UNIT 110 - CARNICERIA SR \(DHR REDLINES\).PDF](#)
[2021.03.03 WILL SERVE TMAI - BUILDING A UNIT 110 CARNICERIA .PDF](#)

- 2.6. Possible Action to Approve the Will-Serve Request from The Meadows at Inglewood, Events Center for 2.15 ERC's for Water and 6.9 ERC's for Sewer for Lyon County Parcel 020-341-11 located at the at 1045 Inglewood Drive, Fernley, NV 89408**

Category

Consent

Documents:

[2021.03.03 WILL SERVE - TMAI BUILDING EVENTS CENTER - SR \(DHR REDLINES\) .PDF](#)
[2021.03.03 WILL SERVE TMAI EVENTS CENTER.PDF](#)

- 2.7. Possible Action to Approve the Will-Serve Request from TMAI Building A Unit 100 – Yogurt Beach for .53 ERC's for Water and 1.7 ERC's for Sewer for Lyon County Parcel 020-341-01 located at the at 1030 Inglewood Drive Unit 100, Fernley, NV 89408**

Category

Consent

Documents:

[2021.03.03 WILL SERVE -TMAI BUILD A UNIT 100 - YOGURT BEACH SR \(DHR REDLINES\).PDF](#)
[2021.03.03 WILL SERVE TMAI - BUILDING A UNIT 100 - YOGURT BEACH .PDF](#)

- 2.8. (For possible action) Approve an agreement with D.L.G. Associations, LLC providing for a 15-year extension (to February 21, 2036) of a 1996 Agreement concerning the conveyance and utilization of water rights originally dedicated to Fernley in association with the development of the Desert Lakes Golf Course subdivision**

Category

Consent

Documents:

STAFF REPORT - 2021.03.03 DLG EXTENSION AGREEMENT.PDF
03.03.2021 2021 DRAFT AMENDMENT (FINAL).PDF
03.03.2021 2002 DRAFT AGREEMENT.PDF
03.03.2021 2006-10-19 AGREEMENT TO BE DATED 02-21-96.PDF
03.03.2021 2018 08 AUGUST 02 - JUDGES ORDER AND STIPULATION RE WATER RIGHTS.PDF
03.03.2021 1996-02-21 AGREEMENT.PDF

- 2.9. (For Possible Action): Possible Action to amend the Joint Contract with Mouritsen Law PLLC and the Law Offices of Kenneth V. Ward for Public Defender Services not to exceed \$80,000.**

Category Consent

Documents:

2021.03.03 STAFF REPORT - PUBLIC DEFENDER FY2022-CHANGE ORDER.PDF
2021-2022 PUBLIC DEFENDER CONTRACT ATTACHMENT B FEE SCHEDULE.PDF
FIRST AMENDMENT TO PD AGREEMENT -FY21-22.PDF

- 2.10. Possible action to authorize the execution of the Water Right Banking and Dedication Agreement with Edward W. King and Jaynee R. King as Trustee of the King Family Trust, APN 021-151-17, TCID serial number 1039-A-3 in the amount of 9 acre feet.**

Category Consent

Documents:

2021.03.03 BANKING AGREEMENT KING FAMILY TRUST EDWARD AND JAYNEE KING.PDF
KING TRUST DEDICATION AGREEMENT.PDF
KING TRUST DRAFT DEED.PDF

- 2.11. Possible action to authorize the execution of the Water Right Banking and Dedication Agreement with Cottonwood Self Storage, LLC, a Nevada limited liability company, APN 020-383-03, TCID Serial Number 1065-1 in the total amount of 1.0-acre feet.**

Category Consent

Documents:

2021.03.03 STAFF REPORT COTTONWOOD SELF STORAGE-BANKING.PDF
2020.08.17 WR BANKING AGREEMENT COTTONWOOD

[STORAGE.PDF](#)
[2020.07.24 COTTONWOOD STORAGE TO COF.PDF](#)

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.

3.2. State of Nevada Legislative Update

4. PROCLAMATIONS BY THE MAYOR

5. PRESENTATIONS

5.1. Presentation on JOIN by Bonnie Smith, Regional Manager

6. ORDINANCES - INTRODUCTION ONLY

There is no public comment for these items and no action will be taken by the Council at this time. If you wish to speak on these items, please attend the meeting where the Final Action will be determined and submit a Public Comment Card to the Clerk.

6.1. (For Possible Action): Introduction of Bill #295, as an Ordinance modifying Fernley Municipal Code Title 2, Chapter 9, Article IV Fernley Convention and Tourism Board in Section 2.09.35 Budget, to allocate the Disbursement of funds to 40% and Convention/Civic Center to 60%.

Category

Ordinance - Introduction

Documents:

[STAFF REPORT - INTRODUCTION FCTA ALLOCATIONS MODIFICATION.PDF](#)
[BILL NO 295 PROPOSED ARTICLE IV CITY CONVENTION AND TOURISM AUTHORITY.PDF](#)
[DRAFT ARTICLE IV. CITY CONVENTION AND TOURISM AUTHORITY MARK-UP.PDF](#)

7. STAFF REPORTS

7.1. A. Discussion and Possible Action to approve the City Manager, Daphne Hooper's annual employment performance, established goals, and the City Council and Mayor's satisfaction with the City Manager's employment performance and general performance as the City Manager. B. Discussion and Possible Action to approve the City Manager Daphne Hooper's salary.

Category

Staff Report

Documents:

[2021.03.03 HOOPER EVAL.PDF](#)

7.2. Discussion and Possible Action to approve the City Attorney, Brandi Jensen's past year's employment performance, and the City Council and Mayor's satisfaction with the City Attorney's employment performance including but not limited to: a. City Attorney Contract Compliance b. General Performance as the City Attorney c. Compensation

Category

Staff Report

Documents:

2021.03.03 JENSEN EVAL.PDF
ORIGINAL JENSEN CONTRACT 2010.03.10.PDF
2019.02.06 CA EMPLOYMENT SERVICE AGREEMENT
FINAL.PDF

7.3. (For possible action) Update on City of Fernley COVID-19 response including City Hall reopening, funding for state and local governments, local business re-opening plans, and local events.

8. ITEMS REQUESTED BY MAYOR OR CITY COUNCIL MEMBERS:

These items will be discussed by Mayor and City Council to possibly be placed on a future agenda.

8.1. Discussion and possible action regarding a future agenda item to form a Transit Program for the City. (Councilwoman McKay's request)

8.2. Discussion and possible action regarding a future agenda item to restore water at 330 Garden Lane (Councilman Lacy's request)

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

10. PUBLIC FORUM

This is the portion of the meeting devoted to the Public. The Public may comment on any matter that is not specifically included on the agenda as an action item. Items not specifically included on this agenda cannot be acted upon other than to place them on a future agenda. If you wish to comment you can use the Raise your Hand feature in Zoom, type your question into Q&A or *9 if using a smart phone In consideration of other citizens, we ask that you please limit your comments to three (3) minutes and that repetition be avoided. Online Public Comments can be submitted by phone prior to 4:00 pm the day of the meeting. Public Comments can also be submitted prior to, and during the meeting at **CITYCLERK@CITYOFFERNLEY.ORG**. All comments received prior to adjournment will be considered and read into record unless City Council has already taken action on the item. All comments received are public record and will be included as part of the permanent record.

Next meeting: March 17th @ 5pm

ADJOURNMENT

This notice and agenda is being posted before 9:00 a.m., 2/26/2021 in accordance with NRS 241.020 at the following locations: www.cityoffernley.org, <https://notice.nv.gov>; North Lyon County

Fire Protection District, 195 E Main Street; Lyon County Human Services, 105 Lois Lane; Fernley Swimming Pool 300 Cottonwood Lane; Fernley Post Office 315 E Main Street; and Fernley City Hall, 595 Silver Lace Blvd. To obtain supporting material for this agenda please visit the City of Fernley website at www.cityoffernley.org or contact Kim Swanson, City Clerk, inside City Hall at 595 Silver Lace Blvd, Fernley, NV 89408, email cityclerk@cityoffernley.org or call (775) 784-9830. Notice to persons with disabilities: Members of the public who are disabled and require special assistance or accommodations at the meeting are requested to notify Fernley City Hall, at least 24 hours in advance at (775) 784-9830 or email cityclerk@cityoffernley.org