

**CITY COUNCIL MINUTES  
REGULAR MEETING  
OCTOBER 23, 2018**

The Winnemucca City Council met in regular session on Tuesday October 23, 2018 at 2:00 p.m. in the City Hall meeting room. Present: Mayor Di An Putnam; Council members Mike Owens, Theresa Mavity, Vince Mendiola, Jim Billingsley and Paige Brooks; and, City Attorney Kent Maher, City Manager/Engineer Alicia Heiser and City Clerk Lorrie Haaglund.

**CALL TO ORDER:**

Mayor Putnam called the meeting to order at 2:00 p.m.

**PUBLIC COMMENT - PERSONAL COMMUNICATION - CORRESPONDENCE:**

There were no public comments, personal communication or correspondence.

**MINUTES:**

The October 9, 2018 regular City Council meeting minutes were reviewed and Council member Mavity moved for approval as submitted. Motion carried unanimously.

**WARRANTS-EXPENSES:**

The payments for warrants and the expense reports were reviewed and Council member Owens moved for approval as submitted. Motion carried unanimously.

**PROCLAMATION-AWARDS:**

Mayor Putnam presented proclamations for “Domestic Violence Awareness Month”, “Extra Mile Day” and “Caregiver Recognition Month.”

**BUSINESS ITEMS:**

**BUSINESS IMPACT DETERMINATION**

After review and consideration of the effect each item could potentially have on a “business,” as the term is defined by statute, the Council agreed, and Council member Owens moved to make a finding that no item on the agenda appears to impose a direct and significant economic burden on a business or appears to directly restrict the formation, operation or expansion of a business. Motion carried unanimously.

**VARIANCE APPLICATION VW-18-06 / DECREASE SIDE YARD SETBACK / BASQUE PROPERTIES**

Betty Lawrence, Planning Department, presented a variance application submitted on behalf of property owner Basque Properties to decrease the east side yard setback from twenty (20) feet to ten (10) feet to allow for the construction of a warehouse building at 3085 Potato Road; Assessor’s Parcel No. 15-0332-13. There were no comments or objections received by the planning department. Council member Owens moved to approve the variance request to decrease the east side yard setback from twenty (20) feet to ten (10) feet at 3085 Potato Road based on staff findings and recommendation. Motion carried unanimously.

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**VARIANCE APPLICATION VW-18-07 / REDUCE EAST SIDE SETBACK / SCHOMMER**

Betty Lawrence, Planning Department, presented a variance application submitted by property owner Patrick Schommer to reduce the east side yard setback from five (5) feet to zero (0) feet to allow for the construction of a 40' x 50' garage at 199 Railroad Street; Assessor's Parcel No. 15-0247-07. There were no comments or objections received by the planning department. Schommer commented that there will be a five (5) feet in width sidewalk down Railroad Street and Mizpah in front of the residence and garage. Council member Owens moved to approve the variance request to reduce the east side yard setback from five (5) feet to zero (0) feet at 199 Railroad Street based on staff findings and recommendation. Motion carried unanimously.

**ORDINANCE ADOPTION / HISTORIC RESOURCES COMMISSION**

Mayor Putnam said the proposed ordinance will amend Winnemucca Municipal Code (WMC) Title 2 to add Chapter 2.56 to create a historic resources commission and provide the purposes, membership, organization powers, duties and responsibilities of the commission. Putnam called for public comment. There was no public comment. Council member Owens moved to approve the amendment of Winnemucca Municipal Code (WMC) Title 2 to add Chapter 2.56 to create a historic resources commission and provide the purposes, membership, organization powers, duties and responsibilities of the commission. Motion carried unanimously.

**MARIJUANA LEGALIZATION-ISSUES / NICK VANDER POEL**

Nick Vander Poel, Capitol Partners, provided a presentation on the legalization of marijuana in Nevada, the opening of a dispensary in the City of Fernley, and current issues pertaining to marijuana legalization. Vander Poel said one of the advantages to the legalization of marijuana sales is the control of the product in the community which does not occur with home grown production and sales. Nevada law seeks to control legal marijuana cultivation and distribution from seed to sale. Vander Poel explained that there is typically a positive revenue collected from the legal sales of marijuana. Medical and recreational marijuana dispensaries are not combined, and the product is taxed at a different rate. Vander Poel said education is the key to the legal use and sale of marijuana.

**LICENSE AGREEMENT / AIRPORT BALLOON LAUNCHING FACILITY / LOON LLC**

Mayor Putnam explained that Google, Inc. is the current licensee of the Airport Industrial Park property balloon launching facility, and Google, Inc., Loon LLC and Google LLC are all subsidiaries of the parent corporation Alphabet, Inc. Google, Inc. and Loon LLC are requesting termination of the December 1, 2015 Amended and Restated License Agreement with Google, Inc. and approval of a new license agreement and payment terms with Loon LLC for an expanded area of property as previously explained and agreed upon at the September 4, 2018 Council meeting. Council member Brooks moved to terminate the December 1, 2015 Amended and Restated License Agreement with Google, Inc. for use of City property at the Airport Industrial Park. Motion carried unanimously. Council member Brooks moved to approve the proposed license agreement and payment terms with Loon LLC for use of City property at the Airport Industrial Park for a temporary balloon launching facility as explained. Motion carried unanimously.

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## **2018 SECOND STREET STROM DRAIN PROJECT**

Mayor Putnam reported that two bids were received for the 2018 Second Street storm drain project: Hunewill Construction for \$58,783.20 and Z7 Development for \$123,448. The engineer's estimate for the project was \$70,884. Council member Billingsley moved to accept the Hunewill Construction bid proposal in the sum of \$58,783.20 for the 2018 Second Street storm drain project. Motion carried unanimously.

## **STAFF-COUNCIL REPORTS**

City Manager Heiser reported: (i) Hunewill has started working on the valley gutters and curb returns; (ii) the Railroad Spring project was submitted for review by the NEPA Committee; (iii) the hydrogeologist from Hydro Resources said their preferred location for Well #8 test well is on East Horizons Holding Company property located near Packsaddle Road; (iv) the closing documents for the Washington properties-Airport property acquisition project are still circulating for signatures; (v) the first shipment of fitness equipment should be received today and Hunewill has started the walking path construction; and, (vi) Heiser will be preparing bid documents and drawings for the Alley Sewer Upgrade Project which will replace several outdated sewer lines in the alleys from First Street to Second Street and between Melarkey Street and Pavilion Street.

Council member Owens attended: the Railroad 100 Year Golden Spike event at the Humboldt Museum and commended Dana Toth, Executive Director of the Humboldt Museum, for her work; the Boys and Girls Club of Winnemucca awards ceremony; and, an RTC meeting.

Council member Mavity attended the Mayor's Ball and the Landfill Committee meeting.

Council member Mendiola attended the HDA meeting.

Council member Billingsley attended the WCVA meeting.

Council member Brooks attended the Railroad 100 Year Golden Spike event, the Landfill Committee meeting, the Boys and Girls Club of Winnemucca award ceremony and Mayor's Ball.

Mayor Putnam said she attended all the previously mentioned events and judged the Winnemucca Grammar School coloring contest.

## **PUBLIC COMMENT:**

There was no public comment.

The meeting was adjourned at 3:52 p.m.

Respectfully submitted,

Lorrie Haaglund  
City Clerk

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**PASSED AND ADOPTED:** November 6, 2018

**VOTE OF COUNCIL:**

**AYES:** Owens, Mavity, Mendiola, Billingsley, Brooks  
**NAYS:** \_\_\_\_\_  
**ABSTAIN:** \_\_\_\_\_  
**ABSENT:** \_\_\_\_\_

**APPROVED:**

**ATTEST:**

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Di An Putnam  
Mayor

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Lorrie Haaglund  
City Clerk