



# Mesquite City Council

## Technical Review Meeting

### Mesquite City Hall - Training Room

### 10 E. Mesquite Blvd.

### Tuesday, August 02, 2016 - 1:30 PM

Minutes of a scheduled meeting of the City Council held on Tuesday, August 2, 2016, at 1:30 P.M. at City Hall in the Training Room. In attendance were Mayor Allan S. Litman, Council members W. Geno Withelder, Kraig Hafen, George Rapson, and Cynthia "Cindi" Delaney Also, in attendance were City Manager Andy Barton, Development Director Richard Secrist, Public Works Director Bill Tanner, City Liaison Aaron Baker, City Clerk Tracy Beck, other city staff and approximately 4 citizens.

Mayor Litman called the meeting to order at 1:30 p.m. Council member Rich Green was excused. (NOTE: This meeting has been tape-recorded and will remain on file in the office of the City Clerk for four years for public examination.)

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*Below is an agenda of all items scheduled to be considered for the Mesquite City Council Regular Council Meeting. Agenda items discussed on this agenda are considered "**Proposed**" until the final agenda for the Regular City Council Meeting is posted, according to NRS 241.020. Unless otherwise stated, items may be taken out of the order presented on the agenda at the discretion of the Mayor and Council. Additionally, the Mayor and Council may combine two or more items for consideration, and may remove an item from the agenda or delay discussion relating to an item on the agenda at any time. Public comment is limited to three minutes per person.*

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## **Public Comments**

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*During the Public Comment portion of the agenda comments must be limited to matters within the authority and jurisdiction of the City Council. Items raised under this portion of the Agenda cannot be deliberated or acted upon until the notice provisions of the Nevada Open Meeting Law have been met. If you wish to speak to the City Council at this time, please step up to the podium and clearly state your name. Comments are limited to 3 minutes in length.*

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1. Public Comments

[Minutes:]

Mayor Litman opened up the meeting to Public Comments.

[Minutes:]

Barbara Ellestad from Mesquite Local News asked a question regarding Special Item number 6 and if there would be back up material available before the meeting.

[Minutes:]

Dave West, Candidate for City Council asked a question regarding Item #12 and was wondering what the cause of the increase in incidents.

## **Consent Agenda**

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*Items on the Consent Agenda may not require discussion. These items may be a single motion unless removed at the request of the Mayor, City Council, or City Manager.*

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2. Consideration for Approval of the August 9, 2016 Agenda, the July 7, 2016 Regular City Council Meeting Minutes;
- Public Comment
  - Discussion and Possible Action

[Minutes:]

Mayor Litman read this item by its title

[Minutes:]

Ms. Beck, City Clerk stated that there were a couple of additions for the August 9, 2016 Regular City Council meeting agenda. The first addition is the City of Mesquite emergency Operation Plan from Chief Christopher. The second and third additions would be for two Resolutions and two Inter local agreements with Clark County Fire Department accepting a \$5669.00 SERC Grant to purchase 4 Draeger Atmospheric Monitors to rapidly identify Hazardous Materials during incidents and a \$6,029 UASI Grant which will provide a Life size Icon Video Conference System. Another addition to the agenda will be the July 19, 2016 Technical Review Meeting Minutes.

[Minutes:]

Mr. Tanner, Public Works Director, will be adding the FAA Grant for the Mesquite Airport and a Contract with Forsgren. Both of these items are pending being received by Mr. Tanner no later than Wednesday afternoon.

[Minutes:]

Council member Delaney: When can we expect to see back up materials?

[Minutes:]

Ms. Beck: They will be in the Thursday's posting.

**Council member Delaney moved to approve the additions to the agenda as mentioned for the August 9, 2016 Regular Council Meeting. Council member Hafen seconded the motion.**

**Passed For: 4; Against: 0; Abstain: 0; Absent: 1 (Green)**

3. Consideration of approval of:
  - a) Notification of Budget Transfers
  - b) Notification of Budget Amendments
  - c) Notification of Bills Paid
  - d) Purchase Orders

- Possible Action

[Minutes:]

Mayor Litman read this item by its title and asked if there were any questions or comments. There were none.

4. Consideration of Approval of a Beer, Wine, Spirit Based Product Off-Sale and a Full Liquor On-Sale liquor license for Rising Star Sports Ranch Resort, 333 N. Sandhill Blvd.

- Public Comment

- Discussion and Possible Action

[Minutes:]

Mayor Litman read this item by its title and asked if there were any questions or comments. There were none.

5. Consideration of Bid Award for the 2016 Mesquite Phase I Street Reconstruction Project.

- Public Comment

- Discussion and Possible Action

[Minutes:]

Mayor Litman read this item by its title and asked if there were any questions or comments. There were none.

## **Special Items**

6. Presentation by Tim Smith from the Bureau of Land Management.

[Minutes:]

Mayor Litman read this item by its title and asked Aaron Baker about back up materials.

[Minutes:]

Mr. Baker stated that he would check to see if back up material is available.

[Minutes:]

Council member Hafen mentioned that during public comments, there was a request for back up material.

[Minutes: ]

Mr. Baker stated that he agreed and would try and get it.

## **Resolutions & Proclamations**

7. Consideration of Approval of Resolution No. 903, adopting Supplemental No.1 to Inter local Agreement (MES04A15) for the Virgin River Flood Wall between the City of Mesquite and the Clark County Regional Flood Control District. - Possible Action

[Minutes:]

Mayor Litman read this item by its title and asked if there were any questions or comments. There were none.

8. Consideration of Approval of Resolution No. 904, adopting an Inter local Contract (No. 911) between the City of Mesquite and the Regional Transportation Commission for maintenance and reconstruction of City of Mesquite Roads. - Possible Action

[Minutes:]

Mayor Litman read this item by its title and asked if there were any questions or comments.

[Minutes:]

Mr. Tanner: I am going to put in the staff recommendation to approve. It needs to be reapproved contingent on RTC's approval on the meeting on Thursday. We got this in a couple of days early for the RTC meeting, so I will have that changed, so the recommendation will be subject to their approval.

[Minutes:]

Council member Withelder: What is the story on Riverside Road? Is Clark County going to turn it over to the City at some point?

[Minutes:]

Mr. Tanner: We are. I think the agreement has almost been hashed over by everyone. I think what now is happening is NDOT's trying to budget the funding for that. Aaron might know more, but once they have –we give them an estimate of about I want to say \$670,000 to overlay that road, and then we got a little bit nervous, because it's been three years since we've started these conversations, but we actually took the bid items from our bid, this last bid we did, and it seems like that the number we gave them is a pretty good number. So hopefully once they get that money budgeted, that will pay that back and we'll be able to make a couple of design changes on Riverside Road. We'd like to try to change the schematic of the striping of that, and then we'll overlay it.

[Minutes:]

Mr. Baker: They will give us the money to overlay it. They won't overlay it for us. They'll give it to us, and say here's the money, and you'll overlay it.

## **Department Reports**

### 9. Mayor's Comments

[Minutes:]

Mayor Litman read this item and stated he has nothing.

### 10. City Council comments and Staff Reports

[Minutes:]

Mayor Litman read this item and asked Council if they have anything.

[Minutes:]

Council member Rapson: I probably have something on the LVCVA, statistical data.

[Minutes:]

Mr. Tanner: I am working with a Scott Higgins on a bid on a BLM right of way, and they're working on some federal legislation to require the BLM to turn some of the parcels of leased property into these -- back to the entity. In Clark County, it's a large number that we're putting together to try to get the legislation changed to where BLM doesn't have the ability to control everything we do on that leased property. That we'll be able to get it from them, (indiscernible) title and be able to do what we want with it. So that is happening right now. It's a pretty big deal with the meetings in Clark County.

[Minutes:]

Mayor Litman: I know Flood Control's involved in that, too, the channels and the dredging. We testified on that last Tuesday on Vegas.

[Minutes:]

Council Member Hafen: AB394 Public Hearings for the Northeast Clark County portion is Thursday down in Moapa. This Thursday.

## **Zoning Items**

11. Consideration of the Adoption of Bill No. 502 (Medical Marijuana Separation Requirements) as Ordinance No. 502 to amend Mesquite Municipal Code Section 9-15-8 Location Restrictions and Section 9-8-8 Separation Requirements by inserting language to exempt schools, community facilities, and residential zones, from the separation requirements if they knowingly choose to locate closer to existing medical marijuana establishments.

- Public Hearing
- Discussion and Possible Action

[Minutes:]

Mayor Litman read this item by its title, stated that there would be a Public Hearing and asked if there were any questions or comments. There were none.

## **Administrative Items**

12. Approval for an emergency hire for a full time Police Officer

- Public Comment
- Discussion and Possible Action

[Minutes:]

Mayor Litman read this item by its title and asked if there were any questions or comments.

[Minutes:]

Council member Withelder: Chief, have you noticed any increase in traffic, a substantial increase in traffic on West Pioneer going toward the new off-ramp? That's going to turn out to be a racetrack, it looks like.

[Minutes:]

Chief Tanner: Yeah. You know, there's a little bit, but not a whole lot. We haven't seen a huge increase. You have the businesses out there, but no, not a ton. I think George said – I know George on the LVCA. I was talking to him at the meeting last week, a group of them, and they said our tourism rate is up, I think, 1,300,000 people and it was a 1,100,000 two years prior. So when people ask, you know, what's influx in crime or why is there more activity, I think it's a combination of several things. You know, you got 31 officers in 2008, and we had like 64 people in the department, and it's 53, so we lost a lot of support staff. So a lot of these officers are taking on three duties each. Like one helps with PIO and then they do like two or three things each, so it's just hard to, you know, gauge and see what's going on, but we still keep the minimal on the street than we had back then. We do our best. We got guys that leave on military leave or guys leave on major surgeries and injuries, but that's not the only cause of it. My biggest fear is, and I talked to Andy in great length about this, is it takes a year for us to get a patrol officer back. By the time they go to the academy for 6 months, all the testing is done, and then we have 5 months of field training, so we got 11 months before they're on the street, and our crime rate, you can see the increases that we attached on the documents, is up. It's amazing. None of these are fudged or anything. They are exactly what they are. I pulled them from Stillman, so this is – I mean, you can pull (indiscernible) incident on every one of these, and we just have an increase overall. The traffic accidents are up. DUI investigations are up. Alcohol related offenses and drugs are way up. The I-15 corridor is getting busier in construction, that's why the burglaries are up. I am absolutely sure. We go through this cycle every single year, just heavier than prior years, just because more people are in need of money apparently and it's summer. They leave all these towns, you know, Vegas, St. George, up south, and they come down here and steal shit and jump back on the highway. So we have a big increase there.

And then, of course, most of you know fraud investigations are up, thanks to

(indiscernible) on a big majority of those, but there also was a huge influx before that happened that one case. There was a lot of those. There's 81 compared to 26 last year, for example, and those take a substantial amount of time. Dealing with financial crimes, you have to do all kinds of subpoenas, all kinds of warrants to get into banks. They just don't share information. They're not really cooperative, so we have to get stuff all the way back to their states most of the times.

So I guess my short long answer is, yeah, it's busier everywhere. I went on several ride-alongs, the guys will tell you, in the last few weeks. I've rode along with guys for four-hour shifts to see if there is any exaggeration to it, not that I don't believe them, I do, but everyone feels like they are overworked to some degree, and I saw a huge influx compared to what it was a couple of years ago. There's a lot going on, a lot to keep up with and they have MDTs in the car, so most of the reports are done in the vehicle, but there's just a lot to do. So our guys do a great job, too, and the cameras have been really beneficial to all of us. Everyone on patrol has a camera, so that helps as far as complaints and also protects officers with everything going on across the nation right now. So it's nice to see. Guys are a lot more professional than they've ever been. In my opinion, it's the best I've ever seen it, but they're really busy. That's all I can tell you. I don't want a bunch burn out like we had in dispatch. They had a turnover of 11 people. They just keep rotating, because it's just so busy in there.

[Minutes:]

Council member Delaney: So you're short answer is more people in town, less staff.

[Minutes:]

Chief Tanner: Exactly, a lot less staff. Our population, just so you all know, I talked to Aaron today, so I am going to blame him if the numbers are wrong, but he gave me 19,061 as our new --

[Minutes:]

Council member Delaney: And that summer numbers?

[Minutes:]

Chief Tanner: Population wise, we were at 18,200 last year when I checked, so that's influx of residents and tourism both. We have a lot more stuff going on. We have a lot of senior people and a lot of nice stuff that people steal, unfortunately, and so on and there are a lot of fraud cases because of the internet and social media and phone calls. So that stuff's increased, and I don't think it's going to slow down. So we constantly, if you notice, put things in the newspaper to tell them and advise them, hey, watch this, watch for this.

Anything that sounds too good, it's too good to be true. So I don't know what to do besides that. We constantly put in the newspaper, have our PIO show that with the media groups and our Facebook page. We've got a lot of followers there, so we can continue to try to stay ahead of that curve, but it happens unfortunately more than I like to see. Constantly, I get calls almost weekly of someone being taken advantage of money wise or business wise or somebody said they would sell them or do or service they didn't provide, so it's just ongoing.

[Minutes:]

Council member Delaney: Geno, I think that once we get more businesses out there – I know our son was in town, he's a driver, and since there's not a truck stop out there yet and he wasn't going to one of the facilities out there like Do It Best or something like that, he was just coming through, there's no reason for him to take that exit and come around, come in to town, so I think that exit will get more and more use as businesses –

Male Voice: I think Do It Best - they use the off-ramp now and it is a great thing for them, and it will be for other people when new businesses come for sure.

[Minutes:]

Barbara Ellestad: It will take some of the soccer traffic.

13. Consideration of the Adoption of Bill 504 as Ordinance 504 amending Title 1 of the Mesquite Municipal Code "Administration"; amending Chapter 8 "Elections and Districts"; amending Section 19 "Primary and General Elections"; and other matters properly related thereto.

- Public Hearing
- Discussion and Possible Action

[Minutes:]

Mayor Litman read this item by its title and asked if there any questions or comments. There were none

14. Presentation on exploration of adopting a City Charter, Process and Procedures, and other matters properly related thereto.

- Discussion and Possible Action

[Minutes:]

Mayor Litman read this item by its title and asked if there were any questions or comments. There were none.

[Minutes:]

Mayor Litman: Bob is going to make a presentation in about 5 minutes on that item, and again this is just exploration of that.

## **Public Comments**

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### 15. Public Comments

[Minutes:]

Mayor Litman opened up the meeting to Public Comments.

[Minutes:]

David Ballweg: Candidate for City Council. First of all, item number 14, I would again request please that this is discussion item for this Council. It could be a presentation to please allow people to comment on that item. The other thing that I would like to address is what Chief Tanner just said. One of the things that I think is very important, and I think the City Council is aware of it, but I think it's very important that we recognize it. Our police department does a great job at community policing and quality of life policing. If we cut our staff back so far where we don't have the patrols to catch those random quality of life crimes or even respond to those quality of life crimes, whether it may seem minor to certain people, whether it's a dog attack or a dog problem or where the police don't have those kind of problems, that's where the quality of life in this town would go down. You know, to go on the record, I actually encouraged Chief to try to get a second officer, because I think to keep our community quality up it takes so long to train an officer and bring him up to speed. It's up to him to request it, but I don't think it would be out of line that we would look at getting two officers on board. Thank you.

[Minutes:]

Barbara Ellestad: Just to put some credence into the Chief's information and background, I in fact wrote an article this morning based on LVCVA reports. A couple of years ago I remember that we had 22,000 vehicles on average every day on I-15, and today that number is 28,000 vehicles every day.

[Minutes:]

Council member Rapson: Which we have not seen, ever.

[Minutes:]

Barbara Ellestad: Ever. We didn't have that many at the height of the recession or before the recession started. The other startling number that goes back to before the recession, for the first six months of the year, we had just over 700,000 visitors. Every month this year, we've had over 100,000 visitors. We are up 10% for the first six months of the year. So, you know, those are some startling numbers when you think about it. I read the blotter all the time and the arrest record, and so if you go through the arrest record it is half in town and half out of town addresses. So you know there's a lot of credence, not that you needed it.

[Minutes:]

Council member Hafen: Not to mention what these guys have to deal with of what's going on nationwide against police officers.

[Minutes:]

Mr. Tanner: I have one other thing, Mayor. Lincoln County notified us today of Special Meeting. It will be Monday, August 8<sup>th</sup>, and they have agendaized putting on Mesquite Landfill host back on. They went through and the whole agenda item is on solid waste. They are transferring some funds. They are going to purchase the landfill from Recology, and I'm assuming they're looking for ways to pay back the funds that they are transferring money to, which is, of course, beyond our range. So we will be going up there Monday.

[Minutes:]

Council member Delaney: So nice of them to give you a week's notice.

## **Adjournment**

16. Adjournment

[Minutes:]

Mayor Litman adjourned the meeting at 1:50 PM.

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Allan S. Litman, Mayor

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Tracy E. Beck, City Clerk