Item #16A

Carson City
Agenda Report

Date Submitted: December 29, 2009

Agenda Date Requested: January 7, 2010
Time Requested: 10 Minutes

To: Mayor and Supervisors

From: Pete Livermore, Supervisor

Subject Title: Motion to reconsider the action to adopt a resolution consenting to the payment of a $40,000.00 incentive to Paradise Cove Café to assist in paying for the costs of a new restaurant and retail project at Carson Mall authorizing the expenditure of $40,000.00 from the Revolving Fund for the Redevelopment Authority for the purpose of paying this incentive with the Board of Supervisors determining that this project meets the incentive program criteria and the necessary findings set forth in NRS 279.486.

Staff Summary: At the October 15, 2009 Board of Supervisors meeting, the action to approve Redevelopment Authority incentive funding for Paradise Cove Café was not approved. Supervisor Livermore was on the prevailing side of the vote. Supervisor Livermore desires to have the Board of Supervisors reconsider the motion to approve the incentive payment in the amount of $40,000.00 to the owner of Paradise Cove Café.

Type of Action Requested: (check one)
(____) Resolution
(XXX) Formal Action/Motion
(____) Ordinance
(____) Other (Specify)

Does this action require a Business Impact Statement: ( ) Yes (X) No

Recommended Board Action: I move to reconsider the action to adopt a resolution consenting to the payment of a $40,000.00 incentive to Paradise Cove Café to assist in paying for the costs of a new restaurant and retail project at Carson Mall and authorizing the expenditure of $40,000.00 from the Revolving Fund for the Redevelopment Authority for the purpose of paying this incentive with the Board of Supervisors determining that this project meets the incentive program criteria and the necessary findings set forth in NRS 279.486.

Explanation for Recommended Board Action: See staff summary.

Applicable Statute, Code, Policy, Rule or Regulation: NRS 279.486

Fiscal Impact: None by this action.

Explanation of Impact: N/A

Funding Source: N/A

Alternatives: Do not approve the motion to reconsider.

Supporting Material: Minutes of the October 15, 2009 Board of Supervisors meeting.

Prepared By: Janet Busse, Office Supervisor

Reviewed By: ______________________ Date: 12/29/09
(City Manager)

______________________ Date: 12-29-09
(District Attorney)

______________________ Date: 12-29-09
(Finance Director)

Board Action Taken:

Motion: ______________________ 1) ______________ Aye/Nay
2) ______________

____
(Vote Recorded By)

entertained requests of the public and, when none were forthcoming, a motion. **Supervisor Livermore moved to approve the remainder of the consent agenda, consisting of eight items: 17-1, Assessor; item 17-2, Sheriff; three items, 17-3, Purchasing and Contracts; three items remaining from the Office of Business Development, item 17-4(B), including Resolution No. 2009-R-58, item 17-4(C), including Resolution No. 2009-R-59; item 17-4(D), including Resolution No. 2009-R-60, as presented. Supervisor Williamson seconded the motion. Motion carried 5-0.** At Mayor Crowell's request, Mr. Werner provided an explanation of the criteria by which items are designated for the consent agenda.

17-1. ASSESSOR - ACTION TO APPROVE THE REMOVAL OF A PORTION OF THE TAXES FROM PARCEL NUMBER 007-031-29 (PORTION OF SECTION 32 15/19 1320') FROM THE 2009 / 10 REAL PROPERTY TAX ROLL, PURSUANT TO NRS 361.050, IN THE AMOUNT OF $1,928.12

17-2. SHERIFF - ACTION TO APPROVE ACCEPTANCE OF THE OFFICE OF TRAFFIC SAFETY JOINING FORCES GRANT IN THE AMOUNT OF $26,000

17-3. PURCHASING AND CONTRACTS

17-3(A) ACTION TO DETERMINE THAT CERTAIN CITY PROPERTY IS NO LONGER REQUIRED FOR PUBLIC USE AND DEEM ITS SALE BY PUBLIC AUCTION DESIRABLE AND IN THE BEST INTERESTS OF CARSON CITY

17-3(B) ACTION TO APPROVE CONTRACT NO. 0910-096, A REQUEST FOR PROFESSIONAL SERVICES TO BE PROVIDED BY ICE RINK EVENTS, THROUGH FEBRUARY 2, 2010, FOR A NOT-TO-EXCEED AMOUNT OF $119,900.00 TO BE FUNDED FROM THE REDEVELOPMENT PROFESSIONAL SERVICES FUND, AS PROVIDED IN FY 2009 / 2010

17-3(C) ACTION TO DETERMINE THAT HUMBOLDT DRILLING AND PUMP COMPANY, INC. IS THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER, PURSUANT TO NRS CHAPTER 338, AND TO AWARD CONTRACT NO. 0809-085 WELL 50 DRILLING TO HUMBOLDT DRILLING AND PUMP COMPANY, INC., FOR A BID AMOUNT OF $186,964.00, PLUS A CONTINGENCY AMOUNT NOT TO EXCEED $18,700.00, TO BE FUNDED FROM THE WATER CAPITAL PROJECT PRODUCTION WELLS FUND, AS PROVIDED IN FY 2009 / 2010

17-4. OFFICE OF BUSINESS DEVELOPMENT

17-4(A) ACTION TO ADOPT A RESOLUTION CONSENTING TO THE PAYMENT OF A $40,000.00 INCENTIVE TO PARADISE COVE CAFÉ TO ASSIST IN PAYING FOR THE COSTS OF A NEW RESTAURANT AND RETAIL PROJECT AT CARSON MALL, AND AUTHORIZING THE EXPENDITURE OF $40,000.00 FROM THE REVOLVING FUND FOR THE REDEVELOPMENT AUTHORITY FOR THE PURPOSE OF PAYING THIS INCENTIVE, WITH THE BOARD OF SUPERVISORS DETERMINING THAT THIS PROJECT MEETS THE INCENTIVE PROGRAM CRITERIA AND THE NECESSARY FINDINGS SET FORTH IN NRS 279.486 (9:58:17) - Mayor Crowell introduced this item, noted it had been heard by the Redevelopment Authority, and entertained additional discussion of the Board members and the public. When none was forthcoming, he entertained a motion. **Supervisor Williamson moved to adopt**

Resolution No. 2009-R-57, consenting to the payment of a $40,000.00 incentive to Paradise Cove Café to assist in paying for the costs of a new restaurant and retail project at Carson Mall, and authorizing the expenditure of $40,000.00 from the revolving fund of the Redevelopment Authority for the purpose of paying this incentive, with the Board of Supervisors determining that this project meets the incentive program criteria and the necessary findings set forth in NRS 279.486. Supervisor Walt seconded the motion. Motion failed 3-2. Ms. Bruketta acknowledged that the application would be denied based on the lack of a two-thirds majority.

17-4(B) ACTION TO ADOPT A RESOLUTION CONSENTING TO THE PAYMENT OF A $26,144.00 INCENTIVE TO THE BLUE BULL TO ASSIST IN PAYING FOR THE COSTS OF REMODELING CONSTRUCTION OF THE BUILDING LOCATED AT 107 EAST TELEGRAPH STREET, AND AUTHORIZING THE EXPENDITURE OF $26,144.00 FROM THE REVOLVING FUND FOR THE REDEVELOPMENT AUTHORITY FOR THE PURPOSE OF PAYING THIS INCENTIVE, WITH THE BOARD OF SUPERVISORS DETERMINING THAT THIS PROJECT MEETS THE INCENTIVE PROGRAM CRITERIA AND THE NECESSARY FINDINGS SET FORTH IN NRS 279.486

17-4(C) ACTION TO ADOPT A RESOLUTION AUTHORIZING THE EXPENDITURE OF $12,000.00 FROM THE REVOLVING FUND FOR THE REDEVELOPMENT AGENCY TO SUPPORT THE GHOST WALK, AS AN EXPENSE INCIDENTAL TO CARRYING OUT THE REDEVELOPMENT PLAN WHICH HAS BEEN ADOPTED BY THE CARSON CITY BOARD OF SUPERVISORS, AND BASED UPON THE FINDINGS THAT THERE IS A CAUSAL CONNECTION BETWEEN THIS REDEVELOPMENT EFFORT AND THE NEED FOR THE EXPENSES, THE EXPENSES ARE NEEDED TO ENSURE THE SUCCESS OF THE REDEVELOPMENT PLAN, AND THAT THE AMOUNT OF THE EXPENSES ARE MINOR IN COMPARISON TO THE MONEY REQUIRED FOR THE OVERALL REDEVELOPMENT PLAN

17-4(D) ACTION TO ADOPT A RESOLUTION AUTHORIZING THE EXPENDITURE OF $4,500.00 FROM THE REVOLVING FUND FOR THE REDEVELOPMENT AGENCY TO SUPPORT THE SILVER AND SNOWFLAKES HOLIDAY TREE LIGHTING, AS AN EXPENSE INCIDENTAL TO CARRYING OUT THE REDEVELOPMENT PLAN WHICH HAS BEEN ADOPTED BY THE CARSON CITY BOARD OF SUPERVISORS, AND BASED UPON THE FINDINGS THAT THERE IS A CAUSAL CONNECTION BETWEEN THIS REDEVELOPMENT EFFORT AND THE NEED FOR THE EXPENSES, THE EXPENSES ARE NEEDED TO ENSURE THE SUCCESS OF THE REDEVELOPMENT PLAN, AND THAT THE AMOUNT OF THE EXPENSES ARE MINOR IN COMPARISON TO THE MONEY REQUIRED FOR THE OVERALL REDEVELOPMENT PLAN

18. RECESS BOARD OF SUPERVISORS (9:50:20) - Mayor Crowell recessed the Board of Supervisors.

<u>LIQUOR AND ENTERTAINMENT BOARD</u>

19. CALL TO ORDER AND DETERMINATION OF A QUORUM (9:50:26) - Chairperson Crowell called the Liquor and Entertainment Board to order at 9:50 a.m. Roll was called; a quorum was present, including Member Furlong.