

CARLIN CITY COUNCIL
CITY OF CARLIN, STATE OF NEVADA
REGULAR MEETING
CARLIN CITY HALL
101 SOUTH EIGHTH STREET
CARLIN, NEVADA
August 14, 2013, 7:00 p.m.

Call to Order and Roll Call:

Mayor Cliff Eklund called the meeting of the City Council to order at 7:00 p.m.

Council Members Present: Mayor Cliff Eklund
Vice Mayor Donnetta Skinner
Councilperson Steve Feasel
Councilperson Bob DeMars

Absent: Councilperson Jay Duke

1. Administrative Staff: City Manager Glenn Trust, City Clerk LaDawn Lawson, Public Works Director Carlos Esparza, Police Chief Bill Bauer
2. Present: Lincoln Litchfield, Angela Hansen, Diana Nichols, Benjamin Stanfill, Kyle Stanfill

Pledge of Allegiance

I. Update from CTA Architects regarding the Master Plan and possible approval of a survey to be given to Carlin residents and businesses, and all related matters. (Possible Action Item)

1. Angela Hansen reported she has been in Carlin last week for three (3) days and met with a variety of City people, including Public Works, Senior Center, library, mayor and city manager and continues to collect data on the infrastructure and community in general. She noted Thomas Ballew is gathering information regarding the sewer and they met with Newmont Mining. She stated they have prepared a community survey and they suggest it be put into a digital form and post it with a survey monkey with a link to the city's website. She explained they would like to do a direct mailer and in 6-8 weeks hold an open house.
2. Councilperson Bob DeMars inquired about Newmont Mines.
3. Angela Hansen stated they were gathering information and they will do the same with Barrick and the railroad.
4. Councilperson Steve Feasel inquired about the procedure, noting he has questions about the survey and is curious how many people will complete the survey, he questioning the format.
5. Angela Hansen stated they had used the format before and had a 25% response, noting they can look at streamlining of the survey.
6. Councilperson Steve Feasel stated people might not write anything down if it is not easily understandable. He stated it took him several times going through the survey to understand it.
7. Councilperson Bob DeMars stated it is redundant to read through the survey and looked for questions that were simpler to understand.
8. Vice Mayor Donnetta Skinner stated they would not get a lot of them back. She suggested getting everyone together is a better way than writing it down.
9. Mayor Cliff Eklund agreed, stating the survey is overwhelming.
10. City Manager Glenn Trust reported he thinks it is a good survey, but does not expect more than 25% of the people to respond. He stated Councilperson Steve Feasel might be "over thinking this", noting that they do need the public input, which is the open house, but they need something that is quantifiable like the survey. He stated he thinks the Carlin people will understand this.
11. Mayor Cliff Eklund stated it could be shortened.

12. Angela Hansen stated she would streamline it and shorten it. She inquired if there are concerns about the topics.
13. Vice Mayor Donnetta Skinner replied negatively.
14. **Vice Mayor Donnetta Skinner moved for approval of the survey to be given to Carlin residents and businesses, and all related matters. Councilperson Bob DeMars seconded the motion. The motion carried.**

II. Information and discussion from Ben Stanfill regarding establishing an auto garage/shop at Chestnut and Eighth Streets adjoining the Peacock Lounge and City Council opinion on the proposed project prior to expenditure of funds to make the facility ready for business, and all related matters. (Non-Action Item)

1. Ben Stanfill explained he is the sole proprietor of Family Motor Sports and wants to turn that into a full garage. He is seeking approval and wants to do it according to code. He is seeking their opinion.
2. Vice Mayor Donnetta Skinner responded that there was a concern a while ago about a shop on Chestnut Street and after researching it, she found there are people coming in from the freeway all the time needing a mechanic. She stated they would like someone there and it is a convenient place. She does not think it is a bad site, but the corner needs improvement.
3. Mayor Cliff Eklund stated that for any type of minor service, such as changing oil, people have to go to Elko. He stated this is good for the community, especially for people who find it difficult to go out of town for service. He agreed that the corner has to be cleaned up and give a good first impression.
4. Discussion was held on the fact that Mr. Stanfill would have to come back for his special permit but wants information before he proceeds.
5. Ben Stanfill explained he has talked to Fred Montes De Oca who has conjoining property to see if they might be able to rent some of that.
6. Discussion was held on the property owner, Sonny Atkins, and whether he ought to be present as Mr. Stanfill leases from him.
7. Mayor Cliff Eklund stated it is zoned commercial and he is confused by the fact he needs a Special Use Permit.
8. City Manager Glenn Trust stated Sonny Atkins' involvement would be that he would have to give a letter of authorization in order for Mr. Stanfill to apply for a Special Use Permit. He noted without his approval, this could not proceed.
9. Ben Stanfill stated the owner is apprised of everything he wants to do. He noted he has had the Fire Inspector into his adjoining business, Peacock Lounge, to review this.
10. Lincoln Litchfield inquired if it would come to the Planning Board first.
11. City Clerk LaDawn Lawson stated Special Uses come before the Council and do not go to the Planning Commission at this time.
12. Chief Bill Bauer pointed out that Mr. Stanfill has been in business for a year or so and the police have had only one issue which was resolved. He noted he is a "Good Businessman".
13. Councilperson Steve Feasel stated the number one priority is the 10th Street intersection and it is important to keep it will clean and appealing to other people. He stated that overall Mr. Stanfill has kept the property neat.
14. City Manager Glenn Trust stated there is a renewal every two (2) years for a Special Use Permit and that gives the Council latitude if the business is not maintaining itself. He stated the motion would have to include the renewal time being addressed if it was not to be every two (2) years or they want to give an alternative to the code.
15. Lincoln Litchfield stated the Council could also add stipulations.

III. Discussion and possible approval of purchase of a new football scoreboard from budgeted Park and Recreation capital outlay funds, and all related matters. (Possible Action Item)

1. Mayor Cliff Eklund explained the scoreboard has not been operating properly for a long time and money was budgeted in the prior budget for this. He also explained that electricians had worked on this in the past, but it is time to get a new one.
2. Vice Mayor Donnetta Skinner stated she was surprised about it coming from Kentucky due to freight charges.
3. Councilperson Steve Feasel explained when he coached at school, Pepsi donated a scoreboard. He stated he called Pepsi and the lady would try to get in touch with the man who could make the decision. He stated he also contacted Capurro whose head office is in Reno and Ames told him they couldn't buy a scoreboard but would be willing to participate with a couple of thousand dollars. He stated he talked to Thomas and talked to Danny Anderson and Dave Campbell and they were more than excited to be approached and to be considered to have their name on the scoreboard. He stated he knows there are funds set aside to pay for this, but are missing the small town opportunity for advertisers. He suggested they approach Thomas with the type of scoreboard they wanted and have their name on it, the Council could save money. He noted they are co-owners of the Scoreboard in Spring Creek. He suggested the Council think about this opportunity and not "miss the boat".
4. Mayor Cliff Eklund agreed, noting that the City has gotten away from this type of advertising for a few years, but definitely agrees that they would be more than willing to participate and need to be asked.
5. Councilperson Steve Feasel stated there could be co-sponsors.
6. Vice Mayor Donnetta Skinner agreed they should pursue this, as football season is right around the corner.
7. Councilperson Bob DeMars stated he likes that idea.
8. Discussion was held on whether it could be put on the sign as ordered or at a later date.
9. Public Works Director Carlos Esparza stated there could be a smaller sign under the scoreboard as donors. He noted that Kristi Moffett and Karla Jones from the Fire Department have been trying to get money to purchase it and they were trying to get through the season, but even with repairs, it will not
10. Fred Montes De Oca suggested the announcers could announce the sponsors all the time.
11. Mayor Cliff Eklund stated the sponsors would like to have their name in lights.
12. Councilperson Bob DeMars stated in every sport there are different corporate sponsors every year and the scoreboard life would be 20 years and maybe it should be a sticker every year or a title sponsor every year and maybe they have their name on it for five (5) years. He noted. He stated the Igloo sign is a good example in Elko as it was just purchased and the person who purchased it has his name on it. He stated there could also be something under or over the sign in addition to that for other sponsors.
13. Mayor Cliff Eklund stated they could sell advertising at a later date.
14. Councilperson Steve Feasel stated he saw this as an opportunity for local businesses to be involved.
15. **Vice Mayor Donnetta Skinner moved to approve the purchase of a new football scoreboard from budgeted Park and Recreation capital outlay funds, and all related matters. Councilperson Bob DeMars seconded. The motion carried unanimously.**

IV. Review, discussion and possible approval of a release and settlement agreement with Brian and Dawn Knowles releasing all interest they may have in the development property purchased from the City in return for \$30,500 in refund of their expenses, and all related matters. (Possible Action Item)

1. Mayor Cliff Eklund reported City Manager Glenn Trust has been negotiating this to get it redone and to allow us to move forward with development. He stated the money mentioned is what the Knowles are due.
2. City Manager Glenn Trust stated this is property that will eventually be purchased by the new developer for the next phase.

3. Discussion was held on the agreement and settlement.
4. City Manager Glenn Trust stated the Knowles have agreed to this resolution of the property involved. He stated they signed a quitclaim deed when they signed the contract originally. He stated that was part of the deal if they did not perform, the City could take the property back and record that deed.
5. **Councilperson Steve Feasel moved for approval of a release and settlement agreement with Brian and Dawn Knowles releasing all interest they may have in the development property purchased from the City in return for \$30,500 in refund of their expenses, and all related matters. Vice Mayor Donnetta Skinner seconded the motion. The motion carried.**

V. Second Reading and possible approval and adoption of proposed City Ordinance No. 236 establishing a requirement that commercial breeders of dogs and cats obtain an annual permit, and all related matters. (Possible Action Item)

1. Mayor Cliff Eklund read the title of the ordinance, *An ordinance adding Title 6, Chapter 4 to the Carlin City code entitled "Commercial Breeders of Dogs and Cats; establishing requirement for commercial breeders of dogs and cats to obtain an annual permit, establishing a fee for the permit, providing what must be contained in the permit and providing the form of the application for the permit.*
2. City Manager Glenn Trust reported this is the second reading of the ordinance and it has been posted for 10 days or more. He stated with any public comments, Council can either accept or reject it and should the Council adopt the ordinance, it would become effective in seven (7) days from the adoption.
3. Lincoln Litchfield inquired how many commercial breeders there are and what constitutes a commercial breeder.
4. City Manager Glenn Trust stated the definition 6-4-4 is a *dealer, operator or other person who is responsible for the operation of a commercial establishment engaged in the business of breeding dogs or cats for sale or trade. The term does not include a person who breeds dogs or cats as a hobby.*
5. Chief Bauer stated he does not think this is exactly correct, because a commercial establishment means a kennel. He thinks they are talking about an occasional hobby breeder who, even though they sell the pups, they are in fact a hobby breeder and would not be subject to the provisions of this ordinance. He stated this was his original concern with this ordinance during the first reading. He stated if they want to deal with the occasional litters, they are not covered under this ordinance and perhaps should be. He stated the City Attorney is the one who is going to have to prosecute this.
6. City Manager Glenn Trust stated Chief Bauer's concerns were taken to the Bob Goicoechea, the City Attorney, who referred back to the ordinance and thought it was okay.
7. Vice Mayor Donnetta Skinner inquired if there are breeders in Carlin.
8. Chief Bauer replied negatively.
9. Lincoln Litchfield stated according to the notices he reads in Elko for dogs being bred in Carlin with a Carlin phone number for sale. He stated, "Yes we do have breeders in Carlin".
10. City Manager Glenn Trust stated if Chief Bauer would not enforce anyone that is not a commercial establishment to abide by this ordinance.
11. City Manager Glenn Trust stated this ordinance did not come from the city; it was drafted by the City Attorney due to a new NRS statute that required a new ordinance be in place.
12. Vice Mayor Donnetta Skinner stated there are a lot of people in town who sell their animals. She noted the ordinance does not make any sense if it is not going to do any good because the people would not be breaking the law by selling their puppies.
13. Chief Bauer stated the City Attorney has left a hole here and he would be happy to contact Mr. Goicoechea for specifics. He stated that breeders who do not have a commercial establishment would be hobby breeders.

14. Councilperson Bob DeMars stated there would be no permits sold.
15. **Councilperson Steve Feasel moved for approval and adoption of proposed City Ordinance No. 236 establishing a requirement that commercial breeders of dogs and cats obtain an annual permit, and all related matters. Vice Mayor Donnetta Skinner seconded the motion. The motion carried.**

VI. Review, discussion and possible approval of the minutes of the Regular Meeting of the Carlin City Council on June 26, 2013, and all related matters. (Possible Action Item)

1. **Vice Mayor Donnetta Skinner moved for approval of the minutes of the Regular Meeting of the Carlin City Council on June 26, 2013, and all related matters. Councilperson Bob DeMars seconded the motion. The motion carried with Mayor Cliff Eklund abstaining.**

VII. Review, discussion and possible approval of payments for the periods 07/25/2013 to 08/14/2013, and all related matters. (Possible Action Item)

1. Councilperson Bob DeMars inquired about an Equestrian Park expense.
2. **Vice Mayor Donnetta Skinner moved for approval of payments for the periods 07/25/2013 to 08/14/2013, and all related matters. Councilperson Bob DeMars seconded the motion. The motion carried.**

VIII. City Council Members' Reports. City Council Members report on issues, concerns and events regarding Public Safety, Public Works, Planning Commission, Parks & Recreation, Senior Center, Cemetery and other matters of interest (Non-Action Item)

1. Councilperson Steve Feasel had no report.
2. Councilperson Bob DeMars reported a street has been done.
3. Public Works Director Carlos Esparza stated there are two done, one on Cedar.
4. Discussion was held on the grader and lack of manpower to get the job done.
5. Councilperson Bob DeMars noted the employees are working hard to get the park ready.
6. Vice Mayor Donnetta Skinner reported the Softball Tournament was good with 10 teams and finished on Saturday night about 8:00 p.m. She stated Ellen Meshefski stayed the entire time. She noted they are having problems with volunteers and they need more people to help with these events. She stated it is burning them out. She noted there were 8 people volunteering that did not show up or called to say they could not. She reported the Rodeo needs volunteers also and they have asked many people to help, but are not getting the volunteers they need.
7. Mayor Cliff Eklund reported the Team Branding had 35 teams and went well. He noted they set up a Facebook page for the Carlin events and in 7 days they had 1700 hits. He stated some of the expenditures on the payment sheet would roll over into the rodeo this weekend. He stated Glenn and he met with the developers and they brought in some investors and they will see how that works out.

IX. City Clerk's Report. (Non – Action Item)

1. None.

X. City Manager's Report (Non-Action Item)

1. City Manager Glenn Trust reported on the budgeted amount for street and presented a document for the Council to read. He stated they are looking to save some money and noted it is possible sometimes to use a contract that has been used with a contractor. He stated there are statutory requirements to make this legal and save them money. He explained the process being done in Elko and this is the same chip sealing Carlin was going to seek. He stated the budget was \$425,000 and their quote is \$293,000+. He stated he would mention it to the Council, and then he will ask the company to come back on the 26th and meet with the Council on August 28. He noted this is not an agendaed item.

2. Mayor Cliff Eklund stated this is becoming a common practice for communities to go in together on contracts to save money, called piggybacking. He stated it is a legal alternative.
3. Fred Montes de Oca stated they should check out the contractor.
4. Public Works Director Carlos Esparza stated they actually met with the contractor and it will save them substantial money.
5. City Manager Glenn Trust discussed the streets involved.
6. Councilperson Bob DeMars and Vice Mayor Donnetta Skinner stated they agreed.

XI. Comments by the General Public: Pursuant to NRS 241.020(2C) this time is devoted to comments by the general public and discussion to those comments. No action may be taken upon a matter raised under this item until the matter has been included on a successive agenda and identified as an action item. (Non-Action Item)

1. None.

XII. Adjournment. (Action Item)

Vice Mayor Donnetta Skinner moved for adjournment with Councilperson Steve Feasel seconding the motion. The motion carried. The meeting was adjourned at 8:13p.m.

APPROVED:

MAYOR CLIFF EKLUND

ATTEST:

CITY CLERK LADAWN LAWSON