

CARLIN CITY COUNCIL
CITY OF CARLIN, STATE OF NEVADA
REGULAR MEETING
CARLIN CITY HALL
101 SOUTH EIGHTH STREET
CARLIN, NEVADA
April 9, 2014, 7:00 p.m.

Call to Order and Roll Call:

Mayor Cliff Eklund called the meeting of the City Council to order at 7:01 p.m.

Council Members Present: Mayor Cliff Eklund
Councilperson Lincoln Litchfield
Councilperson Bob DeMars
Councilperson Jay Duke

Absent: Vice Mayor Donnetta Skinner

1. Administrative Staff: City Manager Glenn Trust, City Clerk LaDawn Lawson, Public Works Director Carlos Esparza, Police Chief Bill Bauer
2. Present: Karla Jones, Mary Winter, Lynne Volpi, Tammy Gregory, Jeanette Hammons, Bill Bender, Fred Montes de Oca, Angelina DeMars

Pledge of Allegiance

I. Presentation by Jeanette Hammons, Director Elko-Lander-Eureka County Library System and possible approval of a *Declaration for the Right to Libraries*, and all related matters. (Non-Action Item)

1. Jeanette Hammons, Director of the Elko, Lander, Eureka Library System, reported the *Declaration for the Right to Libraries* is the cornerstone document of the current American Library Association President for her initiative "Libraries Change Lives". She noted the main categories ascertained that libraries empower the individual, support literacy and lifelong learning, strengthen families, are the great equalizer, build communities, protect our right to know, strengthen our nation, advance research and scholarship, help us to better understand each other and preserve our nation's cultural heritage. She noted this is for all types of libraries, school, academic, and special libraries like the law library, not only public ones. She stated Carlin has already demonstrated their support by the addition of the new public library up on the hill. She requested that the Council show this support in a public meeting by signing the document.
2. Councilperson Bob DeMars inquired what they are signing for and where it goes.
3. Jeanette Hammons stated the American Library Association will use the figures in their advocacy program when they go to Washington DC for their annual library day. She noted they get a lot of grants through the federal government
4. Discussion was held on getting people to the libraries.
5. Jeanette Hammons stated the new facility is more welcoming in its appearance and in the atmosphere inside.
6. Councilperson Lincoln Litchfield inquired if there is a need for this due to the internet.
7. Jeanette Hammons stated no and noted they see more people using the library because of the internet. She reported that so far this year, Carlin's internet usage has been 743 sessions so far this year.
8. Mayor Cliff Eklund stated that Carlin is getting a high usage and possibly one of the highest in use.
9. Jeanette Hammons stated Carlin is the only library that received all new computers through their broadband grant.

10. **Councilperson Bob DeMars moved for approval of a *Declaration for the Right to Libraries, and all related matters.* Councilperson Lincoln Litchfield seconded the motion. The motion carried.**
11. Discussion was held on the fact that patrons of the library will be able to sign this at the library as well and people in other towns can access the document through their internet in order to sign it as well.

II. Discussion and possible approval of a Special Event Liquor License for Bob and Angelina DeMars, dba Gold Rush MX Park (Carlin Motorplex), and all related matters. (Possible Action Item)

1. Angelina DeMars, owner of the MX park. stated they are known for doing motocross events and are attempting to broaden their scope with a mud bog on May 10 and requested a permit for liquor. She noted there would be a licensed bartender who would be selling the alcohol for them. She stated there would be volunteers checking wrist IDs and Aherne is donating a block building queue for them to sell the beer. She noted it is a standard to have alcohol served at the mud bogs.
2. Mayor Cliff Eklund inquired if alcohol would be sold at all of the events.
3. Angelina DeMars replied negatively. She stated they do not promote alcohol at the MX events because of the majority of the competition is under age. She noted there are very few that race over the age of 21. She stated the Mud Bog is more of an adult event. She explained there is a man who does their concessions and hopefully this will get the word out from the event to bring people back. She stated the more trucks they can get involved, the more people will come and it will grow.
4. Mayor Cliff Eklund stated this has been a great addition to the community.
5. Councilperson Jay Duke stated he thinks they would do well with the local competition and he suggested they invite the newspapers to attend.
6. Councilperson Bob DeMars explained the bog is 250 feet long and 2 feet of mud. He stated the majority of the mud boggers like the mud drags and he has attendees from Idaho and Fallon coming and noted the Red Lion discounted the rooms. He noted they have invested in two (2) types of lighting systems and is being constructed right now on the property agreed upon two (2) years ago. He noted Bill Miller and Aherne's are going to help.
7. Councilperson Jay Duke inquired if the businesses in the Industrial Park have been notified of the traffic.
8. Councilperson Lincoln Litchfield stated they might want to consider getting a one-year license instead of coming back multiple times.
9. Angie DeMars reported the circle track is geared to the adults. She stated they intend to keep the alcohol limited to just a few events. She noted the alcohol will be outside of the pits and attendees would have to have a wristband to get in. She noted it would be in a well-lit area.
10. Karla Jones inquired about glass containers.
11. Mayor Cliff Eklund stated this is their private track.
12. Angie DeMars stated they do not want to do glasses because they cause trouble and they are strictly using cans.
13. **Councilperson Lincoln Litchfield moved for approval of a Special Event Liquor License for Bob and Angelina DeMars, dba Gold Rush MX Park (Carlin Motorplex), and all related matters. Councilperson Jay Duke seconded the motion. The motion carried with Councilperson Bob DeMars abstaining.**

III. Review discussion and possible approval of an increase in the City Council and Mayor's salaries to take effect at the expiration of the current terms of the Mayor and all City Council members, and all related matters. (Possible Action Item)

1. Mayor Cliff Eklund noted this is being discussed because the wages for the mayor and council do not even pay the expenses. He stated \$125 a month for the City Council and \$250 for the

Mayor does not cover it, unless they drive over 50 miles. He stated anything within 50 miles or closer is out of pocket and with the price of fuel, it becomes costly to the members. He stated the benefit to the community is to have a means of paying those members and it would bring credible people running in the future. He stated he is leaving so the only ones affected would be the two (2) councils seats open this year.

2. Councilperson Jay Duke stated he would think on one level that if money were what is attracting credible people to run, they would be running for the wrong reason. He noted it does not pay for what they do, but he still incorporates his daily activities into what he is doing so he tries not to make special trips to review agenda items within the City and travel around. He noted he is already going somewhere when he does these things. He stated he is not completely in favor of it.
3. Mayor Cliff Eklund stated he does not say that people are running for the money, but does not think it is fair to the members. He explained he wants it to be for the good of the City.
4. Councilperson Lincoln Litchfield stated he does not care, noting he does not do this for the money. He stated he would rather it be a voluntary for a commitment to the community. He stated he would still run if there were no money involved.
5. Mayor Cliff Eklund stated he just thinks a raise that would help with these things and would be a matter of fairness. He noted he does not believe anyone does it for the money.
6. Councilperson Lincoln Litchfield inquired what people would think a fair amount would be to sit on the Council. He agrees with Jay; when he has something to do in Elko, he incorporates other things with it.
7. Councilperson Jay Duke stated the meetings he attends are on days that he already would be in Elko.
8. Fred Montes de Oca inquired if they have asked other towns.
9. Mayor Cliff Eklund stated Lovelock pays \$300 per Council members.
10. Councilperson Bob DeMars stated he does not do it for the money either and if the members spend an average of 4 hours a month. He explained he talked this over with Robert Smith the other day on this and he stated if you donate 4 hours of your life a month, we are getting \$21.00 an hour.
11. Discussion was held on the council meetings, review of agenda items, and attending different meetings and the possible amount that the people might expect.
12. Mayor Cliff Eklund stated he was thinking about \$50.00.
13. Councilperson Bob DeMars stated he could go for 0% to 40% (\$50).
14. Councilperson Lincoln Litchfield stated if it meant getting quality people to come forward, and if \$50 were separating them from that obligation, he would be for it. He noted on the other hand, he does not see that it makes that much of a difference.
15. Mayor Cliff Eklund stated it is a tank of gas.
16. Councilperson Lincoln Litchfield inquired if the budget supports the \$4,600.
17. City Manager Glenn Trust stated the Mayor and Council can set the salaries and reiterated that none of the current members would be benefited. He stated the only difference would in an additional PERS donation, with a 40% increase moves the Council to \$175 and the Mayor's salary to \$385. He stated they are currently working with a deficit in the budget. He does not have a position on this.
18. **Councilperson Bob DeMars moved for approval of an increase of 40% in the City Council and Mayor's salaries to take effect at the expiration of the current terms of the Mayor and all City Council members, and all related matters. Councilperson Lincoln Litchfield seconded the motion. The motion carried.**

IV. Review, discussion and possible approval of Carlin City Council Resolution 2014 – 06, a resolution placing a two-year moratorium on the issuance of business licenses for medical marijuana establishments, and all related matters. (Possible Action Item)

1. Mayor Cliff Eklund reported Elko had just put a moratorium on medical marijuana. He noted each City is dealing with this on a different level as it has been legalized in Nevada with different outcomes. He noted it was discussed and tabled by Carlin until they heard what the other cities were doing.
2. Councilperson Bob DeMars agreed they should wait.
3. Councilperson Jay Duke stated he agreed.
4. Karla Jones stated they are working on zoning now and have to get a handle on this before they make a decision so it is in the planning. She stated it is not going to be stopped completely.
5. City Manager Glenn Trust reported Carlin City Code does not allow business license for any business that does not belong, regardless of what the Nevada State Legislature does. He stated it is his opinion that they cannot issue business licenses. He stated this gives the City Staff something to work with, if anyone comes in for a license for a medical marijuana business, they would not have any standing to deny it. He stated the Resolution gives them the latitude to let them come back in two (2) years to see where the city is at that point. He cautioned that mass banning of any zoning is dangerous, because it would lose in court because they cannot ban an activity. He stated they need a plan to address it.
6. Discussion was held on a pharmacy selling medical marijuana versus other medications.
7. Councilperson Jay Duke stated they do not have to be licensed as a pharmacist to sell medical marijuana, but you do have to have a license for tracking.
8. Discussion was held on the regulations and distribution and the sales.
9. City Manager Glenn Trust stated there are grey areas with this currently.
10. Councilperson Jay Duke stated they do not have zoning and he wondered if they should say three (3) years.
11. City Manager Glenn Trust stated the Resolution is based on the recommendations of the lawyer.
12. **Councilperson Jay Duke moved for approval of Carlin City Council Resolution 2014 – 06, a resolution placing a two-year moratorium on the issuance of business licenses for medical marijuana establishments, and all related matters. Councilperson Bob DeMars seconded the motion. The motion carried.**

V. Discussion and acceptance of the resignation of Colleen Metzger from the Carlin Planning Commission, and all related matters. (Possible Action Item)

1. Councilperson Lincoln Litchfield reported she is going to school and would be moving to Reno to follow her education.
2. Councilperson Jay Duke stated he wanted to thank you and wish her well in her endeavors at school.
3. **Councilperson Jay Duke moved to approve the resignation of Colleen Metzger from the Carlin Planning Commission, and all related matters. Councilperson Lincoln Litchfield seconded the motion. The motion carried.**
4. Discussion was on whether there could be multiple council members on the boards.
5. City Manager Glenn Trust explained the charter reads that one member of the Council could not be a sitting member on the Planning Commission because the City Council is the City's Board of Appeals.

VI. Review, discussion and possible approval of the City of Carlin's Tentative Budget for fiscal year July 1, 2014 through June 30, 2015, and all related matters. (Possible Action Item)

1. City Manager Glenn Trust state he wanted to go over some of the adjustments. He noted the insurance called today and is going to increase 20% a raise from \$778.00 to \$923.00. He stated the dental plan will stay flat for the next fiscal year and the vision plan is still in negotiation. He stated he went through the budget after the last review a few weeks ago and made adjustments in all the benefits to project a 60% increase. He stated Carlin is under 50 employees and there is no guarantee the numbers would not change by December.

2. Mayor Cliff Eklund clarified they would not guarantee this number would hold through the year.
3. City Manager Glenn Trust stated the 20% might have gone up a little when they go to renew, because there is no experience on that. He stated they have no history to base their assumptions on right now. He pointed out that the top of the paper says Brief Medical Plan Summary, not League of Cities, so every entity has its own separate plan. He stated St. Mary's was willing to put all of their demographics with every age of the employees covered under the plan and they could rate each employee separately and give the average monthly premium. He stated the plan he has on the tentative budget already has a \$3000 deductible.
4. Mayor Cliff Eklund stated with the current trend there is going to come a time when the City increases the deductible or employee contribution.
5. City Manager Glenn Trust explained this is the legal document that he needs their signatures on and the budget contains one (1) fund including the Debt Service Fund with property tax revenue \$361,559 and the property tax rates are not changing. He pointed out that the Actual Prior year audited total revenue was \$3,119,672 with the current year estimated at \$2,919,333 and the budgeted number is \$2,770,584. He stated the December Consolidated Tax was up a little bit and then down \$40,000 less than the prior year. He stated that could stabilize, but it would take a few years. He noted the Consolidated Tax is the main source of revenue, but the statute says if "you do not receive your base allocation, you do not qualify for any excess allocation of distribution, which is where the growth is". He stated every entity in Elko County did not receive the excess and every one is down. He stated next year's base allocation will be adjusted somewhat because of the total allocation this year is low. He stated the total expenditures of this year is \$2,849,195 and estimated current year \$3,871,958, up a million dollars in expenditures this year because Carlin is spending \$600,000 on the fire house this year and have spent \$300,000 and there are some administrative computer server upgrades that the City has to make, all capital improvement. He stated the total budgeted figure is \$2,937,537, all of which are salary increases and the insurance increase. He suggested they leave the 60% increase that we now know should be around 20-30% in reality and that would give unused resources the City could use. He noted that he is estimating they will end with \$4,209,000. He stated the projected budget is \$4,042,707. He stated the latter could change either up or down. He stated there are three (3) obligations they pay one of them will be paid off in November, 2014, that of equipment for the Police, Fire and Public Works, which decreases the Debt Fund by \$25,000. He stated they are still going to have a \$60,000 transfer to the Senior Center. He noted there would be a \$90,000 transfer to Park & Recreation, and \$35,000 to the Equestrian Park. He explained the water line is down \$70,000.
6. Discussion was held on the water line.
7. City Manager Glenn Trust discussed the payoff of the water fund. He requested that the members sign the document before they leave.
8. There was no public discussion.
9. **Councilperson Jay Duke moved for approval of the City of Carlin's Tentative Budget for fiscal year July 1, 2014 through June 30, 2015, and all related matters. Councilperson Lincoln Litchfield seconded the motion. The motion carried unanimously.**

VII. Review and possible approval of the minutes of the Budget Workshops of the Carlin City Council on February 26, 2014 and March 12, 2014, and all related matters. (Possible Action Item)

1. Councilperson Lincoln Litchfield stated he was not in attendance at the first meeting.
2. **Councilperson Bob DeMars moved for approval of the minutes of the regular meeting of the Carlin City Council on February 26, 2014, and all related matters. Councilperson Jay Duke seconded the motion. The motion carried with Mayor Cliff Eklund voting in favor with Councilperson Lincoln Litchfield abstaining.**
3. **Councilperson Lincoln Litchfield moved for approval of the minutes of the regular meeting of the Carlin City Council on March 12, 2014, and all related matters.**

Councilperson Bob DeMars seconded the motion. The motion carried with Mayor Cliff Eklund voting in favor.

VIII. Review Discussion and possible approval of payments for the period 03/27/2014 to 04/09/2014 and all related matters. (Possible Action Item)

1. **Councilperson Lincoln Litchfield moved for approval of payments for the period 03/27/2014 to 04/09/2014 and all related matters. Councilperson Jay Duke seconded the motion. The motion carried.**

IX. 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 Lincoln Litchfield had no report.
2. Councilperson Jay Duke had no report.
3. Councilperson Bob DeMars reported Noble energy has permitting for five (5) rigs in Lamoille and anticipated a total of nine (9) oilrigs by the middle of August.
4. Councilperson Jay Duke stated these are the previous pre-set holes they used last year.
5. Councilperson Bob DeMars discussed the impact.

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

1. City Clerk LaDawn Lawson had no report.

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

1. City Manager Glenn Trust had no report.

VIII. 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. Karla Jones reported the Spring Fling is April 26 with doors open at 4:00 p.m. and dinner at 6:00 p.m.
2. Mayor Cliff Eklund stated there is a Celebration of Life for Ron Johnson at 1:00 p.m. at the City Club on Saturday afternoon.

IX. Adjournment. (Action Item)

Councilperson Jay Duke moved for adjournment with Councilperson Lincoln Litchfield seconding the motion. The motion carried. The meeting was adjourned at 8:18 p.m.

APPROVED:

CLIFF EKLUND, MAYOR

ATTEST:

CITY CLERK LADAWN LAWSON