

CARLIN CITY COUNCIL
CITY OF CARLIN, STATE OF NEVADA
REGULAR MEETING
CARLIN CITY HALL
101 SOUTH EIGHTH STREET
CARLIN, NEVADA
August 27, 2014, 7:00 p.m.

Call to Order and Roll Call:

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

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

Absent:

1. Administrative Staff: Interim City Manager David Jones, City Clerk LaDawn Lawson, Public Works Director Carlos Esparza, Police Chief Bill Bauer
2. Present: Jim Brown, Rick Anderson, Roger Anderson, Darla Baldwin, Sean Mowray, Anna Dean, Fred Montes De Oca and Howard Wright.

Pledge of Allegiance

I. Review, discussion and possible approval of a Request by Sean and Judith Mowray, Pete and Diane Lusich, and S&P Gaming for Boundary Line Adjustment for Parcel #'s 002-030-063 and 002-030-064, and all related matters. (Possible Action Item)

1. Mayor Cliff Eklund related that this item was brought before the Council a month ago and it has passed by the Planning Board as well as the Council and additional changes need to be made for the boundary. He stated he has no issue with this.
2. Councilperson Lincoln Litchfield reported the boundary line has been adjusted to go straight to the south for parking and they have access for emergency vehicles.
3. **Councilperson Jay Duke moved for approval of a Request by Sean and Judith Mowray, Pete and Diane Lusich, and S&P Gaming for Boundary Line Adjustment for Parcel #'s 002-030-063 and 002-030-064, and all related matters. Councilperson Lincoln Litchfield seconded the motion. The motion carried unanimously.**

II. Review, discussion and possible approval of Subcommittee's recommendation to appoint and hire David Jones as the City Manager for the City of Carlin, and all related matters. (Possible Action Item)

1. Mayor Cliff Eklund reported the Subcommittee included five members, Jeanne Green, the HR Director for POOL/PACT, Rob Stokes, Elko County Manager, Jeff Williams, Elko County commission, and Councilperson Jay Duke and Chairman Cliff Eklund. He noted there were 12 applications and that was pared down to six candidates. He noted there were only three who responded to the interview process, one by telephone and two in person. He stated, the Subcommittee's recommendation was to appoint David Jones as the permanent City Manager, noting he has been a lifelong citizen of Carlin and demonstrated the best interest of the City of Carlin by working with the Fire Department Ambulance Crew over the years, as well as the Planning Commission. He stated he has also had a management position with Turner Gas and managed budgets and personnel in those operations. He also noted that Mr. Jones met the requirement in the application of a Bachelor's Degree or 5 years of experience with City administrative, or equivalent experience of at least five (5) years in the private sector.

2. Councilperson Lincoln Litchfield stated he read through the minutes of the special meeting and he thought the Subcommittee covered everything. He stated they did a very thorough job and asked the questions he would have asked and approves, noting the decision made is one he would have made. He noted he thought that David Jones has done an admirable job for the City in the temporary position, as well as his 14 years of service. He stated that Mr. Jones has always had the interest of Carlin when he does something and he has handled everything professionally in his eyes.
3. Councilperson Bob DeMars agreed, noting he has been a good friend and believes he will do a good job and remarked he has done a “great job up to this point since he was appointed as interim. He stated the tasks he has been handed, he thinks he has done them well”. He stated in looking at the history of the City, the past manager did not live in Carlin and “we now have that”. He stated they would be wrong not to approve his appointment.
4. Mayor Cliff Eklund stated the relationship between Councilperson Bob DeMars and David Jones has been researched and clarified and Councilperson Bob DeMars does not need to abstain from the voting and the comments. He noted the HR ruled that Councilperson Bob DeMars is related in the 4th degree, an in-law removed 3 times. He explained Councilperson Bob DeMars is not ineligible to vote or discuss the issue.
5. Vice Mayor Donnetta Skinner stated she attended the interviews of the people that were interviewed; three of these people would qualify and the one she thought would be the perfect person, but he wanted to live in Elko. She noted the city people “want them to live here”. She stated the lady who interviewed would have been a good choice, has several degrees in business and seems to be really smart. She stated she was impressed with her too and she just bought a house in Spring Creek and we just went through that with the last city manager. She stated she was concerned of David being over Karla, because she has been here a long time and that is not going to be good if he turns out to be her manager, because she would have to quit. She noted the NRS states she will have to quit if he manages or supervises her in any way. She stated, as far as David Jones being City Manager, “I am fine with that”. She noted he does not know the budget well enough because city is very different. She stated he would need training for this. She stated they need someone who is in town and who will be responsible. She noted if he can learn from the “bottom up, he will do a fine job”.
6. Mayor Cliff Eklund stated that they addressed the issues of David and Karla with POOL/PACT and they said since she does not report directly to the City Manager, there is no problem.
7. Vice Mayor Donnetta Skinner stated “if Will quits, then what.”
8. Mayor Cliff Eklund stated, “Since she reports to Will Johnston, and will report to him, they did not feel it was illegal, but they felt that it would be best if we changed the chain of command where Karla Jones was not reporting to someone who does not report to the manager, such as the mayor directly.
9. Councilperson Jay Duke stated they was not a concern about the progressive line of management, more over the message that was sent. He stated from a legal standpoint, there was nothing in the books that said “indirectly”. She would not report to the City Manager.
10. David Jones stated she also reports to the Assistant Chief when Chief Johnston is out.
11. Mayor Cliff Eklund stated they would only be changing the chain of command.
12. Councilperson Lincoln Litchfield inquired if it would make more sense for Karla Jones to go to the council’s Liaison who then would go to the council or mayor. He noted that would remove one step.
13. Councilperson Jay Duke stated at the forefront of this, looking at both Karla and David’s structure and the City structure, and he does not foresee a problem.
14. Vice Mayor Donnetta Skinner stated they had a problem with this years ago and it caused a big ruckus in the City, and some of the people are still very concerned about it. She stated if they are going to do it, they have to do it right. She stated she does not want to have any difficulties down the line because it does not look right. She stated it has to follow the law.

15. Councilperson Bob DeMars inquired if Mayor Cliff Eklund had discussed this with the attorney.
16. Mayor Cliff Eklund stated he talked to Bob Goicoechea when David Jones was first appointed interim and then addressed it with POOL and PACT, who in turn addressed it with the AG's office.
17. Councilperson Jay Duke stated what they got out of this was that there would be no problem.
18. Mayor Cliff Eklund stated if there is a problem, they would have to change the chain of command.
19. Councilperson Bob DeMars stated that they agree that David Jones is qualified to do his job and Karla Jones is over qualified for her job and we do not want to jeopardize either position.
20. Vice Mayor Donnetta Skinner stated it has to be fixed on paper.
21. Mayor Cliff Eklund stated it would be by the next meeting if he is approved.
22. City Clerk LaDawn Lawson stated Karla Jones description definitely does say she reports to the Chief of the Fire Department and in the event that there is no chief in place, she would report to the Assistant Chief. She stated in the past other secretaries have reported to the City Clerk.
23. David Jones stated that he agrees with Vice Mayor Donnetta Skinner and if he were appointed, he would not want to have Karla Jones' job jeopardized. He stated they should avoid any appearance of improprieties, noting that in the Planning Commission, "Karla and I do not agree all the time".
24. City Clerk LaDawn Lawson stated they should correct the job description for prevention of any problems and protection of Karla Jones.
25. Mayor Cliff Eklund stated any disciplinary problems would have to be performed by the City Clerk's office.
26. Fred Montes de Oca stated he is "speaking for himself and the people - for himself: without people like Karla and David, there would be nothing happening in the city and there are several people like that in the town. And I can't believe what I am hearing from you guys; you want to bend the rules". He noted, "You're saying you are going to change this and change that; that's what people do not like and another thing is that one of the last meetings in the public comments".
27. Councilperson Jay Duke stated they are not changing anything.
28. Fred Montes de Oca stated, "I think before you get everything straightened out, you should table this. That is just my opinion and there again, one of the meetings I went to...I asked why are you guys in a big hurry, why are you in a hurry to get a city manager. I told you leave him in there, he's doing a good job as interim, leave him in there. The other thing is you've got other problems".
29. Vice Mayor Donnetta Skinner showed Mr. Montes de Oca NRS 281.
30. Mayor Cliff Eklund inquired if he had read it.
31. Fred Montes de Oca stated, "Look at that, what does it tell you. We don't want to get rid of Bob either. That's the law right there".
32. Councilperson Jay Duke inquired, "What does it say, Fred? I am asking you what does it say?"
33. Fred Montes de Oca stated, "It says it right there".
34. Councilperson Jay Duke stated. "Well you have already read it, I just want to hear it from you".
35. Fred Montes de Oca stated, "No I didn't read it, somebody gave it to me and I have not had a chance to read it. That's what I'm saying, trying to change my words, you cannot do that. It says it right there".
36. Mayor Cliff Eklund stated Councilperson Bob DeMars is a "4th degree, just in case there is a problem".
37. Fred Montes de Oca stated, "That does not say that right there. It is in black and white right there, black and white."
38. City Clerk LaDawn Lawson stated that is part of the City's policy manual that you have.
39. Fred Montes de Oca stated he is speaking for the people.
40. Mayor Cliff Eklund stated when Dave Trujillo was on the City Council, Heather worked.

41. Fred Montes de Oca stated they were not married at the time.
42. City Clerk LaDawn Lawson stated there have been several people who worked at the City at the same time.
43. Fred Montes de Oca stated, "But we are not talking about that, we are talking about something different. We are talking about now, forget about the past. That is why I am asking
44. Mayor Cliff Eklund stated, "So you are saying the Attorney General's office, the insurance HR department and our legal department do not know what they are talking about."
45. Fred Montes de Oca stated, "They cannot change the law; they might suggest something, but they cannot change the law. Maybe they can change to let things ride, but you cannot change the law."
46. Mayor Cliff Eklund stated, "But what I am saying is.....so their legal opinion makes no difference?"
47. Fred Montes de Oca stated, "Are you going to try to tell me that they are 100% every time?"
48. Mayor Cliff Eklund stated, "But what I am trying to say is that they probably know more about it than me or you".
49. Fred Monted de Oca stated, "All I am trying to do is to help you; I am not trying to discourage you and I am not trying to say not to vote for him, but all I am trying to say is that you guys need to clear it up before you decide anything".
50. Rick Anderson stated, I would kind of like to know what it says, since Freddie does not know what it says and he is talking".
51. Fred Montes de Oca inquired "What?"
52. Rick Anderson stated, "I just said you didn't know what it said. You handed it to them..."
53. Fred Montes de Oca stated, "I know I didn't read it".
54. Rick Anderson stated, "Then how can you say....."
55. Councilperson Lincoln Litchfield requested the comments be made to the Council.
56. Rick Anderson stated, "I would just like to know what it said; he is complaining and he has not read it, he does not know what it says".
57. Mayor Cliff Eklund stated, Vice Mayor Donnetta Skinner read it, "Do you want to read it again, Donnetta?"
58. Fred Montes de Oca stated, "That did not concern Bob, that right there does concern Bob though".
59. Mayor Cliff Eklund stated, "That is what we are talking about revamping. That is not the state. What you are looking at is the City. They aren't the same."
60. Fred Montes de Oca stated, "That right there states on Bob now. I am not talking about nothing else. I do not want you to get rid of Bob".
61. Mayor Cliff Eklund noted, "This is the City chain of command."
62. Chief Bill Bauer stated, "As far as the NRS, all the rules that deal with nepotism specifically address what they call the 3rd level of consanguinity. You have an attorney's opinion that Mr. DeMars is the 4th degree of consanguinity and falls clearly outside of the statute that Mr. Montes de Oca is referring to. Everything that I have read in the NRS makes a single reference to this'.
63. Mayor Cliff Eklund noted, "The opinion that the Human Resources of POOL/PACT gave us is that he is in the 4th degree".
64. Chief Bauer stated, "And that puts him clearly outside".
65. Councilperson Lincoln Litchfield stated, "According to this right here, Mayor, the bottom line is 3rd degree and it never touches 4th degree. It is like they never exist".
66. Councilperson Jay Duke stated, "This said, Commission, elected or appointed to employ any capacity on behalf of the State of Nevada or any county, township, municipality, school district thereof, or the Nevada system of higher education, any relative of such a person or any member of said support, agency or commission who is within the 3rd degree of entity be supported".
67. Fred Montes de Oca stated, "Are you talking to me?"
68. Councilperson Jay Duke stated, "I am talking to anyone who is listening."

69. Fred Montes de Oca stated, "How do you know they are the 4th?"
70. Mayor Cliff Eklund stated, "Because POOL/PACT said it was".
71. Fred Montes de Oca stated, "There again that is what I am saying, they are not the ..."
72. Vice Mayor Donnetta Skinner stated, "Actually Fred, that means blood relative. That does say that, that one word that you cannot pronounce is what that means."
73. Roger Anderson stated, "You know I voted for the council to do what is right. As far as I am concerned, I worked with Jay for years and I thought he was pretty thorough. He straightened me out on a lot of rules and regulations. I have know everyone on this board somewhat and I do think that it is finally about time that we do have someone in this town who lives here to help clean this town up. I think they should be the ones that decide what happens".
74. Dana Holbrook stated, "I support hiring someone from within the City of Carlin. I think that we need somebody here who lives in Carlin who has the best interests of Carlin. I think that you guys have what you need to clear things up and make sure that this works the way it is done. I think you guys had a committee and appreciate that you took the time to look into this".
75. Councilperson Bob DeMars stated, "There is no direct relationship between David and I if you look at a family tree. You can look at the relationship and it goes way back, but the decisions I make on this Council are not influenced by family members in this community. Yes, I am directly related to Jim and Cherie Aiazzi, which are former officials of the City of Carlin, but for some reason, Freddie, I became the focal point there and I do not know why. Yes if there was another candidate sitting here, if there was a better candidate than David, but I am that judgmental guy. I do not subject myself to voting for David if there are two candidates; I have a vote just like you do and I am voting for the best of the City of Carlin. I do not have a passion for David and there is nothing that is going to influence my vote when it comes to family. For the record, whatever happens here and any decisions I make are not family related. That is not why we are here".
76. Fred Montes de Oca stated, "Well to answer you Bob, did I say I didn't want you that they ought to get rid of you, I didn't say that. All I am doing is trying to protest the board and that is why I say and find out the truth."
77. Mayor Cliff Eklund stated, "We have done all the research we called POOL/PACT, which gave us an opinion from the Attorney General's office and that is about as high as we can go to protect this board".
78. Vice Mayor Donnetta Skinner stated, "I think to change some of the wording on our Policy and Procedure so that it reads right, I think we will be fine. I just think we have to make sure that we do not throw her (Karla Jones) under the bus".
79. Mayor Cliff Eklund stated, "We will protect Karla Jones."
80. Councilperson Bob DeMars stated, "I think that is key, we are going to protect what we have with the City of Carlin and David is one, I am one, Donnetta is one, etc. – we are going to protect the people and Karla is one. Yes, if we have to put something together to protect Karla Jones and David Jones as a group, that is something that we can do and I think in the past it has been overlooked. This is a new age and we need to look at it. There is nothing wrong with that, but do not hold the City back because of it, let's move forward and vote this in".
81. Vice Mayor Donnetta Skinner stated, "The only way to move forward is to fix it and move it"
82. Mayor Cliff Eklund stated it would be on the next agenda.
83. City Clerk LaDawn Lawson reminded the council, "This is only when she has no one to report to. This is not an everyday occurrence; this is not a monthly occurrence. But we need to have some policy in place and that is what we are talking about."
84. Vice Mayor Donnetta Skinner stated, "It has probably never happened before."
85. **Councilperson Bob DeMars moved for approval of Subcommittee's recommendation to appoint and hire David Jones as the City Manager for the City of Carlin, and all related matters. Councilperson Jay Duke seconded the motion. The motion carried unanimously.**
86. (applause)

87. Mayor Cliff Eklund requested a thank you letter be sent to Jeff Williams, Rob Stokes and Jeanne Green who drove 700 miles to sit on the committee.
88. Councilperson Jay Duke stated he served on the committee and the three were very educated, very well informed and well researched and brought to light several things, noting it was a well-rounded committee.

III. Review and discussion and possible direction from the Council regarding the Carlin Police Department Proposal for Administrative change in the City of Carlin, and all related matters. (Possible Action Item)

1. Mayor Cliff Eklund reported that Chief Bill Bauer is leaving and we have a decision to make noting, "We can negotiate a contract with the sheriff's Department; we can promote from within; we can hire from outside the City or outside the state; to unincorporate the City which is not an option". He noted there is a lot of sentiment for the Sheriff's Department. He stated they have a good prospect from within the City in Dennis Fobes. He stated, "I believe the choices that are best for the City would either be to promote Dennis Fobes or bring in the Sheriff's Department. I think either one would be a good choice".
2. Councilperson Lincoln Litchfield reported, "I have looked this over and thought about it. I think Dennis Fobes would be an excellent replacement as long as Chief Bauer could get him a little more knowledge, maybe send Officer Fobes to a FBI school for more training. I think he would make an excellent candidate for that position. I have looked at the Elko County Sheriff's Department and my fear of this department is that we bring them in for "X" amount of dollars and I have heard in the vicinity of \$30,000 a year. When that time frame runs out, we are at their mercy because we have now abolished our Police Department and the Sheriff's Department says, 'because of the amount of time we spend in Carlin, it is going to be this amount ending up being a \$70,000 increase. My other concern with this is if they get a call in Elko that requires the Sheriff of Carlin to leave, we are now left without any law enforcement and what would happen if the officer in Carlin says he needs assistance, the nearest officer is 20 minutes away. I do not see the Sheriff's Department as a viable option.'"
3. Mayor Cliff Eklund stated, "Just to bring everyone up to speed on what we are talking about, what Chief Bauer and I have discussed and he has talked to Jim Pitts. The Police officers that are on the police force now would remain in Carlin, just change badges".
4. Chief Bill Bauer stated the entire thing is subject to negotiation through a contract and that would be something that should be addressed. He stated that Mr. Litchfield makes some valid points and those could be and should be addressed in a contract. He stated Carlin has had a good working relationship with the Sheriff's Department and "I intend to continue that working relationship with you and if that means that I can assist you by helping to negotiate a contract or to stay here while you train someone like Dennis, I would be more than happy to do that. I would stay until you have a smooth transition from one to the other". He stated the staffing arrangements should be adequate and should be discussed as they make the transition.
5. Councilperson Jay Duke reported after it was public knowledge that Chief Bauer was leaving he spoke to Sheriff Pitts on some of these issues and questions. He noted this was just a conversation and there would still have to be a contract, noting he assured him that he tried hiring Sheriff's deputies and not requiring them to live in the community that they service did not work well. He noted if that was the direction that Carlin wanted to pursue, he would require those officers to live in Carlin and those currently here would be offered an opportunity to be hired by the Sheriff's Department. He noted logistically there are down sides to that. He stated they would be giving up their vehicles to the Sheriff; "We really would not have to but if we didn't there would be sitting and collecting dust". He noted once they give those vehicles up, and "we want to hire a Police Chief down the road, we would have to buy the vehicles; they would not just give them back". He stated there are financial issues and impacts and some personal impact because he does not know what the entire community would like. He explained he had talked to several people, but there are mixed reviews. He noted Dennis Fobes

- would be a good option; he bought a house here when he was hired. He discussed the training he would need.
6. Chief Bauer stated there are three (3) posts and “there is a 6-8 month period at the FBI run one where you are selected to go and then who knows when the class would take place. The other is in Louisville Kentucky at the University and Northwestern University 10 weeks in Illinois. All three are excellent schools and teach management, manpower, contract negotiation, methods, internal investigation and all the tools you need to do a job.” He stated those tools need to be provided to someone who is going to take the position.
 7. Mayor Cliff Eklund inquired if Dennis has made up his mind about the position.
 8. Chief Bauer stated he is still in a quandary and has probably not made a decision yet. He thinks part of his reaction is that he is a little uninformed, things that he would like to see happen that just does not work that way. He noted he is a capable young man and will get there, but he has some “awakenings” in store for him and is certainly a viable option.
 9. Councilperson Jay Duke explained the third option is hiring someone from outside and looking for someone like Mr. Bauer. He stated there are risks there and whether they will be vested in the community or is this only a 2-year stint and will they be accepted in the community. Councilperson Bob DeMars stated, “We are just rehearsing our agenda for bringing someone on tonight. We just brought in a new manager in and this is similar to what we are talking about in the Police Department and we talked about keeping it internal”. He inquired of Chief Bauer as to a date he is leaving, has he set one.
 10. Chief Bauer replied he has not, stating, “You have been good to me and the one thing I can give back is to transition from one administration to another, which has been an issue in this city historically. He does not want to see contention and arguments; he wants there to be a smooth transition for the community, as they deserve that. I will stay until that position is smoothed out and if it is Dennis, he would ensure he gets the training”.
 11. Councilperson Bob DeMars stated he agrees and would like to do a contract that shows he is the consultant until a time of agreement. He stated he does not know Dennis Fobes personally but thinks that what he hears is that he would be the person. He believes that Bill Bauer is the one to train and consult with him in the job.
 12. Vice Mayor Donnetta Skinner reported she spoke to Sheriff Pitts also. “I have known Dennis Fobes for a long time and he is the most kind hearted person and he will go the extra mile to help. The only thing that would keep me from picking him is that he is too kind, because she has seen him let some of the teenagers go because he felt sorry for them. She stated he cares a great deal about the community and he has been with Bill Bauer for 10 years and “has to know a lot of what Bill Bauer knows, so for Bill to help him take it over should not be that hard, It is a really big step to go from what Dennis does to what Bill Bauer does and I want to make sure that Mr. Fobes is really comfortable with this, that we don’t shove him into something that would overpower and destroy him”. She noted he is shy. She reported the Department told her they definitely would have a Sheriff’s deputy over here, but he would not guarantee that they would not take our deputies and put them somewhere else. She stated the problem Carlin has that we send these guys to post, we train them and they take them, “so don’t you think he is going to want our men?” She noted once they give it up, they would not be able to get it back.
 13. Mayor Cliff Eklund stated that either choice would be excellent. “Dennis knows this community, loves this community and has proven he cares about this community. Promoting him if we are going to look at something other than the Sheriff’s department is the only thing I could support. I could support Dennis Fobes very easily as he is committed to this community. The issue I have is that Dennis Fobes will not commit and it is time that he gives a yes or no answer. If he declines, it is time to look at other options. I think we ought to give him first option”.
 14. Councilperson Jay Duke stated they should give him a date that is fair to give him time to decide and that would be his decision.

15. Chief Bauer stated, "I might suggest that one of you can make up a committee and sit down with Dennis and tell him what you are looking for, what we expect, what we expect of the job, what would you like to accomplish, what are your goals and are they palatable. As far as the tutelage is concerned, I would be happy to continue that and provide the consultation and I would probably not charge you for that. I really want to stress to you that it is absolutely essential and absolutely critical that you send him to a good management school to give him the tools that he needs to be successful. That puts us to the first of the year probably. I would also tell you that if you wanted to go the contract route with Sheriff Pitts, have some discussions and negotiations would not even begin until after November. That would be November or December when we get a contract and then there is a transition, so we are looking at the first of the year. If that gives you any kind of timeframe and I am really comfortable with either decision you arrive at".
16. Mayor Cliff Eklund stated, "Because of the open meeting law, we need to have the new city manager sit down with Dennis Fobes, explain that we need a decision one way or another, ask where he sees the future of the Carlin and if he wants to take one or two of the Council to have a committee, that would be fine. He does not need to report back to the Council, but he needs to let Dennis know that he should report back to the Council". He stated this would not be a violation of the meeting law.
17. Vice Mayor Donnetta Skinner stated she thinks Dennis Fobes has made up his mind and would tell the city manager when they meet.
18. Mayor Cliff Eklund stated he does not need a month.
19. Chief Bauer stated he needs to hear from all of you what you expect of him and maybe he can give us some insight into where he would like to take the department.
20. Dana Holbrook noted, "Fifteen years ago I would have said bring our Sheriff's Department in here. Things have changed in the Police Department and how it is run and I am not sure that the changes in the Sheriff's Department makes them where they were few years ago. My opinion is that we want a vested interest in the community and keep our officers here and try to hire from within is the right route".
21. Darla Baldwin stated the Carlin Police Department is a training center and the fact is that Dennis Fobes has not left to go somewhere.
22. Fred Montes de Oca stated, "I think if all of you give him support and encouragement, I think he will take it and there again Bill Bauer could help him out and let him run the show and see if he is going to like it".
23. Chief Bauer stated this is really key to the whole thing because in discussions I have had with Dennis Fobes, one of his major concerns is that he absolutely laser point on when he believes that one of the major points with the Carlin Police Department is training and retention. He stated those are the two issues they have had over and over. He stated that is one of the issues that you would hope to ameliorate with going with the Sheriff's office, because one of the issues with retention has to do with mobility, not the dollars. These kids are 21-23 years old and they are adrenalin junkies and the money is secondary and what they are looking for is excitement and mobility, i.e. I want to be a sergeant or a corporal, detective, etc. or lateral mobility doing those different assignments. That will help to retain them and if you can offer them those options through an organization at the same time keep them in your community, there is a chance that they will stay with you longer than having a 5-man department".
24. Mayor Cliff Eklund suggested that City Manager David Jones have a conference with Dennis Fobes.
25. **Councilperson Jay Duke moved for approval of the direction discussed by the Council regarding the Carlin Police Department Proposal for Administrative change in the City of Carlin, and all related matters. Vice Mayor Donnetta Skinner seconded the motion. The motion carried unanimously.**

IV. Review and possible approval of the minutes for the special meeting of the Carlin City Interview Committee, a subcommittee of the Carlin City Council on August 18, 2014, and all matters related thereto. (Possible Action Item)

1. Councilperson Jay Duke moved for approval of the minutes for the special meeting of the Carlin City Interview Committee, a subcommittee of the Carlin City Council on August 18, 2014, and all matters related thereto. Vice Mayor Donnetta Skinner seconded the motion. The motion carried with Mayor Cliff Eklund voting in favor.

V. Review, discussion and possible approval of payments for the periods 08/13/2014 to 08/27/2014, and all related matters. (Possible Action Item)

1. Councilperson Lincoln Litchfield inquired about concerning the payment to Kay Brooks and a negotiated price of \$180.00.
2. City Clerk LaDawn Lawson stated that the price was an agreed upon cost of \$180 for the verbatim transcription of the Subcommittee's meeting that was to include 6 interviews, noting for each hour of dictation, there are at least 2 hours of dictation or 12 full hours and the agreed upon price was a reduction of the actual cost.
3. Councilperson Lincoln Litchfield inquired about the breakers of the concession stand Ellison Electric.
4. Public Works Director Carlos Esparza explained that was repairs at the Park.
5. Councilperson Lincoln Litchfield stated \$26.63 to Nevada State Bank for Summit Racing.
6. Public Works Director Carlos Esparza stated it is a speed shop in Reno.
7. Councilperson Lincoln Litchfield inquired about the hot tap machine
8. Public Works Director Carlos Esparza stated it had to be changed and they had to get the parts.
9. Councilperson Lincoln Litchfield inquired about Grand Sierra Hotel Room for \$55.00 a night.
10. City Clerk LaDawn Lawson stated it was for Darla Baldwin's room for training.
11. Councilperson Lincoln Litchfield moved for approval of payments for the periods **07/23/2014 to 08/13/2014**, and all related matters. Vice Mayor Donnetta Skinner seconded the motion. The motion carried with Mayor Cliff Eklund voting in favor.

VI. 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 reported that the new Vice Chairperson of the Planning Board is Vice Chairperson Anna Dean. He noted the Commission voted to hold special meetings in addition to the regular meeting in a month to address the upcoming development and other matters. He stated he asked a question last time and he is glad that someone put this on his desk about the hot boxes and why they bought those. He stated this comes from "Program Assessment to the Open Door Senior Center from the Department of Aging and the action plan she projected was to purchase the new hot boxes for home delivery meals immediately to maintain temperatures above 140. So whoever made the decision to immediately do that, I think they addressed the action plan".
2. Vice Mayor Donnetta Skinner stated, "Now wait a minute, the hot boxes still met that temperature, the old ones".
3. Councilperson Lincoln Litchfield stated, "I am just going by what is here".
4. Vice Mayor Donnetta Skinner stated, "I have done this 10 years, bud. Do you think I would break the rules?"
5. Councilperson Lincoln Litchfield stated, "The question I had is why we spent that kind of money and here it is right here".
6. Vice Mayor Donnetta Skinner stated, "our budget was about to be given back, we wanted to spend that money".

7. Councilperson Lincoln Litchfield stated, "I saw that and I'm glad that some one looks at these things".
8. Vice Mayor Donnetta Skinner stated, "We check these temperatures every day. This is not something we do once in a while".
9. Councilperson Lincoln Litchfield stated, "This is the first time I have seen this report right here and I have been on Council for 6 years, can we also get these."
10. Councilperson Jay Duke said he is calling on Bill Bauer for one more thing.
11. Chief Bill Bauer stated, " In 1907, Carlin lost a constable, Fred Stone. Frank Adams who used to be the deputy chief of NDI has since retired many times over, one of his passions is to do the police memorial and he did some research, found the information on Constable Stone and put together a packet. The Carlin Police Department, unless you tell me absolutely do not do this, is going to submit his name to the National Police Memorial in Washington D.C. to be put on that wall and hopefully that will happen in the next couple of weeks. He was the first officer in Elko County to be killed in action".
12. Vice Mayor Donnetta Skinner reported the car show and the rodeo turned out well. She said it has been a good month and there was someone from Sandy Utah who told her they enjoyed the Andersons' company. She thanked the Anderson brothers.
13. Councilperson Bob DeMars reported the entryway into Carlin looks good and complimented Public Works Director Carlos Esparza and his employees on the job. He stated the new business there is keeping their part clean. He stated he noticed Kimberly Car Wash has spent a lot of time making sure that place is kept up and looks nice. He stated the businesses they have are really making their presence known. He stated that example will bring future business and the Council should remember to set the standards when they approve new businesses.
14. Mayor Cliff Eklund reported that the Broncho Bash was very successful with something like 35 branding teams and 8-10 bull riders, one of whom was local. He stated there were two more teams this year. He stated there were a lot of roping teams and they had good turnout for the branding teams. He stated the two night roping event in August brought 44 teams the first night and 40 the second night. He stated the consistent thing with all of the events was teams complimenting them on the facility. He noted the car show was great even though the numbers were down, the quality was up. He stated local participation with the Andersons and Myers as well. He stated there is a meeting in Elko tomorrow on fracking and oil wells at the Nannini building at 10:00 a.m. and invited others to attend. He stated he is having a meeting with the governor and on September 12 at 5:00 p.m. at the Senior Center, I am sponsoring a Meet the Candidates Night in Carlin for state, county and local candidates. He stated that Saturday is "Carlin Days" at the Elko County Fair.
15. Carlos stated they did some paving, but the paver blew up and they had to complete it by hand. He noted they would start paving again next Wednesday.
16. Darla Baldwin stated the annual equipment grant has come through and had submitted it for the dishwasher.

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

1. City Clerk LaDawn Lawson had no report.

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

1. City Manager David Jones had no report.

XII.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. Roger Anderson stated the car show was down, Lloyd Myers only had two cars showing. He complimented the picnic tables and work looked good at the park. He inquired if the

- temperature is to remain the same when it gets to the people. He stated it is not. He stated it might be that his mother and father are the last ones on the list, but it is not that hot.
2. Vice Mayor Donnetta Skinner stated it has to be a certain temperature.
 3. Roger Anderson stated we get it when it hits the door, but I wish they were in containers to heat up in the microwave.
 4. Rick Anderson stated it does look nice coming into Carlin; they have done a good job and thinks they have a long way to go. He stated in the Nuisance Code it says, "The City has substantial and legitimate interest in seeking that its community including property and premises within the limits is kept as a safe and steady clean condition". He stated the whole thing talks about all the buildings and properties in Carlin. "We need to expand that to what we are doing through Carlin. I have had a lot of first impressions when people come to Carlin; they do not see the ones that are nice; they see the ones that are not nice. Somehow we have to get the word out to the citizens to clean up their properties. It all goes back to properties. Everything that is a nuisance, it talks about here on this first page, all the buildings, it makes everybody's property value go up; the neighbors are looking good. I do not like my property value going down because of someone else. Somehow we need to get these people and let them know. They need to clean up. We just had a fire; I did not know that until recently. They are lucky that the Fire Department got there quickly, because the whole block would have gone. The trash and everything else; it is all because of trash and weeds and people do not seem to care. It is time we got them on board with this, but this nuisance code says to me that we can go tell them to clean up".
 5. Mayor Cliff Eklund stated the read the nuisance code today and it also says that the City can condemn the property or go in and clean it up and lien the property.
 6. Rick Anderson stated, "It also talks about health and safety, welfare of the citizens. We need to start holding people accountable here. I want to see it go in the right direction and it has started up there. We have a lot of nice stuff coming into Carlin and comments that it is starting to look good. That is your first impression with people coming to town.
 7. Jim Brown stated the articles that I have had in my paper that drew the most comments was over garbage. It is a big issue for everyone, but it is a handful of people pushing for that, so just to let you know that is what I am getting feedback about".
 8. Mayor Cliff Eklund stated. "There is a code enforcement officer who is supposed to be doing that, but we are getting some resistance from people who do not want to clean up".
 9. Chief Bauer stated "The two properties that Rick referred to; there was not one fire, there were two, both in that same Railroad street and I guess that speaks to you cannot always rely on the tenants to do the cleanup. Sometimes the landlords are going to have to take the bull by the horns and force these people through the leverage they have to clean up and the properties are in compliance with the nuisance and building codes. These are still under investigation, but the preliminary on the latest fire was that it was an electrical problem. We need to be paying attention to that and Rick makes a good point that maybe bring every gun to bear such as the citizens themselves going to their neighbors and saying the place looks like the Dickens and you need to clean it up. You are running my property values down. Josh is out there doing his thing as code compliance, but he is one person and he is meeting significant resistance from people. I know Josh came over to you, Rick, and your first response was to disconnect it immediately and it was taken down and brought back into code compliance and then you came to the City for special use and I think that was handled the way it should have been handled".
 10. Mayor Cliff Eklund stated the most complaints we get at City Hall on any one single issue is people complaining about people's yards and why don't we do more code enforcement to get these places cleaned up. I have also heard people saying Carlin has improved a lot. We still have a long way to go.
 11. Rick Anderson stated, he wanted to thank Jim Brown for the "Voice" website.

XIII.Adjournment. (Action Item)

Councilperson Lincoln Litchfield moved for adjournment with Vice Mayor Donnetta Skinner seconding the motion. The motion carried. The meeting was adjourned at 8:46 p.m.

APPROVED:

CLIFF EKLUND, MAYOR

ATTEST:

CITY CLERK LADAWN LAWSON