

CARLIN CITY COUNCIL  
CITY OF CARLIN, STATE OF NEVADA  
REGULAR MEETING  
CARLIN MUNICIPAL COURT ROOM  
101 S 8<sup>th</sup> Street  
Carlin, NV  
September 23, 2015, 7:00 p.m.

**Call to Order and Roll Call:**

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

Council Members Present: Mayor Donnetta Skinner  
Councilperson Bob DeMars  
Councilperson Pam Griswold  
Absent: Vice Mayor Lincoln Litchfield  
Councilperson Jay Duke

1. Administrative Staff: City Clerk Heather Trujillo, Public Works Director Carlos Esparza, Police Chief Dennis Fobes
2. Present: County Commissioner Cliff Eklund, Robert Jess, Floyd Davey, Anna Dean, Bob Goicoechea, Karla Jones, Brent Farr, David Pulley, Tom Burney, Kathy Burney, Robert E. Morley, Tom Ballew, Rick Anderson, Roger Anderson, Chris P. Woster, Fred Montes de Oca.

**Pledge of Allegiance**

**I. Comment by the General Public: Pursuant to NRS 241.020(2C) this time is devoted to comments by the general public and discussion of 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. Officer Floyd Davey reported the statistics are from September 9 to September 22, 2015. Year to date 3,600 calls with 75 in the past 2 weeks. Conducted 87 traffic stops up from the previous weeks, but still slightly under the usual. Issued 28 citations, participated in 12 agency assists, five of which were medical for the CVFD. 6 arrests, 5 were misdemeanors and 1 felony. 21 reports initiated, 3 DUIs. 20 calls for code enforcement, issued 13 warnings, 4 citations. 12 canines were entered into the pound and 11 released. 10 hours of canine training. Mr. Nolan's property north of Huntley is in the process of being cleaned up. One case picked up by our Department, for money laundering for an individual who is suspected of transporting narcotics on the interstate. This was found during a routine traffic stop for safety. A search warrant was conducted today on a residence in the town. They have been conducting a lot of investigations and stopping the drug traffic trade. What is most important is their being able to eliminate this narcotics trade and its resultant subculture in Carlin. We have several significant charges from that search warrant. They are currently weighing all of the drugs, and so far have weighed 51.5 grams of methamphetamine this a tremendous amount. He stated as comparison, a Sweet & Low packet holds 1 gram. Anything over 4 grams is considered trafficking. There are several pounds of untrimmed marijuana as well. It was found that the person travels to California and brings bulk back to trim and distributes this in Carlin. He noted this is a huge win for the town.
2. Councilperson Bob DeMars inquired about how long unlicensed vehicles can be left on the property of B&M Mechanic Shop?
3. Chief Dennis Fobes stated that this is a business that deals with automobiles, so they cannot do much there, but the Council can during the granting of his license, he promised he would keep it clean. He noted that B&M have been talked to.
4. Mayor Donnetta Skinner stated B&M is trying to find another place to put them.

5. Councilperson Pam Griswold stated she recalls when that was issued that he promised to keep it clean.
6. County Commissioner Cliff Eklund stated there have been quite a few things going on in Elko County. The Record of Decision on the sage grouse came out yesterday; the injunction by the County should be filed today. They gave a new designation for areas that are too high to accommodate sage grouse; they are calling it sagebrush focal area. That puts a 2-year moratorium on mining claims, as well as new grazing permits. The new Record of Decision includes travel management plans, which means they can withdraw roads from travel at their discretion. There are 17 million acres designated for sage grouse habitat, 40% of which is in Elko County encompassing 80% of Elko County, plus the sage grouse focal area. If the County does not get the injunction to stop it, we could possibly lose especially on the smaller mining companies, the mining claims on those and the affect grazing rates for the ranchers and public use for recreational use if they close the roads. He reported that the County School Board voted to not have transgender bathrooms and shower facilities within the schools. That was a very long discussion and a lot of discussion on privacy rights. There were many people present from the state assembly and senate testifying. A lot of those who were present had voted for this bill at the state level, NRS 504, and they said it was brought to the Assembly as an anti-bullying bill and since they were not given time to read through it, they did not realize that part of the bill was in it. They voted for the anti-bullying and the transgender regulations came into play. The School District feels that they have made all of the accommodations by setting aside certain bathrooms and shower rooms for the transgender students. There are four (4) in Elko County. It was tough decision to make for the School Board because you are dealing with students' right of privacy, as well as the right of the transgender people. I looked at as a privacy and safety issue. He met today with members of the State Juvenile Board and they have some good programs and came up with one that is an alternative to China Springs, which is for more criminally minded juveniles. They came up with another program in South Jordan that deals with the mentally deficient juveniles that have mental issues and they are working with the Elko County Juvenile Board, officers and judges.
7. Councilperson Pam Griswold stated it is sad that "you vote for something you do not have time to read".
8. County Commissioner Cliff Eklund explained they asked for a 30-minute recess so they could read the law and they would not allow the recess.
9. Robert Jess of the Carlin Fire Department reported in the month of August, they responded to a total of 50 calls, 40 of which were medical, 4 fires, 1 hazmat, 2 public service and 3 vehicle accidents. In September, they have responded to 23 calls, consisting of 20 medical, 1 fire, 1 public service and 1 vehicle accident. Year to date total is 294 with almost a 1/3 of that in the last 2 months. There have been 3 fatalities in the past 2 months. The primary ambulance is out of service for brake replacement at Bill Miller's shop. They are waiting on parts the last he heard. They are running a secondary ambulance while they are on call. They have Elko Ambulance standing by. All of the rest of the equipment is functioning well.
10. Councilperson Pam Griswold stated she heard there were two instances that the ambulance was toned out twice and never responded. They had to wait for the Elko ambulance to come over, which was a 45-minute delay and the Elko ambulance had been toned out on another call. We just did not respond.
11. Robert Jess stated it is unfortunate, but with the staffing as it is now, noting he had been with his mother in Salt Lake who was sick, they had to tone out the ambulance for one call. This was actually 45 minutes. He stated he responded to the first call himself and the second call from the same person; there was no staff available and it takes Elko time to get to Carlin.
12. Thomas Burney stated the reports are appreciated. At a recent zoning meeting, generalizations were being represented as fact and because of Officer Davies reports, they were able to refute those and tone down the meeting. Well done for having the reports done.

13. Councilperson Pam Griswold stated she has a public comment. They put in curb, gutter and sidewalk when they put in their shop in accordance with the City. "I have a problem with the way it was put in. The sidewalk is 12 inches above ground level and 4' away from my property line. I have taken pictures of them and I have taken the time to drive through Carlin, Elko and Wells. I have not found a sidewalk that looks like mine. I think it was engineered badly; I think it is dangerous. Especially in winter, if someone should fall off of that, who is going to get sued, me or the City? I would welcome anyone to come and look at it and I would challenge anybody to say they would like to have a sidewalk like that".
14. City Manager David Jones stated he looked at it.
15. Councilperson Bob DeMars stated he has talked about it.
16. Mayor Donnetta Skinner stated she agrees with Councilperson Pam Griswold that it is hazardous.
17. City Manager David Jones stated when it is completed around on Chestnut Street, much of the safety issues will be taken care of.
18. Councilperson Pam Griswold inquired how it is going to be taken care of when it is 4' from her property, there is a 12" drop and inquired how that is going to be taken care of.
19. Chairperson David Jones stated it has to be backfilled.
20. Councilperson Pam Griswold inquired what it would do to her property.
21. City Manager David Jones stated he does not know.
22. Chairperson Karla Jones inquired who backfilled Terri Wies' because it had to be backfilled as well, she did not know and was just asking, did Terri Wies do it or did the City?
23. Councilperson Pam Griswold stated to ask the City Engineer.
24. Discussion ensued on this subject.
25. Mayor Donnetta Skinner requested that City Manager David Jones bring back information to the meeting.
26. City Manager David Jones stated "we will continue on with the sidewalk and that will take care of one of them and then backfill the rest of it."

**II. Review, discussion and possible approval to appoint a City Attorney or Legal Firm as legal counsel for the City of Carlin and all related matters. (Possible Action Item)**

1. Councilperson Bob DeMars stated since only one RFQ was presented, congratulations, noting he is glad no one else sent in a response. "We hope that Bob Goicoechea can continue to serve Carlin".
2. **Councilperson Pam Griswold moved for approval to appoint the Law Firm of Goicoechea, DiGrazia, Coyle and Stanton LTD, as City Attorney as legal counsel for the City of Carlin and all related matters. Councilperson Bob DeMars seconded the motion. The motion carried with Mayor Donnetta Skinner voting in favor.**
3. Bob Goicoechea stated the firm still likes to be involved in municipal law and they have hired a new attorney, Lauren Landa, and she is interested. She would also be involved.

**III. Review, discussion and possible approval to appoint a City Engineer or Engineering Firm for the City of Carlin and all related matters. (Possible Action Item).**

1. Councilperson Bob DeMars inquired who was on the committee.
2. City Manager David Jones stated it was City Clerk LaDawn Lawson, Public Works Director Carlos Esparza and himself.
3. Councilperson Bob DeMars stated there were six RFQs received and they came up with two that were basically qualified.
4. Councilperson Pam Griswold stated that if two did not qualify, she wonders where the other 2 went.
5. City Manager David Jones stated two were not complete submittals. They do excellent work in their specialized fields, in water and sewer, and the City has used them in the past. They expressed to him that they did not want to be City Engineers of Record, but they wanted to be

- considered for the specialized fields. “Rather than bringing all four (4) to you, we narrowed it down to the top 2.”
6. Councilperson Bob DeMars inquired if High Desert Engineering is under contract.
  7. City Manager David Jones stated, “As of a meeting several months ago, I do not know how to answer that. That is an interesting question”.
  8. Councilperson Bob DeMars inquired if the new engineer would be under contract. “Can another engineering firm conduct business in the town with a contract in place with an engineering firm.”
  9. Bob Goicoechea stated, “Just specialty projects”.
  10. Councilperson Bob DeMars inquired would they have to go out to bid on that.
  11. City Manager David Jones stated, “We actually went out for the RFQs so we could use these for any period of time. If we felt for some reason that they were not qualified for the specialty work or City Engineer, then we could go out for another RFQ.
  12. Councilperson Bob DeMars stated High Desert Engineering has been here a long time. “Have they had many complaints in the past?”
  13. Mayor Donnetta Skinner replied “Several”.
  14. Councilperson Pam Griswold stated, “I have had people talk to me.”
  15. Councilperson Bob DeMars inquired what the complaints are.
  16. Mayor Donnetta Skinner stated, “Some of them have been with the developments we have here, it has been hard to get them to come over and contact them. It is because sometimes they are too busy. I just think that it is time for us to change. They have been with us 40 some years and sometimes people have to wait quite a long time to get stuff done and sometimes they wait for months. I think we need to make sure that does not happen anymore. With other people, we have to make sure that does not happen, because that puts everything on hold for the companies that are coming in; they get discouraged.”
  17. Councilperson Bob DeMars inquired if the rates have been discussed.
  18. City Manager David Jones stated they did not want to discuss rates at this time so “we may end up paying more, less or the same”.
  19. Brent Farr, Farr West Engineering, one of the two firms presented today.
  20. Councilperson Bob DeMars inquired, “I see your staff is huge, which probably is twice as many as High Desert. Are you involved with any other municipalities right now?”
  21. Brent Farr explained they acquired Chilton Engineering and he started with Farr West in Reno about 15 years ago. “My first client was the City of Yerington and they are still today. Our primary bread and butter is municipal engineering, we work all over Nevada with small towns.”
  22. Councilperson Bob DeMars inquired how much time he expected to spend in Carlin.
  23. Brent Farr stated, “If we understand your goals and achieving them, we would be responsive and proactive. We, over the years...the City of Yerington, considered a low-income community, we have been able to help them get a lot of funding for municipal projects and street, water and sewer.”
  24. Mayor Donnetta Skinner stated she contacted one of the people in Yerington, who gave a good report on the company, noting they help them with funding and that they had knowledgeable people on grants too. “They have the experience we need”.
  25. Brent Farr reported that David Pulley and Chris Wooster live in Elko, are local engineers.
  26. Mayor Donnetta Skinner stated that she was impressed with the fact that “if you call their office, there is a knowledgeable person who is one of their office workers”.
  27. Councilperson Pam Griswold stated, “My sister-in-law, Coralee Griswold, works for Farr West. She would not gain or lose anything and I would not gain or lose anything. I have no vested interest in how this goes”.
  28. Mayor Donnetta Skinner inquired, “How about if we make a motion”.
  29. Councilperson Bob DeMars stated, “I would like to hear what our other person says. Tom is here”.
  30. Mayor Donnetta Skinner stated, “I did not know he was here, you’re back there hiding”.

31. Tom Ballew stated he has really enjoyed being a part of Carlin and would like to continue. “I would like to say that I did not know you had a problem with your sidewalk and had I known, I would have been there. I will go and take a look at it. This is the first I have heard about it. I have never gotten a complaint from anybody who said you are holding them up on any project they have done, so I do not know where that is coming from. Regardless, I appreciate your candor and if you see fit, I would like to continue and I thank you for the time we have had with you. Thank you”.
32. Bob Goicoechea stated, “Because there are only three of you, the vote has to be unanimous”.
33. County Commissioner Cliff Eklund stated, “I had the pleasure of working with High Desert Engineer all the years I was on the Council and as Mayor. I do not envy your decision. I just wanted to bring up a few things. I think you should know, you have some new people on the council who are not completely aware of what has gone on over the years and I think it needs to be addressed and be helpful in making your decision. When we did the waterline out to the Fire Science Academy, there were several issues with the contractor and several time overruns. You remember that Donnetta. The contractor came to the City wanting to be paid for the overruns and High Desert Engineering pointed out the fact that there were penalties for those overruns and saved the City several thousand dollars in what the contractor was trying to collect from the city. When we did the Skate Park, High Desert Engineering donated the engineering part of the park, as well as the engineering on the Equestrian Park. They have been a contributor to just about every event in the City of Carlin, so they have not only been the City Engineer, but they have tried to make themselves a part of the City. Have there been disagreements; I am not going to deny that. There have been, but the thing of it is that we have been able to sit down and work it out most of the time and many of the people I got complaints from when I was Mayor was those people that did not want to comply with the law. The City Engineer’s job is to make sure we are in compliance with the state codes and the city codes. Some people do not like to hear that. No matter who you have, you all know that there are going to be complaints. I just wanted to bring these things into perspective and you can take them into consideration when you make your decision. It is your decision and I do not envy you.”
34. Councilperson Bob DeMars stated, “I agree that any engineering firm is going to have problems along the way and I heard something that 90% of the breakdown of any business or any task is communication. With your sidewalk, that is exactly what happened there, it was a communication breakdown and had Tom Ballew known about it, I am pretty confident that it would have been changed or corrected before it was finished. In his defense, I think it is a matter of who the contractor was, homeowners, we are all at fault for your sidewalk. In the end, I do not think it was the engineer’s fault; he engineers it as per the plans of the city and he probably did what was right. Tom Ballew has been here a long time, he understands our city. I think in the future if this actually goes in favor of High Desert Engineering, things can change. It is just a breakdown of communication in our system. If there are any faults on an engineering firm, whether it be Farr West or High Desert, the communication would have to get better on our part”.
35. Councilperson Pam Griswold stated, “I am being careful of separating out my personal from the Council point of view. What I am basing it on is just different things I have had people talk to me about since I became a City Councilman. My vote is going to be based on what I have heard and not on my own personal experience. I am being very honest that I am separating out my personal feelings that I spoke about here in public comments and not as a City Councilperson, so they are divided out”.
36. **Councilperson Pam Griswold moved for approval to appoint Farr West as City Engineer/ Engineering Firm for the City of Carlin and all related matters.** “I think it is time for a change. I think they have the ability to do the job. They have people here to do it. I think they will be just as involved with the City of Carlin as anybody else has been in the past. They have the information in their packet as far as the grants that we can take advantage of and it would be

nice...We are kind of like Yerington, Eureka gets all the money, we just have all the people living here”.

**37. The motion died for lack of a second.**

**38. Councilperson Bob DeMars moved to table appointment of a City Engineer/ Engineering Firm for the City of Carlin and all related matters. Councilperson Pam Griswold seconded the motion. The motion carried with Mayor Donnetta Skinner voting in favor.**

39. Mayor Donnetta Skinner stated, “I think we need to have a few more people here for the discussion on this next time, so we will get more people in here to discuss this and see what is going on with this”.

**IV. Review, discussion and possible approval of the minutes from 7/22/2015 and all related matters.**

1. **Councilperson Bob DeMars moved for approval of the minutes from 7/22/2015 and all related matters. Councilperson Pam Griswold seconded the motion. The motion carried with Mayor Donnetta Skinner voting in favor.**

**V. Review, Discussion and possible approval of payments for the periods 9/9/2015 to 9/23/2015, and all related matters. (Possible Action Item)**

1. **Councilperson Pam Griswold moved for approval of the payments for the periods 9/9/2015 to 9/23/2015 and all related matters. Councilperson Bob DeMars seconded the motion. The motion carried with Mayor Donnetta Skinner voting in favor.**

**VI. City Council Members’ Reports. (Non-Action Item)**

1. Councilperson Bob DeMars reported kudos to the Public Works Department, Carlos Esparza and Karla Jones, for helping take care of the water break. We need to come up with a map or something so we know which valve turns off which lines. He stated he would be willing to help and noted that “all in all, the right people got involved that night and got it fixed and back on”.
2. Councilperson Pam Griswold reported the Sho N Shine did a great job and made approximately \$4000.00. “It was wonderful and I told Park & Rec if that is the case, spend it, get your bounce house”.
3. Mayor Donnetta Skinner reported she had several calls on the water and is thankful for Public Works Director Carlos Esparza. “We have to get him more help. We probably need a system for telling everyone if the water is going to be off. I was talking to Heather Trujillo the last couple of days and maybe we need to get everyone’s cell phone numbers so we can send a blanket text. You have to have written permission to call the cell phones. I do not know how we are going to do it, but maybe we need to do something. I talked to Elko Sanitation and it is kind of costly, but we need to look into it”.
4. Public Works Director Carlos Esparza replied there is a company that actually does that. He thinks it is \$40 - \$50 a time to initiate this, but it would be something that citizens have to opt into and the numbers would go to this firm and we would call when there was a problem.
5. Mayor Donnetta Skinner stated they just use the numbers that the people have given them when they signed up, but now with cell phones, they are having trouble filling them in. “I am pleased on how Carlos Esparza handled it”. She also thanked him for how he handled the people, because “you are at the head of everyone to get chewed out, you were the one in the line of fire”.
6. Public Works Director Carlos Esparza reported City Manager David Jones was there too.
7. Mayor Donnetta Skinner stated the Chili Cook-Off was really fun. She got cards from vendors because she always send a thank you note. Only comment she got was that Friday night there were not very many people there. “I think this is just a sample of what is going to happen with our City over the next few years. I think we are going to have this stuff happen to us every now and then and we need to be ready for it. I think that it is not going to go away. I know

Carlos Esparza has repeatedly told us the equipment is way too old. I think we are going to have to think how we are going to fix the situation". ‘

**VII. City Clerk’s Report. (Non-Action Item)**

1. There was no report. City Clerk LaDawn Lawson was not present.

**VIII. City Manager’s Report. (Non-Action Item)**

1. City Manager David Jones reported that the Public Work Department did a great job and took care of everything and any problems. “Next meeting, I need to get with Megan Brown with Congressman Amodei’s office. It looks like the railroad is going to completely shut down the negotiations to get the access to the rail yard. Apparently, they are in a bunch of lawsuits and they are using that as a means of stopping negotiations. I will get with the consultants on the Brownfield’s grant and make the best use of that money while we can before we lose it and try to improve our community another way. It is not really good news. I do not think it is going to move anywhere at this time. I will be in Reno tomorrow morning for some more meetings. I have everyone registered for League of Cities coming to Wendover. If you are not going to attend, we will get a refund, but we got the early bird specials. If you need to be signed up for power 1 or Power 2 meetings, let me know”.
2. Councilperson Pam Griswold inquired since Public Works Director Carlos Esparza is understaffed,  
“Did we approve a salary for Dan Ferguson.”
3. City Manager David Jones replied affirmatively.
4. Councilperson Pam Griswold stated, “I do not know if it has to be on the agenda as an item, but I think we need to use that salary or whatever portion of it to get someone hired”.
5. City Manager David Jones stated, “The City is \$300,000 over budget right now”.
6. Councilperson Pam Griswold stated, “I realize that, but the budget was approved with that salary in it and I figure as long as we approved a budget that was in the red, we approved it with a salary. I think we need to get someone hired”.
7. City Manager David Jones stated, “The mayor came to me and asked how are you going to balance the budget, Mr. Jones. I said I will balance it, but you will not like it. My income is fixed, this is not a company that you can go and get another contract, so you have to match your expenses to your income. So are you willing to lay off those people that we hired in the next cycle to balance the budget? We are trying to hire a mechanic and we are working through the process on that. That is why he has not hired a mechanic. He wants another job description, another pay grade and that takes work on staff’s part. That will come before Council for approval and then we will go ahead on that, but at the same time, when we change the pay grade on that mechanic, that was never part of this budget either, so where is that money coming from”.
8. Mayor Donnetta Skinner stated, “I think it is time to cross train in the front office. Do you know that nobody out there does LaDawn’s job, but LaDawn. What if something happened to LaDawn, we would be in a mess. I think we need to cross train Heather Trujillo to learn to do LaDawn’s job or even Jana Moyes, maybe both of them, but I think they need to be able to do if one’s gone, to do the other guy’s job. What if something happened, we would be in a real mess. We would not have anybody that would know how to do it”.
9. Councilperson Bob DeMars stated, “It is no different than a Vice Mayor. If you are gone, Vice

- Mayor Lincoln Litchfield is our mayor”.
10. Mayor Donnetta Skinner stated, “If they do not know how to do it, we have a problem”.
  11. Councilperson Bob DeMars stated, “City Clerk LaDawn Lawson’s workload is far too much, if you are going to have Heather Trujillo go in and help with that, Heather still has to do her job too. Maybe something to take care of the bigger portions of the job”.
  12. Mayor Donnetta Skinner stated, “So tell me Heather, what do you think?”
  13. Heather Trujillo stated, “I do not have any opinion”.
  14. Mayor Donnetta Skinner stated, “Oh you just do not want to put your foot in that water”.
  15. Councilperson Pam Griswold stated, “Everyone should know what everyone else does so if something happens and if City Clerk LaDawn Lawson goes on vacation for two weeks, it does not just come to a standstill. If she gets in a bind, someone can jump in and help her”.
  16. Heather Trujillo stated, “And we do that”.
  17. Councilperson Pam Griswold inquired, “Do you do the books and close out the month?”
  18. Mayor Donnetta Skinner stated, “Evidently right now to close out the months, they are way behind and I think we need to share this stuff. Either we have LaDawn overloaded and maybe these other girls could help her with that. I know her husband is retiring and I know what that is like when he is retiring and wants to go elsewhere. It is really hard. They may not go anywhere for years, but we cannot guarantee that something will not happen, but these girls need to know how to do that”.
  19. Councilperson Pam Griswold stated, “From my point of view, it is more of a safety issue that in case something does happen that you have the backup and can step in for exactly what you need to be done and there is not this humungous learning curve, because they have been cross-trained and know what to do”.
  20. Mayor Donnetta Skinner stated, “It should not be hard to do, would it?”
  21. Councilperson Pam Griswold stated, “It depends on the computer system, computer programs, and all that is involved and that takes some time to learn. You need to have a cross-trained office so in case something happens”.
  22. Mayor Donnetta Skinner inquired, “David, can you do City Clerk LaDawn Lawson’s job?”
  23. City Manager David Jones replied, “Parts of it. Heather can do parts and Jana is new so she would not be able to yet.”
  24. Mayor Donnetta Skinner stated, “If she did not come back could you do it. I just think we need to have somebody cross trained”.
  25. Heather Trujillo stated, “It is also part of the auditing and the way our office runs. If you have someone balancing the books that is also taking the money, there is a conflict. That is one reason that our office is set up so City Clerk LaDawn Lawson has certain duties, because she oversees what the other people do”.
  26. Mayor Donnetta Skinner stated, “There are always 2 people who do that money. There are always 2 people that check that it balances”.
  27. Heather Trujillo explained City Clerk LaDawn Lawson goes at it from another end.
  28. Mayor Donnetta Skinner stated, “But City Clerk LaDawn Lawson oversees you guys, I do not think she should be the one doing the work. Why doesn’t she give you most of it and oversee what you do to make sure you are doing it right, make sure she is checking it right. I do not think it matters who puts it in the computer, just that it is put in the right place and done like it is supposed to”.
  29. Karla Jones stated, “I think it is different to cross train a department head with an employee, because ultimately City Clerk LaDawn Lawson is responsible for everything. You have appointed her, so if Heather Trujillo messes something up, City Clerk LaDawn Lawson would be blamed, because she is the department head. It would be like Carlos Esparza allowing his lowest laborer to do his job”.
  30. Mayor Donnetta Skinner stated, “If he leaves and he has that training done, that is what he is supposed to do”.
  31. Karla Jones stated, “And they do. City Clerk LaDawn Lawson puts the money in and City

- Manager David Jones checks it, so you do have some double check”.
32. Mayor Donnetta Skinner stated, “We need a person to do City Clerk LaDawn Lawson’s job. I imagine that, I am sure that Jana Moyes is going to know yours (Heather’s) eventually. That is how that works. But, why is there not somebody who knows how to do City Clerk LaDawn Lawson’s job. If something happens to City Clerk LaDawn Lawson ... well when I was in the hospital and the person under me knows my job. If I am not there, she can do it and make sure it is right”.
  33. City Manager David Jones inquired, “Who said that Heather does not know how to do City Clerk LaDawn Lawson’s job?”
  34. Mayor Donnetta Skinner stated, “Heather, I asked her and she said she did not”.
  35. Tom Burney stated, “Madam Mayor, if I might suggest a little caution here; we are treading perilously close to a personnel matter here and as a friend, I would urge you not to discuss this just be careful here.”
  36. Mayor Donnetta Skinner stated, “I think it is important that we cross-train; I do not care if it is Public Works Director Carlos Esparza’s people or whose people, I think they need to know each other’s job. Nothing is more irritating than to go to a grocery store or anywhere, an office and somebody says that is not my territory. Nothing irritates me more than that. That is not my job and I cannot help you with that. I think they need to be cross-trained. I think it is important we keep our City running by having somebody who can do that job.
  37. Councilperson Bob DeMars stated, “You sounded your concern and I think it is a good business plan to have, and be successful to have that. I am sure that Heather Trujillo and City Clerk LaDawn Lawson work together enough where just like City Manager David Jones said, that if City Clerk LaDawn Lawson was to be gone tomorrow, the City is not going to stop. I think people are going to take care of it”.
  38. Mayor Donnetta Skinner stated, “It would be a lot easier to do than if someone were cross trained”.
  39. Councilperson Bob DeMars stated, “Even if they did cross train could you do what City Clerk LaDawn Lawson does. Do you think she is still going to have problems? I think you have overstepped it a little bit.”
  40. Mayor Donnetta Skinner stated, “I just think we need to cross-train them; I just think it is important that we get somebody to do that job. I just do not think it is going to be easy to put somebody in that position or to take over any position that the City has, unless you have somebody that you trained to take it over. I have talked to other people who do some other things that say ‘yes, I would like to do this or that’ and I think we need to do that. Cross training is a good idea. I guess we will just wait and see what happens. See if anybody is interested in doing it or making it better organized. Heather, do you have any other comments?”
  41. Heather Trujillo stated, “I just wanted to tell Councilperson Bob DeMars that I researched B&M Tire Shop for the Police Department and it was a special use that was granted, so I think you can bring that back as a special use if you want to and they are not following it. Chief Fobes has a copy of the minutes when you did that”.

**IX. 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. Thomas Burney spoke to liberty and freedom and stated, “We are running right on a year now since I first brought this issue to Chief Bauer’s attention. In the course of time, it has finally gotten to the point that there was a very serious issue. Last Tuesday, there were a couple of young men walking through the alley. I was working outside there and reminded that my house is on

one side of the alley and my business on the other side. I asked these teenagers, 'do you belong here?' They were down the street peering into the windows of someone's automobile and as you know, I have reported here that I have had incidents of walking down the alley. They said 'no we are just on the way to a friend's house'. I said 'who is your friend'. Well they were headed down to Harvey's house. I pointed out, 'You know we have a main street out there with a sidewalk

and I would ask you to please use that sidewalk. The point of it is if something happens here, I am not saying you are cutting locks off of my business and stuff here, but it does happen and if I see you out here, I have to tell the police I have seen you and it goes on from there. They were very receptive and said 'that's a good idea, we can do that'. One said, 'I do not need any extra trouble with that, I am on probation'. Thursday night, there was a young person walking through there, same thing, 'excuse me, do you belong here'. "Why, what business is it of yours and it escalated from there to the point that I tried to get across to him that if you do not belong here, please use Main Street'. 'Are you telling me I cannot walk through the alley' and it deteriorated to the point where the police had to be called. An officer turned up and given the tools that the Police Department has available to them, the officer did everything that he could, which I would point out was everything I could do. 'Recommend that you walk out on Main Street, so in 45 minutes, this mouth actor left, came back down and in order to fire up another conversation, his mouth was vile, despicable, filthy, disgusting in front of my wife, children, women and kids in the neighborhood, calling back from 5<sup>th</sup> Street. Calling me a stupid \_\_\_\_\_ and other vile names. He went up and saw the officer at the end of street at the Legion Hall, was speaking to the officer. I had enough, I went out to Main Street and started up toward the Police Department, going then up Main Street and this person came back and headed up Main and I crossed the street. He said a word; I have witnesses and he and his friend came back around off of 6<sup>th</sup> Street and headed west on

Main. I crossed over the street, looked straight ahead and never said a word. They harassed, harangued and accomplished what the court gave me papers for as a stalking charge. I am done with this. The young man is the recipient of a restraining order. I am serious about this. I have to tell you; you bear some responsibility for that individually and collectively as a Council. This issue

has gone on and on and I am done with it. I do not live in fear, but I will tell you this, I am concerned. I have a health infirmity that I do not need to discuss here. If any of you want to know

any more about it, we can sit down and talk. Just to be clear, I do understand that I cannot name this miscreant; he is a juvenile and this is a public body. If you want to know who it is, you can talk to the Police Chief or knock on my door. Here is an issue that got kicked down the road for whatever reason. It did not get done and I am not accusing. There is no other option for me and that is part of the problem; that young gentleman knew exactly how far he could go. He invited me

to touch him; I chose not to. I have discussed this with folks who are knowledgeable and if it becomes an issue and he is still harassing and haranguing; it is not just a health issue, but remotely

it is a chance it is a life issue I will use whatever force is necessary to stop that threat. I want to make that clear. It has been discussed. It is not just a case of somebody down here causing a problem. We have to have some answers. I discussed this issue this morning with Public Works Director Carlos Esparza. I had offered before to buy signs and post them and I had some suggestions for Carlos; he had some input I am more than happy to sit down. I would even go so far to discuss a private public partnership for the operation of that alley. I would like to see a sign, residents only, no pedestrian traffic, service vehicles only or accepted, speed limit. Now we have to do something".

2. Councilperson Bob DeMars confirmed, "You own the property where your business is up to the alley and the other side of the alley where it is your house is".

3. Thomas Burney stated, "A short portion. My point is I cross the alley to get to my business. They are walking down the alley. They are claiming that the alley is public use. My thought is that the City can designate different things around the city, e.g. left turn only, but in point of fact, there is no provision for pedestrians through that alley. Less than 100 feet away there is a provision of sidewalks and stuff. This individual lives at a place where he told me he was on his way to the park. So he came out of his way to walk there. Why is he going out of his way to walk there and he does not want to walk on Main Street. There is no sidewalk to that alley and in addition. Some are my lights and some are city lights. I have cameras up. In fact I discussed with Chief Fobes that the cameras are up there and are available to the officers to get on the cell phone and see what is going on there. There have been a couple of incidents where we were gone and Officer Baty chased people out of there. I had a standing agreement with the Police Department that if somebody has a key they are allowed 24-hour access. I have an agreement with Chief Fobes, if they do not have a key and they are told to go they can go. I am not interested in elevating the conversation. I told the officers that if anybody gives you a bad time, gather them up and I will sign a complaint. I have no complaints with the Police Department. In less than 15 minutes that person was back in the alley".
4. City Attorney Bob Goicoechea stated he has a map and noted, "I have done some work on it and from the map it looks like that alley we are talking about is private property. That is not a very good solution, because the City has utilities there. What I need to do is order a preliminary title report to make sure of that issue. Then when I get that, you, City Manager David Jones and I should sit down.
5. Thomas Burney stated, "I understand that, the public/private partnership I discussed with Carlos Esparza today. I would be willing to maintain that if I could control it. I am adaptable, open to discussion and have made offers.
6. Mayor Donnetta Skinner inquired if Wright's property is private.
7. Discussion ensued.
8. Councilperson Bob DeMars inquired if the majority of the problem is foot traffic or cars.
9. Thomas Burney stated it is both.
10. Discussion about where the traffic is going and that the traffic is lower and slower.
11. Councilperson Bob DeMars stated, "I hope you know nobody is picking on you, it is just that no one knows the solution for your problem.
12. Thomas Burney stated, "I know they are not. I am not here to point fingers. I am just marking the flow of time. I need to be told what the limit is to what we can do".
13. Bob Goicoechea, City Attorney, stated, "Let me wait until City Manager David Jones is back and we can discuss this.
14. Fred Montes de Oca inquired, "I am confused sitting here with the 2 engineers that you do not have anyone in charge. You are saying you are out of money; that is one thing you are going to have to sit down and talk about. Find out what they charge, because I am not saying who you should choose, but it is one thing that you really need to stop and think about what it is going to cost the City".
15. Mayor Donnetta Skinner stated, "I am sure that they gave City Manager David Jones some ideas, but until we decide that they are not going to stay, how much they are going to charge and negotiate it. They had to take which one they wanted to do first. We had to hire people who helped us do things we could not do".

16. Councilperson Bob DeMars stated, "It is a good point, If we will have to look at bringing a new contractor on board, we have to know what they are going to charge."
17. Fred Montes de Oca inquired, "Once you appoint someone, how long is that for?"
18. Mayor Donnetta Skinner stated, "one year".
19. Councilperson Pam Griswold inquired if Fred Montes de Oca has questions about some boxes.
20. Fred Montes de Oca responded he would talk to Public Works Director Carlos Esparza on that and described the box and talked to the contractor who said it was something to do with air. "I thought that the planner or engineer should have put that at the edge of the property line, not within the property line".
21. Councilperson Bob DeMars inquired if it was part of the water line.
22. Mayor Donnetta Skinner replied affirmatively.
23. Discussion ensued about the location.

- X. Adjournment. (Possible Action Item)**  
**Councilperson Bob DeMars moved for adjournment with Councilperson Pam Griswold seconding the motion. The meeting was adjourned at 8:25 p.m.**

**APPROVED:**

---

**DONNETTA SKINNER, MAYOR**

**ATTEST:**

---

**ASSISTANT CITY CLERK HEATHER TRUJILLO**