

City of Elko)
County of Elko)
State of Nevada)

SS January 11, 2022

The City Council of the City of Elko, State of Nevada met for a regular meeting beginning at 4:00 PM, Tuesday, January 11, 2022. The meeting was held in the council chambers, 1751 College Ave., Elko and via GoTo Meeting.

This meeting was called to order by Mayor Reece Keener. The public can participate in person, by phone, tablet, laptop, or computer by registering with the GoTo Meeting link provided in the agenda. Questions can be sent to cityclerk@elkocitynv.gov.

I. **CALL TO ORDER**

The Agenda for this meeting of the City of Elko City Council has been properly posted for this date and time in accordance with NRS requirements.

II **ROLL CALL**

Present:

Reece Keener, Mayor
Mandy Simons, Councilwoman
Chip Stone, Councilman
Clair Morris, Councilman
Giovanni Puccinelli, Councilman

City Staff Present:

Diann Byington, Recording Secretary
Jan Baum, Financial Services Director
Curtis Calder, City Manager
Jeff Ford, Building Official
Jim Foster, Airport Manager
Cathy Laughlin, City Planner
Candi Quilici, Accounting Manager
Michele Rambo, Development Manager
DJ Smith, Computer Information Systems Coordinator
Jack Snyder, Fire Chief
Dave Stanton, City Attorney
Dennis Strickland, Public Works Director
Bob Thibault, Civil Engineer
Ty Trouten, Police Chief
Scott Wilkinson, Assistant City Manager
Kelly Wooldridge, City Clerk
James Wiley, Parks and Recreation Director
Dale Johnson, Utilities Director

III. PLEDGE OF ALLEGIANCE

IV. COMMENTS BY THE GENERAL PUBLIC

Pursuant to N.R.S. 241, this time is devoted to comments by the public, if any, and discussion of those comments. No action may be taken upon a matter raised under this item on the agenda until the matter itself has been specifically included on a successive agenda and identified as an item for possible action. **ACTION WILL NOT BE TAKEN**

Lee Hoffman, 1805 Barrington Ave., read a statement (Exhibit "A").

Mayor Keener thanked the Streets Department for working overtime over the holiday season battling the snow fall. They did a terrific job on the Priority 1 roads. It is difficult to keep up with things when there are so many miles to cover.

VI. PRESENTATION

VI.A. Reading of a proclamation by the Mayor declaring the month of January 2022 as "National Radon Action Month, and matters related thereto. **INFORMATION ONLY - NON ACTION ITEM**

Mayor Keener read the proclamation.

V. APPROVAL OF MINUTES

V.A. Approval of Minutes: December 14, 2021 REGULAR MEETING

Councilwoman Simons abstained because she left the meeting early.

The minutes were approved by general consent.

VII. CONSENT AGENDA

VII.A. Review, consideration, and possible approval of a List of Appraisers, recommended by the City Manager, for the purpose of conducting appraisals during the 2022 calendar year, and matters related thereto. **FOR POSSIBLE ACTION**

Elko City Code Section 8-1-1 requires the City Manager or designee to compile and submit a List of Appraisers qualified to conduct business in the City of Elko to the City Council on or about January 1st of each year. The Planning Department has developed a list of qualified appraisers interested in conducting business with the City of Elko, and the City Manager has approved the list. CL

VII.B. Review, consideration, and possible approval for the Elko Police Department to accept an \$81,000.00 grant from the Justice Assistance Grant (JAG) program to assist with costs

associated with digital forensics equipment, and matters related thereto. **FOR POSSIBLE ACTION**

VII.C. Review, consideration, and possible approval for the Elko Police Department to accept a \$27,000.00 grant from the Justice Assistance Grant (JAG) program to assist with costs associated with the operation of the Elko Combined Narcotics Unit, and matters related thereto. **FOR POSSIBLE ACTION**

VII.D. Review, consideration, and possible approval of the Motorola Solutions, Inc. Equipment Lease-Purchase Agreement #25207, and matters related thereto. **FOR POSSIBLE ACTION**

On November 23, 2021, the City Council approved the Financing Proposal and Shared Agency Agreement from Motorola Solutions, Inc. for Flex Records Management Software for the Elko Police Department, in the amount of \$258,915.76. Approval of the enclosed Agreement #25207 and subsequent City of Elko Resolution No. 02-22 finalizes the transaction. CC

**** A motion was made by Council Member Simons, seconded by Council Member Stone to approve the consent agenda.**

The motion passed unanimously. (5-0)

VIII. PERSONNEL

VIII.A. Election of Mayor Pro Tempore, and matters related thereto. **FOR POSSIBLE ACTION**

Mayor Keener asked if Councilwoman Simons was interested in continuing with being the Mayor Pro Tempore.

Councilwoman Simons answered she was happy to do it.

**** A motion was made by Council Member Stone, seconded by Council Member Puccinelli to have Councilwoman Simons continue to be Mayor Pro Tempore.**

The motion passed unanimously. (5-0)

VIII.B. Mayoral designation of City Council members to specific “Liaison” positions within the City of Elko, and matters related thereto. **NON ACTION BY COUNCIL REQUIRED**

1. Police Department Liaison
2. Public Works Department Liaison
3. Waterworks and Sewer Liaison
4. Fire Department Liaison

5. Airport and Public Property Liaison
6. Parks/Recreation Department Liaison
7. Building Department Liaison
8. Animal Shelter Liaison
9. Landfill Liaison
10. Redevelopment Advisory Council (Board Member)
11. Stormwater Advisory Board
12. ECVA (Board Member)
13. NNRDA (Board Member)
14. Elko County Commission Liaison
15. Elko County Water Planning Commission Liaison
16. Elko County Fair Board Liaison
17. Elko County Regional Transportation Commission (Board Member)
18. Elko County Debt Management Commission (Board Member)
19. Elko County Recreation Board (Board Member)
20. Arts and Culture Advisory Board
21. Other Departments Not Listed

Mayor Keener said he polled the board members and everyone was satisfied with what was there. He made a couple of changes. He assigned himself as the IT liaison. He received an email from Mayor Johnson who suggested a liaison to the Ruby View Golf Course. He wondered who would be interested in the position.

Councilmembers Morris and Puccinelli were willing to take the role.

Mayor Keener gave the assignment to Councilman Morris in first position and put Councilman Puccinelli as second.

Mayor Keener stated the worksheet had everyone being assigned to the Elko County Recreation Board. In the past, there had only been four assigned.

Councilwoman Simons volunteered to step down from that board.

IX. APPROPRIATION

IX.A. Review and possible approval of Warrants, and matters related thereto. FOR POSSIBLE ACTION

**** A motion was made by Council Member Morris, seconded by Council Member Puccinelli to approve the regular warrants, in the amount of \$526,000.95.**

The motion passed unanimously. (5-0)

IX.B. Review and possible approval of Utility Refunds, and matters related thereto. FOR POSSIBLE ACTION

**** A motion was made by Council Member Morris, seconded by Council Member Puccinelli to approve the utility refunds, in the amount of \$258.51.**

The motion passed unanimously. (5-0)

IX.C. Review and possible ratification of General Hand-Cut Checks, and matters related thereto. **FOR POSSIBLE ACTION**

**** A motion was made by Council Member Morris, seconded by Council Member Puccinelli to approve the general hand-cut checks, in the amount of \$598,182.28.**

The motion passed unanimously. (5-0)

IX.D. Review and possible approval of Print 'N Copy Warrants, and matters related thereto. **FOR POSSIBLE ACTION**

**** A motion was made by Council Member Morris, seconded by Council Member Simons to approve the Print 'N Copy warrants, in the amount of \$59.01.**

The motion passed. (4-0 Mayor Keener abstained.)

IX.E. Review, consideration, and possible action to award a bid for the City of Elko WRF Digester Improvements and Boiler Upgrade Project, and matters related thereto. **FOR POSSIBLE ACTION**

Council directed Staff to solicit bids for the WRF Digester Improvements and Boiler Upgrade Project on September 14, 2021. Bids were received on December 28^h and opened at 3:00 pm. S & S Mechanical was the lowest bid in the amount of \$646,000.00. There was a minor technical error in the bid item No.7 Unit Price written as \$9500.00. The unit price should have been \$19,000.00 to match the total cost written as \$19,000.00. This minor technical error did not change the total bid amount as it was written correctly. A Bid Tally Sheet has been provided. DJ

Dale Johnson, Utilities Director, explained the minor technical error. Legal weighed in on this and may have some comments. The project engineer was also present.

Dave Stanton said the Council does have the authority to waive minor technical error in bids. If Council is included to waive it, the motion should have some findings as part of it.

Mayor Keener asked about energy efficiency.

Mr. Johnson answered it is an energy efficient boiler. They will be removing two boilers and putting in one. The boiler will run off natural gas and/or digester gas.

Mayor Keener called for public comments without a response.

**** A motion was made by Council Member Simons, seconded by Council Member Stone to waive the minor technical error on item #7 for S & S Mechanical, noting it was a minor technical error that did not change to the total bid amount and did not give them a competitive edge.**

The motion passed unanimously. (5-0)

**** A motion was made by Council Member Simons, seconded by Council Member Stone to award the bid for the WRF Digester Improvements and Boiler Upgrade Project, in the amount of \$646,000 to S & S Mechanical.**

The motion passed unanimously. (5-0)

X. SUBDIVISION

X.A. Review, consideration, and possible action to conditionally approve Parcel Map No. 2-21, filed by Lynn and Penny Forsberg, for the proposed division of approximately 0.988 acres of property into 2 lots for residential development within the R (Single-Family and Multiple-Family Residential) Zoning District, and matters related thereto. **FOR POSSIBLE ACTION**

The subject property is located on the south side of Fairway Drive between Hannah Drive and Keppler Drive (APN 001-553-009). The Parcel Map includes a Modification of Standards for the width of Parcel 2, requiring City Council approval. The Planning Commission considered this item on January 4, 2022, and took action to forward a recommendation to conditionally approve Parcel Map 2-21. MR

Michele Rambo, Development Manager, explained the request. This lot was designated as a park when it was annexed into the City. We need to do a Master Plan amendment for this. They also need a modification of standards for lot #2. Staff felt the modification of standards was warranted due to the topography of the site. The parcel map complies with all other requirements. She recommended conditional approval.

**** A motion was made by Council Member Stone, seconded by Council Member Morris to conditionally approve Parcel Map No. 2-21, subject to the findings and conditions as recommended by the Planning Commission, with a modification of standards for parcel 2 to allow for a shorter than required lot width due to topography.**

The motion passed unanimously. (5-0)

XI. NEW BUSINESS

XI.A. Review, consideration, and possible action to fill a vacancy on the Elko City Planning Commission, and matters related thereto. **FOR POSSIBLE ACTION**

City Council accepted a Letter of Resignation at their November 23, 2021. Staff conducted the standard recruitment process and has received one (1) letter of interest to serve on the Planning Commission, copy of which is included in the packet.

Cathy Laughlin, City Planner, said the one letter of interest was included in the packet. She recommended approval.

Garrett Kamps, Elko, said he was excited to be on the Planning Commission.

Mayor Keener said it is easier for the board when there is only one applicant.

**** A motion was made by Council Member Stone, seconded by Council Member Puccinelli to appoint Garrett Kamps to fill the vacancy on the Elko Planning Commission with a term expiring on July 2024.**

The motion passed unanimously. (5-0)

XI.B. Review, consideration, and possible action to accept the 2022 Planning Commission Work Program, and matters related thereto. **FOR POSSIBLE ACTION**

The Planning Commission considered a draft 2022 Work Program at their meeting January 4, 2022. They took action to approve the Work Program and forward it to Council for acceptance. CL

Ms. Laughlin explained a copy of the Planning Commission 2022 Work Program was included in the packet. The Planning Commission recommended approval.

Mayor Keener noted the sign ordinance has been on there for a number of years. Has there been any progress on it?

Ms. Laughlin answered they received a scholarship grant to attend a sign ordinance school back in 2020 but it was canceled. It was also canceled in 2021. She hoped to be able to attend in 2022. She has reached out to an attorney that specializes in sign code and he will be helping in reviewing and changing the code.

Mayor Keener asked if this will include any code enforcement.

Ms. Laughlin answered no but she does work closely with the Code Enforcement Officer on other issues.

Councilman Stone asked about Master Plan revisions.

Ms. Laughlin answered the NRS allows cities to modify their Master Plans four times a year. We usually do one to two amendments a year.

**** A motion was made by Council Member Morris, seconded by Council Member Simons to accept the 2022 Planning Commission Work Program.**

The motion passed unanimously. (5-0)

XI.C. Review, consideration, and possible action to approve the Arts and Culture Board fundraising for the 2026 Sestercentennial Art Project utilizing the Flag Foundation and/or the Elko Art Foundation as fiscal agents, and matters related thereto. **FOR POSSIBLE ACTION**

The Arts and Culture Advisory Board would like to begin fundraising for the 2026 Sestercentennial Project. The project will be located near the existing flag on city owned property. SAW

Scott Wilkinson, Assistant City Manager, introduced Ms. Wines to present the project.

Catherine Wines, Arts and Culture Advisory Board, said the ACAB have done 3 projects commemorating times in our history; the World Trade Center memorial, the sagebrush and the boot project. She showed a picture of the project they are proposing (Exhibit "B"). They are proposing big metal letters similar to the Hollywood sign, but steel placed on a framework behind it. We are thinking of making the letters 26 feet tall since it will be 2026. She will donate her time for the project and hoped she could get other professionals to donate their time too. She asked for permission to move forward, to work with the Flag Foundation and raise some money for the project.

Jon Warrenbrock said the top of the flag is 5,280 feet, one-mile-high, by design.

Councilman Stone asked if this will face the highway or the City.

Ms. Wines answered the City. They will be in touch with NDOT to make sure there are no issues with the project. It will be big. It may be our Mt. Rushmore.

Jon Warrenbrock said the City pays for the power up there. LED lighting would be the most efficient form of lighting. There will be some additional costs to the City for this.

Councilman Stone asked what color it would be.

Ms. Wines answered she is looking at colors and hasn't decided yet. It will need to be highly visible. This is a concept right now.

Mayor Keener called for public comment without a response.

**** A motion was made by Council Member Stone, seconded by Council Member Morris to approve the Arts and Culture Advisory Board fundraising for the 2026 Sestercentennial Art Project utilizing the Flag Foundation and/or the Elko Art Foundation as fiscal agents.**

The motion passed unanimously. (5-0)

XI.D. Review, consideration, and possible approval to request appraisal proposals from the the three appraisers presented by Union Pacific Railroad, and matters related thereto. **FOR POSSIBLE ACTION**

An appraiser is to be jointly selected by the City of Elko and Union Pacific Railroad pursuant to the Appraisal Agreement dated November 1, 2021. Union Pacific has provided a list of their approved appraisers, which are all included on the City of Elko's Appraiser List. SAW

Scott Wilkinson, Assistant City Manager, asked UPRR if they had a preference for an appraiser. They sent us the three appraisers to choose from. If this is approved by City Council, we would reach out to all three and ask for proposals from all three. We believe three months would be adequate to get the work done. We will get the proposals back and look at that and verify with UP which one they believe would be adequate, Council would approve that, and then we move forward with the appraisal.

**** A motion was made by Council Member Simons, seconded by Council Member Puccinelli to approve the three appraisers presented by Union Pacific Railroad.**

The motion passed unanimously. (5-0)

XI.E. Review, consideration, and possible approval of a Reimbursement Agreement for Preliminary Engineering Services with the Union Pacific Railroad Company, for design of a pedestrian crossing along Hot Springs Road at the existing railroad tracks, and matters related thereto. **FOR POSSIBLE ACTION**

The City Engineering Department has been tasked with designing a pedestrian crossing across the railroad tracks at Hot Springs Road. The Union Pacific Railroad Company requires that all new construction be coordinated through their engineering consultant, per this reimbursement agreement. The estimated cost for this preliminary engineering design assistance is \$25,000. BT

Bob Thibault, Civil Engineer, said he did the design for the crossing but it is UPRR practice to include a designer that is more versed in these crossings. This will include travel for the consultants and meetings, reviews and revisions.

Mayor Keener asked what the driver was on this and he was told the UPRR has been on us to get it done for some time. With the humanitarian camp on Hot Springs Road, it has become more of a front burner issue. Also the new shop building that was just completed on STP road.

Curtis Calder, City Manager, said it is driven by the increase in pedestrian traffic there.

**** A motion was made by Council Member Morris, seconded by Council Member Simons to approve the Reimbursement Agreement for Preliminary Engineering Services with the Union Pacific Railroad Company.**

The motion passed unanimously. (5-0)

XI.F. Review, consideration, and possible approval of the Second Amendment to Agreement to Install Improvements and Provide Maintenance Guaranty with Copper Trails, LLC for Phase 2, Unit 1 of the Copper Trails Subdivision, and matters related thereto. **FOR POSSIBLE ACTION**

As required by Elko City Code 3-3-21, the City and Copper Trails, LLC entered into an agreement to install improvements for Phase 2, Unit 1 of the Copper Trails Subdivision on July 23, 2019. Section 1F of the Performance Agreement allows for a 12-month extension upon approval of the City Council. A six-month extension by means of a first amendment to the agreement was granted by the City at their July 13th meeting. The agreement, as amended, is now set to expire on January 23, 2022. Copper Trails, LLC has determined that they will not be able to complete the subdivision improvements before this expiration date and has requested another six-month extension, which would require a second amendment to the agreement.

Section 1F of the Performance Agreement outlines the requirements for the City Council to approve an extension. These include: 1) the developer has satisfactorily performed its duties under the agreement to date, 2) the developer has diligently and in good faith attempted to complete the work but has been unable to do so due to events beyond the developer's control, and 3) the Maintenance Guarantee has been provided to the City. MR

Michele Rambo, Development Manager, explained the original performance agreement was set to expire last July. He requested a 12-month extension and was given a 6-month extension.

Luke Fitzgerald, 2446 Crestview Drive, said they are done with the project other than some punchlist items. They have been diligently working to get things done. There have been a number of items that have happened out of his control over the last 2 years. He needs the 6-month extension because the punch list items cannot be completed until winter is over.

Councilman Puccinelli said he understands what is going on with materials because he is seeing it personally. He would rather see him finish this than have our guys go and do it.

Mayor Keener said he had no issue with continuing this for another 6 months.

Mr. Fitzgerald said he will be in front of Council for another project because a subcontractor could not finish his project. The last two years have been challenging. He never thought he would be here for the first extension and now for another one. Things happen and now its winter. He would love to say 6 months would be enough time but he can't guarantee that. He would love to meet with staff to find a way to make these agreements more developer friendly because he would hate to see projects and developers be shut down.

Mayor Keener thought that a working session would be good. A lot of this code is driven by state regulations but we do have flexibility on some items. He suggested a workshop.

Scott Wilkinson, Assistant City Manager, said the real issue is the expiration of the approvals in the NRS for the map approvals. You can get your map approved, but if you don't get your improvements completed in a timely manner, those approvals expire per the NRS.

Dennis Strickland, Public Works Director, said no one wants to see a construction project in the neighborhood for 5 years. The longer the project drags on the lower the integrity of the infrastructure.

Mr. Fitzgerald said as far as the integrity, the testing he is required to do is unbelievable. He understands the holdup for other developers but when that is not the case then why is it considered? He wasn't feeling like Council was trying to stop his progress but there are issues. Once winter hits, you are shut down.

**** A motion was made by Council Member Stone, seconded by Council Member Puccinelli to grant a 6-month extension from January 23rd, 2022, to Copper Trails LLC Subdivisions and approve the Second Amendment to the Performance Agreement included in the packet.**

The motion passed unanimously. (5-0)

XI.G. Review, consideration, and possible approval of a Transportation Services Agreement between SkyWest Airlines, Inc. and the City of Elko, and matters related thereto. **FOR POSSIBLE ACTION**

At the December 14, 2021 meeting, the City Council approved a consulting agreement between the City of Elko and Airplanners, LLC, for the purpose of providing air service management and development tasks on behalf of the City. As a result, the proposed Transportation Services Agreement is actively being negotiated and will be presented to the City Council upon its availability. CC

Curtis Calder, City Manager, requested the item be tabled.

**** A motion was made by Council Member Simons, seconded by Council Member Stone to table.**

The motion passed unanimously. (5-0)

XII. RESOLUTIONS AND ORDINANCES

XII.A. Review, consideration, and possible approval of Resolution No. 01-22, a Resolution and Order providing for the Elko City General Election to be held November 8, 2022, and matters related thereto. **FOR POSSIBLE ACTION**

The Elko City Council will have one (1) Mayor position and two (2) City Councilmember positions available for the election to be held November 8, 2022. The City Election shall be governed by and conducted in accordance with the Elko City Charter, Title 1 Chapter 5 of the Elko City Code, and all applicable laws of Nevada. Candidates for office may declare their candidacy at the Elko City Clerk's office March 7 – March 18, 2022. KW

Kelly Wooldridge, City Clerk, explained this starts off our election season. We will have 2 Councilmember positions and the Mayor position that will be on the ballot.

**** A motion was made by Council Member Simons, seconded by Council Member Morris to approve Resolution No. 1-22, providing for the Elko City General Election on November 8, 2022.**

The motion passed unanimously. (5-0)

XII.B. Review, consideration, and possible approval of Resolution No. 02-22, a Resolution determining the need exists to acquire the Motorola Solutions Flex Records Management Software for the Elko Police Department, and matters related thereto. **FOR POSSIBLE ACTION**

A copy of the proposed Resolution has been included in the agenda packet for review. CC

Curtis Calder, City Manager, explained this item is tied to the item in the consent agenda. One requirement in the agreement is to have the City Council approve a resolution.

**** A motion was made by Council Member Stone, seconded by Council Member Simons to approve Resolution No. 02-22.**

The motion passed unanimously. (5-0)

XIII. PETITIONS, APPEALS, AND COMMUNICATIONS

XIII.A. Review, consideration, and possible action on Curb, Gutter, and Sidewalk Waiver No. 2-21, filed by Karen Hernandez, requesting the City of Elko waive the requirement for curb, gutter, and sidewalk along the Carlin Court frontage adjacent to 698 S. 5th Street, and matters related thereto. **FOR POSSIBLE ACTION**

Per Elko City Code Section 8-21-3, public improvements are required on lots or parcels upon change of use. The applicant has purchased the property after being vacant for more than 12 months, eliminating any legal non-conforming status and creating a change of use. This change to the property has triggered the requirement to construct sidewalk along both frontages of the property. The applicant is requesting that the requirements be waived only on the Carlin Court frontage. Staff has reviewed the waiver request and recommends denial of the waiver for curb, gutter, and sidewalk as outlined in the attached memo. MR

Michele Rambo, Development Manager, said the applicant was unable to make it tonight and they requested the item be moved to the next meeting.

**** A motion was made by Council Member Simons, seconded by Council Member Stone to table.**

The motion passed unanimously. (5-0)

XIV. PUBLIC HEARING

XIV.A. Second reading, public hearing, and possible adoption of Ordinance No. 866, an ordinance adopting a change in zoning district boundaries from R to C – General Commercial for a portion of APN 001-560-003 and processed as Rezone 1-21, and matters related thereto.
FOR POSSIBLE ACTION

The Planning Commission held a public hearing on December 6, 2021, and took action to forward a recommendation to Council to adopt an ordinance, which approves the zoning district boundary amendment. City Council held the first reading of Ordinance No. 866 on December 14, 2021, and set the matter for second reading and public hearing. CL

Cathy Laughlin, City Planner, explained we changed our code to make modifications to zone amendments. This is the first one that we have gone through the entire new process of it being an ordinance. This is the second reading of Ordinance No. 866. This is for the McDonald's on Idaho Street. Their intent is to tear down the existing McDonald's and build a new one. The property is currently dual zoning. With the adoption of this ordinance, it will all be commercial.

Mayor Keener called for public comments without a response.

**** A motion was made by Council Member Stone, seconded by Council Member Puccinelli to conduct Second Reading, Public Hearing and adopt Ordinance No. 866.**

The motion passed unanimously. (5-0)

XIV.B. Second reading, public hearing, and possible adoption of Ordinance No. 867, an ordinance adopting a change in zoning district boundaries from GI to C – General Commercial for APN 001-335-001 and processed as Rezone 2-21, and matters related thereto, **FOR POSSIBLE ACTION**

The Planning Commission held a public hearing on December 6, 2021, and took action to forward a recommendation to Council to adopt an ordinance, which approves the zoning district boundary amendment. City Council held the first reading of Ordinance No. 867 on December 14, 2021, and set the matter for second reading and public hearing. CL

Ms. Laughlin explained this rezone is for the property on the corner of 2nd and Silver Street, formerly known as the Ruby Mountain Chiropractic office. This zone change will go from General Industrial to General Commercial. It will bring it into conformance with the Master Plan. She recommended approval.

Mayor Keener called for public comments without a response.

**** A motion was made by Council Member Morris, seconded by Council Member Simons to conduct the Second Reading, Public Hearing and adopt Ordinance No. 867.**

The motion passed unanimously. (5-0)

XV. REPORTS

XV.A. Mayor and City Council

Mayor Keener thanked Kelly Wooldridge for the reminder on the Financial Disclosures. Those are due on January 15, 2022. He reminded everyone that City Offices will be closed on Monday in observance of Martin Luther King Jr. Day.

Councilman Stone stated he has put a lot of thought and consideration as to running for office. He will be running and hoped to continue for another 4 years.

Mayor Keener said he was happy to hear that and hoped to keep the board in-tact.

Councilman Puccinelli said he hadn't thought much about it because he knew he was going to run for office.

XV.B. City Manager

Curtis Calder gave an update on the Animal Shelter. They do a lot of good work at the Shelter. They finished their statistics for 2021. They had a total intake of 1,369 animals but ten years ago that number was 3,000. That is a 54% reduction. That reduction directly relates to the Spay/Neuter Clinic that we established. Betty White passed away recently and there is a Betty White challenge circulating throughout social media to donate \$5 to an animal shelter of your choice in her name. The Animal Shelter and LASSO are accepting donations all of the time. We received more Cowboy Poetry posters that we are selling for LASSO. We actively work with animal rescue groups and a large number of animals get relocated out of our community. We should be pretty proud of the the numbers at the Shelter and all they do. It has taken 10 years to get here.

XV.C. Assistant City Manager

Scott Wilkinson said we have had one hotel sign the MOU regarding room rentals during cold weather emergencies. We have declared an emergency twice. They made 2 rooms available. The only issue was a key deposit.

Mayor Keener asked about the VA cemetery.

Mr. Wilkinson answered Cathy Laughlin has been in contact with them but there have been no recent communications with them moving that project forward.

XV.D. Utilities Director

Dale Johnson reported Mr. Shumway at Double Dice got in touch with him to let him know the parts are ordered and delivered. He plans to start construction in the next week or so. On December 23rd, we had another sewer back up at Kimberly Barris' home, 3505 Forest Court. In July 2020, we paid a claim to them for about \$12,500 for another backup. The guys handled this one better than they did the last one. The cause of this one was grease and wipes. Insurance has denied the claim and we should expect to have them come to council for payment.

Mayor Keener asked if they are the lowest property in that area.

Mr. Johnson answered they are kind of at the bottom of the line the way the line Tee's off. The hospital second source design should be complete around April and then ready to go to bid. They have signed agreements for the Errecart Water Line and Mass Grading and the Elko Mountain Water Tank and Booster Station. We should have another PSA signed by the end of the week for Cattle Drive.

XV.E. Public Works

Dennis Strickland reported the guys worked their butts off for an 8 to 9-day period. Kelly Wooldrodge was able to get the Snow Removal policy up on the website and hopefully everyone is familiar with it now. When we get storm after storm like that, we work on the main roads and then start over on the main roads. We do not want to lose those main roads. He thought the guys did a good job.

XV.F. Airport Manager

Mayor Keener asked if we ended up having 9 flights scrubbed.

Jim Foster answered we had 57 scheduled flights and 51 that were actually there. Many of the issues were due to weather.

Mayor Keener asked about the restaurant.

Mr. Foster answered they are doing well. He spoke with them this morning and he was told he would be pleased with their progress. They will be receiving the first financial report from them soon. It will be a good judge to where they are at. They are on Facebook but it is a very simple page.

XV.G. City Attorney

Dave Stanton said he has been on the board of directors for CADV for many years. There have been some changes over the last few months to include replacing the executive director. He wanted to recognize Jason Pepper, who is also on the board, with how he has taken his own time to take care of some things that were needed until they found a new executive director. He is passionate about his community and the people he serves. He also gave a shout out to the leadership of the Police Department and Chief Trouten because without his leadership, support and direction, that may not have happened. The organization continues to function and they look forward to a much more stable year.

XV.H. Fire Chief

Chief Snyder said the new ladder truck arrived right before Christmas. They hope to have it in service in February. They are working on getting information out to the public via social media about space heaters and other fire safety issues.

XV.I. Police Chief

Chief Trouten thanked Dave Stanton for his kind words and said Jason Pepper is finishing up the last grant for CADV. They learned of a program yesterday that they have to submit a letter of intent by the end of the week. Its for a grant for three years without a match that will provide tablets, training, connectivity and through the tablets, mental health resources via telehealth. It is a much needed project. There is hope that the State will step in when the grant expires. If not, perhaps they will just discontinue the program.

XV.J. City Clerk

Kelly Wooldridge reminded Council about their financial disclosures. Diann Byington will be sending out instructions on how to load Agenda To Go to their iPads.

XV.K. City Planner

No report.

XV.L. Development Manager

Michele Rambo went over the Code Enforcement Report. They received 19 complaints between September and December. For the whole year they have received 105 complaints. They currently have 33 active cases, 16 being monitored and 56 that have been closed.

XV.M. Financial Services Director

Jan Baum reported the final rule for ARPA came on Thursday morning January 6. They have been busy reading that rule. They received 18 applications for a little over \$8.1 million and they have been reviewing them. One application was withdrawn. Our first reporting will be due April 30th. The final rule, as well as the overview of the final rule, are both available on the website under the ARPA tab.

XV.N. Parks and Recreation Director

James Wiley reported at the snobowl, they were able to open with the tow rope only. The wind blew and we have some bare spots now. The crew is trying to spread out the snow so they can open up the lift. The pool will be closed down tomorrow until next Tuesday because they will be replacing the bathroom stall walls.

XV.O. Civil Engineer

No report.

XV.P. Building Official

Mayor Keener asked there was a bunch of permit returns to Beck Construction in the warrants. What was that about?

Jeff Ford said he wasn't sure but he thinks they are scaling back.

Mayor Keener said Tuesday is his turn to do the radio show but he would not be available. He asked if someone would do it for him.

Councilman Puccinelli was asked to do it since he has not done it yet.

Councilwoman Simons said she would do it with him if he wanted.

XVI. COMMENTS BY THE GENERAL PUBLIC

Pursuant to N.R.S. 241, this time is devoted to comments by the public, if any, and discussion of those comments. No action may be taken upon a matter raised under this item on the agenda until the matter itself has been specifically included on a successive agenda and identified as an item for possible action. ACTION WILL NOT BE TAKEN

There were no public comments.

There being no further business, Mayor Reece Keener adjourned the meeting.

Mayor Reece Keener

Kelly Wooldridge, City Clerk

Public Comment to Elko City Council – January 11, 2021

Happy New Year, Mr. Mayor and Council Members –

My name is Lee Hoffman and my address is 1085 Barrington Ave., Elko.

Lynne and I thank you for being willing to serve in these difficult times. In the interest of brevity, we decided not to let her talk. You have had to make many tough decisions over the last couple of years, and you are not done yet.

It is easy focus close to home when deliberating but please, be alert and aware of a much larger circle of influences and events. The importance of these pressures is huge. In a brief public comment, I cannot cover the many issues.

So, instead of listening to me, please read The Real Anthony Fauci a well-documented book by Robert F. Kennedy, Jr.

It's a tough read but you can listen to the audio book version. Be sure to get it before it is banned.

It lays out the way in which money – grants, etc. are used to control international, national and local agencies. Yes, the very grants which promise us goodies – fire trucks, roads, buildings, and so on, are used to control us – to make us dependent – to stifle dissent.

The book also describes many 'tabletop' exercises that have been done to plan the Constitution-busting, power-grabbing steps that have been taken by our government, our national institutions, big pharma, and big tech. As a CIA officer said, "Getting all of these thousands of public health and law enforcement officials to participate in blowing up the US Bill of Rights in these exercises, you basically have obtained their prior sign-off on torpedoing the Constitution to overthrow its democracy.... The CIA has spent decades studying exactly how to control large populations using these sorts of techniques."

We are in a fight to save our free society. But it is a stealth war, and they don't want us to be aware of it. You, our local government, are our first and last line of defense. I know there are limits on your authority, but please be judicious and aware in all of your decisions on our behalf. Don't submit quietly to the authoritarians who seek total control.

Local control, local government, government closest to the people is the best.

As a final comment, "Follow the science", they say. "The vaccine will protect you", they say. Yet according to our own dashboard, 67 out of 198 of the new cases in Elko County are fully vaccinated. So approximately 1/3 of Elko County's population is fully vaccinated and 1/3 of the new cases are vaccinated – that doesn't show much protection. How's that for science?

Exhibit "A"



We the People...

R6STUDIO