

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

SS October 10, 2017

The City Council of the City of Elko, State of Nevada met for a regular meeting beginning at 4:00 p.m., Tuesday, October 10, 2017.

Before the meeting started, Mayor Pro Tem Rice spoke about the tragedy that occurred in Las Vegas, NV over the last weekend. He asked for a moment to reflect about how we can make positive changes in our world and asked God to bless us all.

This meeting was called to order by Mayor Pro Tempore Rice.

ROLL CALL

Council Present: Councilman John Rice
Councilwoman Mandy Simons
Councilman Robert Schmidlein
Councilman Reece Keener

Council Absent: Chris J. Johnson

City Staff Present: Curtis Calder, City Manager
Ryan Limberg, Utilities Director
Candi Quilici, Accounting Manager
Cathy Laughlin, City Planner
Ben Reed Jr., Police Chief
James Wiley, Parks and Recreation Director
Jeremy Draper, Development Manager
Bob Thibault, Civil Engineer
Jeff Ford, Building Official
Matt Griego, Fire Chief
Jack Snyder, Deputy Fire Chief
James Foster, Airport Manager
Dale Johnson, Water Superintendent
Dennis Strickland, Public Works Director
Dave Stanton, City Attorney
Diann Byington, Recording Secretary

PLEDGE OF ALLEGIANCE

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.

APPROVAL OF MINUTES: September 26, 2017

Regular Session

The minutes were approved by general consent.

I. PRESENTATIONS

- A. A presentation by the Mayor in recognition of the month of October as Breast Cancer Awareness Month, and matters related thereto. **INFORMATION ONLY – NON ACTION ITEM**

Mayor Pro Tem Rice read the Proclamation.

II. PERSONNEL

- A. Employee Introductions:

- 1.) Aldun Tybo, Laborer, Water/Sewer Department

Present and introduced.

III. APPROPRIATIONS

- B. Review, consideration, and possible award of, or authorization to rebid, the demolition of the former Police Station, or possible authorization to rebid, and matters related thereto. **FOR POSSIBLE ACTION**

At the March 28, 2017 Council meeting, Council authorized Staff to seek bids for the demolition of the former Police Station. Bids were opened for the project on Friday, October 6, 2017. A bid tab will be provided at the meeting. JD

Councilman Schmidlein disclosed his partners in Canyon Construction are owners of Great Basin Engineering Contractors. Great Basin Engineering Contractors submitted a bid on this project. He recused himself.

Jeremy Draper, Development Manager, explained we received three bids. The lowest bidder, Olcese Construction, had several items missing from their bid and they had to determine it was an incomplete bid. He recommended award to Q & D Construction in the amount of \$169,000 and they would like to include the three alternates for an additional \$4,695, for a total of \$173,695.

**** A motion was made by Councilwoman Simons, seconded by Councilman Keener, to award the bid for the demolition of the Former Police Station to Q & D Construction in the amount of \$169,000, with the addition of the three alternates for another \$4,695.**

The motion passed. (3-0 Councilman Schmidlein abstained.)

II. PERSONNEL (Cont.)

B. Fire Department Badge Pinning by Fire Chief Matt Griego

- 1.) Jack Snyder III, Deputy Fire Chief, Fire Department
- 2.) Joel Finley, Driver Operator I, Fire Department

Chief Griego introduced the firefighters and asked them come up to the front with family members to pin the new badges on their uniforms.

Councilman Schmidlein administered the oath.

Jack Snyder, Deputy Fire Chief, said it has been a pleasure to serve the Elko City Fire Department. Thank you for the opportunity and he hopes to keep serving the Fire Department for many years to come.

Joel Finley, Driver Operator I, said he is a 3rd generation firefighter. He will strive to do everything he can to make the Finley family and the City of Elko proud.

IV. NEW BUSINESS

- A. Review, consideration, and possible acceptance of a Deed of Dedication for a utility easement across a portion of land owned by the City of Elko identified as APN 001-01R-001, and matters related thereto. **FOR POSSIBLE ACTION**

The City of Elko recently entered into a license agreement with WANRack to allow them to install a new fiber optic line to serve the Elko County School District. As part of their identified route they will be crossing the Humboldt River which will require an easement be granted by the City of Elko. JD

Jeremy Draper, Development Manager, explained the easement will run from S. 9th/Lyon across the river through the property the City owns to the pedestrian bridge.

Councilwoman Simons asked if this goes under the river.

Mr. Draper answered yes.

Councilwoman Simons asked if they will have to wait to do it like we had to.

Mr. Draper answered no because the flows don't affect what they are doing. They reached out to NDEP to see if they needed any permits from them. They don't need an NDEP permit but they do have a railroad permit to be boring underneath the railroad.

**** A motion was made by Councilman Keener, seconded by Councilwoman Simons, to accept the Deed of Dedication for a utility easement as described in Exhibit A and shown on Exhibit B, on a parcel of land owned by the City of Elko, identified as APN: 001-01R-001.**

The motion passed unanimously. (4-0)

- B. Review, consideration, and possible approval to terminate Highway Agreement P321-16-063 related to the proposed HARP Trail Extension, and matters related thereto. **FOR POSSIBLE ACTION**

At its meeting on June 14, 2016, Council approved the City entering into Highway Agreement P321-16-063 for TAP grant funding of the project in amount of \$238,632. The total cost of the project was estimated at \$251,192. The proposed project, as submitted in the application, included an extension of the pathway from the west side of the 12th Street Bridge extending east for a distance of approximately 1,500 feet to Opal Drive. Several concerns have recently been identified that were not factored into the initial application. The concerns are as follows:

1. Consideration of increasing the elevation of the existing path on the east end of the HARP Trail to eliminate a low point in the south side dike. This would require extensive reconstruction of the existing pathway and sidewalk including related costs that were not factored into the cost estimate.
2. The original estimate was based on a site visit and could be underestimated requiring the City to fund more than anticipated. Funding the Sports Complex is a priority and additional funding has not been budgeted.
3. Recent TAP projects have seen bids sustainably higher than estimates.

The agreement can be terminated by mutual consent of both parties, without cause, under Article III section 12 of the agreement. SAW

James Wiley, Parks and Recreation Director, explained the action item makes the reasoning clear. It comes down to things we have learned since this year's flooding and the budget. We need to get a better defined budget. He recommended terminating this agreement and reevaluate the project.

Councilman Schmidlein asked if they will reevaluate and reapply for TAP funding. (Yes)

Councilman Keener said he was onboard with this but he was worried that we may lose cred with the state. Will this hurt us going forward?

Mr. Wiley answered he wasn't sure but this is the smarter route.

Curtis Calder, City Manager, added on the Flagview project we ended up funding that project 100% despite the fact that NDOT had issued a notice to proceed. Because of that we did write a letter to NDOT because we feel we are due reimbursement. If those funds came back into the budget we could move forward with a project like this.

**** A motion was made by Councilman Schmidlein, seconded by Councilman Keener, to terminate Highway Agreement P231-16-063, related to the proposed HARP Trail Extension.**

The motion passed unanimously. (4-0)

V. RESOLUTIONS AND ORDINANCES

- A. Review, consideration, and possible approval of Resolution No. 32-17, adding fees for Disinterment Services provided at the Elko City Cemetery, and matters related thereto. **FOR POSSIBLE ACTION**

During a recent review of adopted cemetery fees Staff discovered that rates specific to disinterment services were not identified within the current fee schedule. At this time, Staff is recommending these rates be included in Resolution 15-14 for Council approval. JW

Mr. Wiley explained the resolution passed in 2014 and the proposed changes were included in the packet. Disinterment Services are rare. We have always charged twice the regular fee but this has never been included in our fees. There is a chance this will be coming up in the near future so we needed to address this now. He has compared fees across the area and the fees for this service are all over the board. You don't always know what you are getting into with a disinterment. He has landed with the fees somewhere in the middle. He went over the fees and recommended approval.

Councilman Keener asked if he was confident that we are covering our costs.

Mr. Wiley answered we are covering our costs and then some. One thing we can look into is wintertime services which require more work.

**** A motion was made by Councilwoman Simons, seconded by Councilman Keener, to approve Resolution No. 32-17, adding the fees for disinterment services provided by the Elko City Cemetery.**

The motion passed unanimously. (4-0)

III. APPROPRIATIONS

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

Councilman Schmidlein asked about the Humboldt Wildlife Management payment under Airport. Is that the standard where they have their trapper renew his fees?

James Foster, Airport Manager, said that was for the staff training that they have annually required by the FAA.

**** A motion was made by Councilman Schmidlein, seconded by Councilman Keener, to approve the warrants.**

The motion passed unanimously. (4-0)

VI. REPORTS

- A. Mayor and City Council

Councilman Keener felt it is sad for the taxpayers when we a non-responsive bidder that is so much less than the next higher successful bidder. Do we go through this at the pre-bid meetings? Jeremy Draper answered yes but when the bid was submitted he missed several of the forms. Councilman Rice wondered if the instructions are clear and they are still missing the details, what they might be missing in the project. Dennis Strickland said we don't see it very often on Public Works projects because those contractors know the process.

- B. City Manager

Curtis Calder reported on the meeting with SkyWest. It went well and they are happy with the route. They want us to work with them on marketing campaigns.

- C. Assistant City Manager

- D. Utilities Director

- E. Public Works

- F. Airport Manager

- G. City Attorney

- H. Fire Chief

Chief Griego reported on the fire prevention picnic. Great weather and attendance.

- I. Police Chief

Ben Reed reported the morning after the incident in Las Vegas, they prepared a response plan for the Police Department for such an incident. He was prepared to send officers to Vegas but by the time they were going to dispatch the officers they were given the stand-down from Las Vegas Metro. Councilman Keener asked what is going on downtown. Chief Reed answered they have seen some things happening that we don't normally see such as a vehicle blocking Idaho Street because the driver was intoxicated. He spoke

more on the issues he has seen downtown. Councilman Schmidlein asked about a smoking lounge that was mentioned in the Chief's bar report email. Chief Reed answered it is a hookah lounge called Smokey Vibes and not a liquor license. The Officers have been finding minors in there after curfew and the owners have been warned that they could get charged with contributing to the delinquency of a juvenile. Chief Reed also reported on the Homecoming Parade.

- J. City Clerk
- K. City Planner
- L. Development Manager
- M. Administrative Services Director
- N. Parks and Recreation Director

James Wiley reported on the status of the Recreation Department. They had a coordinator leave the department and they have an offer out to fill it. They also have an employee retiring and they have filled that position and he is training to take over.

- O. Civil Engineer

Councilman Keener asked how the trenching is going on Commercial Street for the Tower Project.

Bob Thibault said the electrical phase of the work is well underway. They have just about completed the main run that will replace the overhead lines for NV Energy. After that will be some shallower trenches for City improvements. That should be wrapping up at the end of the month. The tower is under construction at the shop in the Salt Lake area. It should be headed this way around mid-November.

- P. Building Official

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Rob Finley, 1162 4th Street, asked about the large fire going through California.

Chief Griego said that fire is wind driven and has restricted the firefighting efforts. They have evacuated the neighboring areas. The City of Elko looks at this. They meet every year with all of the partners from the federal, state and local agencies and we look at the conditions of the area for the upcoming year. We have a meeting prior to the fire season to discuss how we are going to handle these fires.

There being no further business, Mayor Pro Tempore Rice adjourned the meeting.

Mayor Pro Tempore John Rice

Shanell Owen, City Clerk