

**THE HONORABLE CITY COUNCIL OF THE CITY OF LOVELOCK MET IN REGULAR SESSION ON AUGUST 17, 2010 AT THE LOVELOCK CITY HALL AT 7:00 P.M.**

|          |                         |                 |
|----------|-------------------------|-----------------|
| Present: | Mayor                   | Mike Giles      |
|          | Council members         | Tom Donaldson   |
|          |                         | Pat Rowe        |
|          | City Clerk              | Lisa Booth      |
|          | Police Chief            | Michael Mancebo |
|          | Legal Counsel           | Kent Maher      |
| Absent:  | Council member          | Dan Murphy      |
|          | Public Works Supervisor | Joe Crim        |

Visitors: Sheri Crim, Mike Mitchell, Kevin Monsey, Dora Wren, Patty Goldsworthy, Rudy Herndon, Senator John Lee, Tom Stoker, Wendy Butler, Jeff Munk and Pam Munk.

Mayor Giles called the meeting to order at 7:00 p.m.

**APPROVAL / CORRECTION OF MINUTES:**

Councilman Rowe moved to approve the August 3, 2010 regular meeting minutes with the corrected typographical errors as noted.

Motion carried unanimously

**PUBLIC AND PERSONAL COMMUNICATIONS / CORRESPONDENCE:**

Kevin Monsey of Mitchell Management said replacement of the windows for the Pershing County School District will not be completed by the time school starts because of a slow start in awarding the bid. Monsey wants to work from 4:00 p.m. to midnight during the week of August 30, 2010. The nearest residence is about 160 feet away; they intend to inform the two affected residences of the reason why and how long to expect the construction to continue. The City requested the nearby residents be kept informed.

Mayor Giles introduced Senator John Lee from Clark County. Giles said Lee's presentation at the Nevada League of Cities meeting last week was very informative and invited Lee to speak to the Council. Lee gave a brief overview on what the State government plans to help with the current financial crisis. Lee said he is on the committee that oversees government affairs and encouraged local officials to get involved with the State legislature and bring attention to the problems and financial needs of the smaller rural communities. Lee stated he will be at the Pershing County Commission meeting tomorrow to give the same presentation.

There were no other public or personal communications or correspondence.

**BUSINESS IMPACT DETERMINATION:**

The Council reviewed and considered the probable effect that each agenda item for this meeting could have on a "business" as defined by statute. Councilman Donaldson moved to make a finding that no item on this meeting agenda appears to impose a direct and significant economic burden on a business or directly restricts the formation, operation or expansion of a business.

Motion carried unanimously

**DELINQUENT SEWER AND DISPOSAL ACCOUNTS-ADJUSTMENTS:**

City Clerk Booth gave a brief update of the status of delinquent accounts.

The Council directed Staff to continue with delinquent account protocol.

**CONTINUED NUISANCE COMPLAINT HEARING TO DETERMINE IF THE EXISTING CONDITION OF THE PROPERTY LOCATED AT 825 W. BROADWAY AVE. CONSTITUTES A MENACE TO PUBLIC SAFETY, HEALTH OR WELFARE/ORDER TO REPAIR, ABATE OR REMOVE THE CONDITION CONSTITUTING A MENACE:**

City Clerk Booth stated she received an e-mail from the property owner, Steven Ripley, saying the property has been sold to a local business owner and the new owner plans to demolish the building and clear the lot within a month. A copy of the demolition ordinance was been delivered to the new owner today.

This item is to be put on the September 21, 2010 agenda for review.

**CITY SPONSORED CONTEST FOR SIGN DESIGN AT AMHERST PARK:**

Mayor Giles suggested having a contest for a sign design at Amherst Park. Giles said he would like to keep it along the same lines as the existing City of Lovelock laser cut metal signs at the freeway exit onto Main Street.

The Council discussed running an ad in the Lovelock Review Miner for the month of September, contacting Debbie Zoback, Art Director at Pershing School District, for assistance, and awarding a \$100 bond to the winner.

Councilman Rowe moved to approve City sponsorship of sign design contest for Amherst Park, advertise the contest in the local paper for a one month period and award a \$100 (one hundred dollar) bond to the contest winner.

Motion carried unanimously

**NEVADA ALCOHOL BEVERAGE AWARENESS PROGRAM ADOPTION:**

Mayor Giles reviewed draft Resolution 2010-04 which, if adopted, will impose the State of Nevada Alcohol Beverage Awareness Program provisions relating to education and certification of persons who sell and serve alcoholic beverages, or persons who perform the duties of a security guard, on establishments (as defined in NRS 369.620) within the jurisdiction of the City of Lovelock. Giles said there is a free two hour class offered through Frontier Community Coalition and he is in agreement with adopting the program as long as there is no additional cost to local liquor license holders.

Councilman Donaldson moved to adopt Resolution 2010-04, to impose the State of Nevada Alcohol Beverage Awareness Program provisions pursuant to NRS 369.600 to 369.635, inclusive, within the jurisdiction of the City of Lovelock.

Motion carried unanimously

The Council directed Staff to check with Frontier Community Coalition and find out who has to attend the classes, and to send letters to all liquor license holders advising them that all sellers, servers, and security guards must attend an Alcohol Beverage Awareness Class and present certification prior to renewing their 2011 license.

**ENERGY EFFICIENCY CONSERVATION BLOCK GRANT (EECBG) PROGRAM GUIDELINES FOR MANAGEMENT AND DISPOSAL OF UNIVERSAL WASTES:**

Mayor Giles reviewed draft Resolution 2010-05 which, if adopted, will provide a policy and procedures for dealing with the disposal of specific hazardous wastes, sometimes termed "universal wastes" (such as batteries and fluorescent lamps).

Legal Counsel Maher explained that when the City accepted the EECBG grant, the City agreed to follow the program guidelines already established, including having a policy for dealing with disposal of universal wastes.

Councilman Donaldson moved to adopt Resolution 2010-05 dealing with policy and procedures for managing and disposing of universal wastes.

Motion carried unanimously

**ANIMAL CONTROL FACILITY BOARDING FEES, SCHEDULES, POLICIES AND PROCEDURES/ REPORT-UPDATE ON ANIMAL CONTROL FACILITY, DEPARTMENT AND PERSONNEL/ANIMAL CONTROL FACILITY REPAIRS, IMPROVEMENTS, EQUIPMENT AND VEHICLE:**

Animal Control Officer Sheri Crim reported she researched costs charged by other entities for boarding; the highest price is \$20 per day and the lowest is \$14 per day. Crim proposed the City charge \$10 per day for one dog, \$15 per day for two dogs, and \$20 per day for three or more dogs. Crim also presented a boarding liability waiver form for review by Legal Counsel Maher. Maher suggested the City adopt an ordinance to impose the fees for boarding and then formally adopt a fee schedule resolution.

Police Chief Mancebo asked if while waiting for adoption of a boarding policy, the Animal Control Facility could accept donations for providing the services. The Council suggested making sure everything is in order and start boarding after formal adoption of fees and rules.

Legal Counsel Maher said a review of the dog ordinance should be done to determine if it can be amended or if a new ordinance is necessary.

**REPORT-UPDATE ON ENGINEERING, PROJECT DESIGN, PROPOSED CONSTRUCTION AND COSTS FOR INSTALLATION OF WASTEWATER TREATMENT PLANT EXPANSION-MEADOWS LANE LIFT STATION REHABILITATION-FRANKLIN AND 17<sup>TH</sup> STREET BRIDGE PROJECTS/ POSSIBLE APPROVAL OF PROCEEDING WITH PROJECTS CONSTRUCTION AND OBTAINING BIDS TO UNDERTAKE PROJECTS WORK AND SERVICES/AUTHORIZATION TO OBTAIN AND EXPEND FUNDS FOR WORK OR SERVICES RELATED TO THE PROJECTS AND ACCEPTANCE OR APPROVAL OF AGREEMENTS, AMENDMENTS AND FUNDING DOCUMENTS:**

Shaw Engineering representative Dora Wren distributed a handout update on the four projects from Engineer Dave Kitchen: Franklin/Grinnell Bridge is ready to bid pending City approval; WWTP Mechanical Screen is ready to bid; Meadow Lane Lift Station plans and specifications have been submitted to USDA for review; and, the Public Works Shop Building plans have been submitted to USDA for review, and will be bid concurrently with the WWTP Mechanical Screen as soon as USDA approves the plans. Wren reported the City is still on schedule to close interim financing on August 19, 2010.

**BUSINESS LICENSES / BUILDING PERMITS:**

The Council reviewed the following building permits:

New Life Fellowship – 1165 Elmhurst Ave. – Re-roof

The Council reviewed the following business licenses:

Royal Hotel, Inc. – Rajvinder Singh – motel units (change of ownership)

Capital Glass, Inc. – glass, glazing & weatherization

The Council reviewed the special event liquor license application from the Pershing County Chukars Unlimited annual dinner raffle/auction on September 18, 2010 at the Community

Center. Councilman Donaldson moved to approve the special events liquor license, waive the license fees, and require all bartenders to attend an Alcohol Beverage Awareness class prior to the event.

Motion carried unanimously

There were no other building permits or business licenses for review.

**PROCLAMATIONS AND AWARDS:**

There were no proclamations or awards.

**STAFF-COUNCIL REPORTS AND PROPOSALS:**

Mayor Giles attended the CDBG annual meeting last Wednesday, due to Police Clerk Laura Richardson being unable to attend, in compliance with CDBG grant rules. Giles said the next meeting will be August 26, 2010 and Richardson will be attending. Giles attended the Nevada League of Cities (NLC) Conference, which was well attended. Giles said the general theme of the conference was cities and counties are going to have to band together for the next legislative session due to big budget problems. Giles feels this session is going to shape the future of Nevada. The next NLC session is in October. Giles stated the energy grant was amended and approved to include the downtown lights. Giles said County Commission Chairman Roger Mancebo asked the Council to meet with the Commission in a special joint meeting on September 1, 2010 at 4:00 p.m. to discuss the Lovelock Meadows Water District backflow policy. Giles introduced Patty Goldsworthy, interim CEO at Pershing General Hospital, and invited her to seek City assistance if appropriate.

Councilman Rowe attended: (i) the NLC meeting, it was informative and enjoyable; (ii) the Frontier Coalition meeting; and, (iii) the WNDD and the Western Nevada Home Consortium on August 10, 2010 in Fernley, which dealt primarily with year-end reports. Rowe reported there are funds available for Pershing County for social services programs.

Legal Counsel Maher said he has testified before a committee chaired by Senator Bob Lee regarding home rule. Maher urged the Mayor and Council to keep in contact with the senators and representatives for this area to discuss the local impact of various issues.

City Clerk Booth reported Kafoury, Armstrong & Company is here through August 27 for the annual audit work of the Lovelock Meadows Water District and the City.

**VOUCHERS / PAYROLL:**

Councilman Rowe moved to approve vouchers and payroll through number 37213.

Motion carried unanimously

There being no further business the meeting was adjourned at 8:36 p.m. until the next scheduled City Council meeting on September 7, 2010 at 7:00 p.m.

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Michael R. Giles, Mayor

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Lisa Booth, City Clerk