

**THE HONORABLE CITY COUNCIL OF THE CITY OF LOVELOCK MET IN REGULAR SESSION ON MARCH 17, 2020 AT THE LOVELOCK CITY HALL AT 7:00 P.M.**

Present:

Mayor	Mike Giles
Council members	Dan Murphy
	Pat Rowe
	Starlin Gentry
City Clerk	Lisa Booth
Police Chief	Michael Mancebo
Public Works Director	Joe Crim
Legal Counsel	Kent Maher

Guests: Jared Roberts (Kimbly-Horn - via teleconference), Bryce Christensen (Kimbly-Horn - via teleconference), Robert Kennerson and Jonathan Reynolds.

**PUBLIC COMMENT-PERSONAL COMMUNICATION-CORRESPONDENCE:**

Mayor Giles said the City received: (i) a letter from the Department of the Interior regarding Coeur POA11; and, (ii) a copy of the State of Nevada Annual Financial Report.

**MINUTES REVIEW-APPROVAL:**

Council member Rowe moved to approve the minutes of the February 18, 2020 regular City Council meeting and the February 27, 2020 special joint City/County meeting as presented.

Motion carried unanimously.

**BUSINESS IMPACT DETERMINATION:**

After review and consideration of the probable effect that each agenda item for this meeting could have on a "business" as defined by statute, Council member Murphy 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 restrict the formation, operation or expansion of a business.

Motion carried unanimously.

**SEWER-DISPOSAL ACCOUNT DELINQUENCIES / ADJUSTMENTS / REFUNDS:**

City Clerk Booth presented and reviewed the delinquent account list and requested approval to apply deposit balances to various accounts as listed.

Council member Rowe moved to approve applying the deposit balances to the accounts as presented.

Motion carried unanimously.

**PUBLIC HEARING-ORDINANCE ADOPTION / VOLUNTARY ANNEXATION / CORNELL AVENUE-DARTMOUTH AVENUE AREA / PERSHING COUNTY APNS 007-181-05, -09, -10, -12, -13 AND -18:**

Mayor Giles called for public comment. There were no comments from the public.

Giles noted that if the annexation proposal was approved, the ordinance will be in effect in mid-April.

Council member Rowe moved to adopt the ordinance as presented.

Motion carried unanimously.

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**PROPOSAL TO CONVERT SEVEN REGULAR PARKING STALLS TO THREE ELECTRIC (EV) CHARGING STATION STALLS IN THE SAFEWAY PARKING LOT:**

The Mayor and Council briefly discussed the history of the project proposal and plans previously submitted by Kimbly-Horn.

Jared Roberts and Bryce Christianson from Kimbly-Horn joined the meeting via teleconference. Mayor Giles explained after the Council discussed the matter at an earlier meeting, it was referred to staff to obtain additional information. Giles noted that the number of parking spaces at the Safeway store is substantially less than required by code, but the store predates the code and is exempt from the code minimum requirements; however, the Council and staff are concerned that a further reduction in the number of regular parking spaces will have an adverse impact on the already limited store parking. Another concern is for traffic safety because the proposed fence around the installed electrical facilities will create a visual obstruction for vehicles entering the intersection of Western Avenue and Dartmouth Avenue-Central Avenue. Public Works Director Crim suggested moving the charging stations to a location on the side of the store parking lot bordering the rear of the Covered Wagon Motel. There will be no loss of parking spaces and no vision problems for drivers.

Jared Roberts said he understands the concerns with the current plan and will address the concerns and the proposal for a different location with Electrify America (the owner of the electric parking stalls). Giles said the project proposals and details can be worked out between Kimbly-Horn and City staff without the need to come back to the Council.

No action was taken.

**TRANSIENT LODGING TAX (ROOM TAX) EXEMPTION REQUEST / 1335 CORNELL AVE:**

Property owner Robert Kennerson proposed to exempt three of the four rooms at the motel property at 1335 Cornell from the room tax so they can be rented as apartments. Kennerson said a similar situation was approved for the Lovelock Nugget. Kennerson reported he has people wanting to rent the rooms at 1335 Cornell, but they do not want to rent when they learn of the room tax. Legal Counsel Maher noted the room tax is a pass-through tax and the tax payments can be refunded to the tenant after nine months has elapsed since payment.

Council member Murphy commented he has a hard time approving an exemption when there is the ability of the taxpayer to recoup the taxes paid. Murphy believes the City will arbitrarily be “picking and choosing” if an exemption is made.

Council member Murphy moved to deny the Kennerson request for an exemption from payment of the room tax.

Motion carried unanimously.

**ABANDONMENT OF 9TH STREET BETWEEN CORNELL AVE. AND DARTMOUTH AVE.:**

Mayor Giles noted that the question of possibly abandoning 9th Street between Cornell Avenue and Dartmouth Avenue was brought up by the County at the joint City-County meeting in February as part of the County consideration in acquiring (for detention facility expansion purposes) the property across the street from the existing County detention facility. Giles remarked that particular section of 9th Street is very busy because it is a primary route for members of the public to access the Safeway store. Also, there are a significant number of utilities that are in the street. After discussion, it was the consensus that the City does not want to formally consider the idea of abandoning 9th Street between Cornell Avenue and Dartmouth Avenue.

No action was taken.

**RULES-POLICIES FOR PLACEMENT-USE OF RV TRAVEL TRAILERS ON RESIDENTIAL LOTS AS AN ACCESSORY USE FOR LIVING QUARTERS:**

Police Chief Mancebo reported it appears there may still be two RV's being lived in within the City limits. The matter was referred to staff.

No action was taken.

**PROPOSALS TO ESTABLISH RULES-POLICIES FOR KEEPING OF ANIMALS WITH THE CITY FOR SPECIAL NEEDS OR OTHER ALLOWED PURPOSES:**

No action was taken.

**BROWNFIELDS GRANT PROJECT:**

Mayor Giles reported he spoke with ASC Risk Management and was informed once the City has the owner's permission to enter the only remaining commercial building on the portion of Main Street affected by the recent fire, ASC is willing to have an engineer inspect the property for structural and safety issues. Giles will be working with Legal Counsel Maher to draft a letter to the owner of the property. A reuse plan has been proposed for the downtown area around the fire damaged property and is currently posted on the Brownfields website. An assessment was made on 1380 Dartmouth for possible inclusion in the grant.

No action was taken.

**BUSINESS-LIQUOR-SPECIAL EVENTS LIQUOR LICENSES - BUILDING PERMITS:**

The following licenses and permits were reviewed:

Business licenses:

- #903061 – Pampered Pooch – Cynthia L Portman
- #903062 – Choice Wireless – Commnet of Nevada
- #903063 – OCDetailing and More – Ricardo Garcia

Building permits:

- #1559 – Sheena Waters – Foundation
- #1560 – Patricia Tantilla – Electric
- #1561 – Bill McGrady – Re-Roof

Liquor licenses:

None

Special Events liquor licenses:

None

**PROCLAMATIONS-AWARDS:**

There were no proclamations or awards.

**STAFF-COUNCIL REPORTS-PROPOSALS:**

Police Chief Mancebo reported he has been working with Go Daddy to update the City's website.

Public Works Director Crim reported: (i) a notice should be put on the City Facebook page warning not to flush disposable wipes because they do not break down resulting in a clogged sewer system; (ii) the street sweeper was ordered last week and should be delivered by the end of April at a cost of \$44,760; and, (iii) the City received a proposal from NDOT to replace the stop light at Cornell and Main Street at their expense, which Crim will investigate.

Council member Murphy reported the Local Emergency Planning Committee meeting was well attended. The Recreation Board meeting for April is cancelled, but there will be a budget meeting.

City Clerk Booth reported that the tentative budget should be ready for the April 7 Council meeting.

Mayor Giles reported: (i) finding an appropriate sign for the day care center, however the cost is \$2,700 which is prohibitive; (ii) receiving an email from NDOT regarding banners and a right of way permit for the City; (iii) receiving a memo from the State Attorney General's office regarding the open meeting law; (iv) the annual meeting for POOL/PACT has been changed to a teleconference meeting; (v) there was a POOL/PACT insurance committee meeting last week and POOL/PACT members should expect a 10% increase in the premium cost; and, (v) Wesley Harper was hired as the new Executive Director for Nevada League of Cities.

**VOUCHERS, CLAIMS AND PAYROLL:**

Council member Rowe moved to approve vouchers and payroll through number 46990.

Motion carried unanimously.

**PUBLIC COMMENT:**

There were no comments from the public.

There being no further business, the meeting was adjourned at 7:30 p.m. until the next scheduled City Council meeting on February 18, 2020 at 7:00 p.m.

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Michael R. Giles, Mayor

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Lisa Booth, City Clerk