

**THE HONORABLE CITY COUNCIL OF THE CITY OF LOVELOCK MET IN REGULAR SESSION ON OCTOBER 19, 2021 AT THE LOVELOCK CITY HALL AT 7:00 P.M.**

Present:	Mayor Council members	Mike Giles Patricia Rowe Starlin Gentry Jonathan Reynolds Michael Mancebo Kent Maher
Absent:	City Clerk	Terri Wilcox

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

There were no comments, personal communications or correspondence.

**MINUTES REVIEW-APPROVAL:**

Council member Rowe moved to approve the October 5 2021 City Council regular meeting minutes 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 Gentry 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:**

Council Member Gentry moved to write off the \$10.53 unpaid account balance and the \$316.13 lien as requested.

Motion carried unanimously.

**PUBLIC HEARING / NUISANCE DETERMINATION / CAMELLA WAY, ROSE WAY, SUNFLOWER AND THE EMPTY LOTS ON MARZEN LANE (APNs 001-221-17 AND -08):**

Photographs of the properties taken earlier in the day were reviewed. No public was present.

Property owner Kennerson called the Clerk’s office and advised that the Marzen Lane property was cleaned, but that Stan Gonsalves tractor broke down, so the rest of the properties were not cleaned. After some discussion it was proposed to determine the cost for the city to clean the lots, and when the cost is determined to let the owner know the action city may take to clean the properties.

Council member Gentry moved to direct staff to contact the property owner to have the property cleaned immediately or the city will do it and charge the cost to the property owner and if the cost is not paid, then a lien will be placed on the property.

Motion carried unanimously.

**PUBLIC HEARING / NUISANCE DETERMINATION / 735 WESTERN AVE.:**

Photographs of the property taken earlier in the day were provided. No public was present.

Council member Rowe commented that some of the weeds were cut down and then piled against the fence, but there are still weeds where the cars are parked. Rowe received a telephone call and the caller asked what the City is going to do about the car mess. The council discussed the multiple apparently non-used vehicles on the property. Legal Counsel Maher will research the vehicle issues to see if there is something in the City code or NRS about owner responsibility and possible violation penalties. Staff will be directed to send a letter to the property owner to inquire about the vehicles.

No action was taken.

**PUBLIC HEARING / NUISANCE DETERMINATION / 425 12TH STREET-450 13TH STREET:**

Photographs of the property taken earlier in the day were provided. No public was present.

Council member Rowe moved to find that the condition of the property at 450 13th Street constitutes a nuisance and to direct staff to send an abatement letter to the property owner.

Motion carried unanimously.

**REQUEST TO REMOVE CITY PLANNING COMMISSION APPOINTEE HILARY STOKES:**

Mayor Giles received a letter from Planning Director Evans dated October 13 requesting that City appointee Hilary Stokes be removed from the planning commission because she has missed eight meetings since being appointed and has made no effort to contact Evans when he has reached out to her.

Council member Gentry moved to adopt the planning department recommendation to remove Hilary Stokes from the planning commission for failure to attend the scheduled meetings.

Motion carried unanimously.

**REQUEST FOR CONSENT TO TERRI WILCOX CITY CLERK-TREASURER APPOINTMENT:**

Mayor Giles explained that he appointed Terri Wilcox on September 6 as city clerk-treasurer and the appointment requires the consent of the council. Wilcox is currently performing both the police clerk and city clerk functions and is in the process of training all personnel in the office to cover both offices.

Council member Rowe moved to consent to the appointment of Terri Wilcox as city clerk-treasurer effective September 6, 2021.

Motion carried unanimously.

**PUBLIC USE OF CITY EQUIPMENT:**

Mayor Giles said the question was asked if there was a formal policy regarding the use of city equipment by private persons. Legal Counsel Maher noted there is no formal policy, and when the matter was considered in the past the reasons for not having a policy are because the city did not want to compete with private operators and the issues with the lack of insurance coverage for liability. Maher stated possibly there may have been a resolution adopted in the past which dealt with the use of city equipment. Staff and counsel will check to determine if there is a resolution.

No action was taken.

**AMERICAN RESCUE PLAN ACT (ARPA) FUNDS:**

The Pershing County Commission used ARPA money to purchase a trailer for the Sheriff Department portable command center, and said at the time they had money set aside for radios and computers to put in the command center, but then later spent the money. Sheriff Allen asked that the command center radios and computers be added to the city list of possible ARPA fund purchases. The ARPA reporting deadline originally scheduled for October 31, 2021 has now been moved to April 30, 2022.

No action was taken.

**BROWNFIELDS GRANT PROJECT REPORT:**

Mayor Giles reported that the Phase 2 environmental assessment for the Episcopal Church building is in the process, but the city has not seen a report yet.

No action was taken.

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

The following permits and licenses were reviewed:

Building Permits:

#1665 – Jeff Barefoot – 1395 Amherst Avenue – Metal Building – Monarch Construction

#1669 – Juan Jimenez – 1425 Grinnel Avenue – Re-Roof

#1670 – Tiffany Jones – 515 7<sup>th</sup> Street – Electrical

#1671 – Jeff-Wendy Thomas – 1605 Delta Place – Plumbing – Galdarisi Heating/Air Conditioning

Business License:

#903118 – ZenSports Inc – 163 E. Main Street – Big Wheel Casino

Liquor License:

#903119 – ZenSports Inc. – 163 E. Main Street – Big Wheel Casino

No action was taken.

**PROCLAMATIONS-AWARDS:**

There were no proclamations or awards.

**STAFF-COUNCIL REPORTS-PROPOSALS:**

Council member Reynolds reported that a new recreation board member questioned why the county and city room tax ordinances do not match. Legal Counsel Maher explained that the room tax, or transient lodging tax, is a city levied tax (in the city) that was formerly collected and administered by the fair and recreation board (tourism board) until that board was dissolved. Both the city and county room tax are now collected by the city and delivered to the county for use by the recreation board to help run the facilities and programs they are in charge of. Maher explained briefly how and why the recreation board was formed. Reynolds asked if it had to be set up that way and why does the county commission make the determination of whether the money is expended or not since the recreation board only votes on an item to recommend that the county pay the expense. Maher suggested reviewing with the council the law and ordinances and the setup and administration to get some ideas on how it could be improved. Mayor Giles gave a brief history of the fair and recreation board (tourism board) and the recreation board and how they were combined.

Council member Rowe said she received a complaint about the weeds on 17th Street, and questioned if there was anything the city could do (the weeds are on private property).

Mayor Giles reported: (i) the League of Cities online survey needs to be done by Oct 29, 2021, (ii) the fire department designated fire inspector, who is not a member of the fire department, apparently has been making unauthorized inspections of businesses in the city; (iii) there is no formal city policy about cyber protection and the matter will be put on the next agenda for discussion; and, (iv) the inoperable wet well pump will cost \$20,124 to rebuild and \$20,605 to replace with a new pump; a new pump was ordered and it will be paid for with ARPA funds.

**VOUCHERS, CLAIMS AND PAYROLL:**

Council member Rowe moved to approve vouchers and payroll number 48400 through 48435.

Motion carried unanimously.

**PUBLIC COMMENT:**

There were no comments.

There being no further business, the meeting was adjourned at 8:35 p.m. until the next scheduled City Council meeting on November 2, 2021, at 7:00 p.m.

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Michael R. Giles, Mayor

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Terri Wilcox, City Clerk