

THE HONORABLE CITY COUNCIL OF THE CITY OF LOVELOCK MET IN REGULAR SESSION ON APRIL 18, 2023 AT THE LOVELOCK CITY HALL AT 7:00 P.M.

Present:	Mayor	Michael Giles
	Council members	Jordan McKinney Jonathan Reynolds
	City Clerk	Terri Wilcox
	Legal Counsel	Kent Maher
	Police Chief	Michael Mancebo

Absent:	Council member	Bonnie Skoglie
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Visitors: Rodney Wilcox (LVFD Fire Chief).

PUBLIC COMMENT-PERSONAL COMMUNICATION-CORRESPONDENCE:

There was no public comment.

MINUTES REVIEW-APPROVAL:

Council member McKinney moved to approve the March 21, 2023 regular meeting minutes as presented.

Motion carried unanimously.

Mayor Giles noted that the meeting start time was 6:00 pm and not 7:00 pm for the March 27, 2023 special meeting minutes.

Council member Reynolds moved to approve the March 27, 2023 special meeting minutes with the meeting time correction as explained.

Motion carried unanimously.

Mayor Giles recommended corrections to the April 4, 2023 regular meeting minutes as follows: the meeting date was Thursday April 6, not Tuesday April 4; under the American Rescue Plan item there is a typo for the price of the snow plow and sander, which is \$18,800 not \$1,880; and, under mayor-council-staff reports comments on the tentative budget, the recommendation from the auditors was to not hire a part-time person in the city clerk office.

Council member Reynolds moved to approve the April 6, 2023 regular meeting minutes with the corrections as recommended.

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 McKinney 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.

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SEWER-DISPOSAL ACCOUNT DELINQUENCIES-ADJUSTMENTS-REFUNDS:

The delinquent account list was reviewed and discussed. City Clerk Wilcox requested write off of two accounts, one, the owner sold the property and left town without paying the final bill and the other is a small balance remaining after the deposit was applied to the now closed account.

Council member McKinney moved to approve the write-off of the customer accounts as requested and explained.

Motion carried with Council member McKinney voting aye and Council member Reynolds voting nay and Mayor Giles voting aye to break the tie

MINUTES AMENDMENT REQUEST / WILCOX:

Rodney Wilcox advised that he wants part of the paragraph of the February 21, 2023 minutes removed, his assertion being that the event did not occur as stated in the minutes. He wants the removed language replaced with a comment that there was approval to pay the bill. [The language requested to be removed is: "*Wilcox did not provide a new quote and proceeded to order the equipment. When staff asked him about the new quote, his response towards staff was snippy. After discussion, City Clerk Wilcox was directed to send Wilcox a letter stating that the items should not have been ordered until a new price quote was obtained and delivered to the city, and that it is not acceptable to treat staff in an unprofessional manner. The letter is to be copied to the county commission.*"]

Legal Counsel Maher explained that the minutes are supposed to reflect the substance of what took place or occurred at the city council meeting. The February 21 minutes accurately reflect what occurred at that meeting.

Mayor Giles explained that when the fire department initially requested the city purchase (with ARPA funds) the equipment a price quote was provided. Six (6) months later when the funds to purchase the equipment were available, a new quote was requested from R. Wilcox, and as the minutes correctly state, R. Wilcox did not provide a new quote, and he proceeded to order the equipment. When city staff asked him about a new quote, his response towards staff was snippy. City Clerk Wilcox was directed to send R. Wilcox the letter as noted in the minutes, and the letter was to be copied to the county commission.

Council member Reynolds questioned if the whole paragraph could be removed from the minutes.

There were comments from R. Wilcox about: the content of the letter and a typing error; the letter being sent to the county with the typing error; why the letter was sent to the county; R. Wilcox's assertion that what was said in the city clerk office did not really happen; R. Wilcox's assertion that he is a city employee and the matter should have been discussed in a closed personnel session; and, R. Wilcox seeking an opinion.

Maher remarked that the content of the letter was accurate and it has already been sent. Clerk Wilcox confirmed the letter was sent to the county. Maher said R. Wilcox can prepare a response to the letter which he can then share with the council and, if R. Wilcox requests, the comments can be appended to the meeting minutes at which the response is given.

Council member McKinney affirmed that R. Wilcox can do a rebuttal to the city letter, and asked what he meant by getting an opinion. R. Wilcox said it could be turned over to the Attorney General because R. Wilcox believes what was stated about the events in the city clerk office did not occur.

Maher stated that R. Wilcox is not a city employee in that the city did not hire R. Wilcox as an employee and the city does not direct R. Wilcox in the day-to-day activities that R. Wilcox does as a member of the fire department; the city provides funding for two functions carried on by the fire department and the PERS and other benefits are required to be paid for volunteer fire personnel by state law.

Maher explained again that R. Wilcox's request was for the entire paragraph of the minutes to be removed, and that the paragraph recites what occurred at the meeting when the purchase and payment for the equipment was discussed. Since no council members were present at the city clerk office, they would not know what took place, they only knew what was explained at the meeting.

R. Wilcox stated that if the minutes were not going to be changed, he wants the record to note that, "What was said happened in the office did not happen." McKinney commented that the minutes state what the council was told in that meeting, and the council cannot remove a whole paragraph if that is what happened in the meeting; the minutes reflect what happened in the meeting. McKinney again suggested R. Wilcox prepare a letter stating his position that it did not happen.

Council member Reynolds asked to make a motion to have staff write a letter to the county commission stating that R. Wilcox says the events at the city clerk office did not happen. It was noted that the agenda item relates to a request to change council meeting minutes, if a letter is requested an action item should be placed on a future meeting agenda. No motion was made.

No action was taken.

AMERICAN RESCUE PLAN ACT (ARPA) FUNDS:

Fire Chief Wilcox requested four (4) more air packs for the city vehicles at \$10,000 each, and seven (8) masks at \$369 each. The county may pay some of the costs. Wilcox suggested that \$10,000 of the ARPA funds could be contributed toward a brush truck.

Wilcox asked if the city had plans to fix 6th Street in front of the hospital, as it is in a really bad condition. Mayor Giles stated there is only \$100,000 in the RTC budget, and it is not enough to fix the street. Council member Reynolds said an RTC meeting is needed and noted 6th Street is on the list of projects of city public works director Crim; Reynolds thinks that Crim may have requested quotes for the project and for the Meadows Lane project. Reynolds suggested the Mayor talk to Crim to find out the status.

Mayor Giles reported: (i) the specifications for the city hall roof project are ready; (ii) the dump trailers, sander and snow plow, and shelves for the storage unit have been ordered; (iii) the new police vehicles are being set up with the exterior graphics; (iv) part of the down town lights and the school signs are missing poles; (v) a purchase order for the solid waste truck was submitted; and, (vi) the national fitness program project mentioned at the last meeting received a \$50,000 grant from Renown toward the project, and a formal announcement will come out next week. Giles suggested the recreation board and city, with ARPA funds, may be able to come up with some money toward the fitness program project, and grants or contributions from Nevada Outdoor, AT&T and/or Couer Rochester could possibly be used to replace the ARPA funds.

No action was taken.

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BROWNFIELDS GRANT PROJECT REPORT:

There was no report.

No action was taken.

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

There were no business-liquor-special events liquor licenses or building permits.

PROCLAMATIONS-AWARDS:

There were no proclamations or awards.

STAFF-COUNCIL REPORTS-PROPOSALS:

Council member McKinney will be attending the recreation board meeting on April 27.

Mayor Giles reported: (i) the city received two (2) tax notices for the weed district, which the city has never received or paid for in the past, and a letter was sent to the weed district requesting waiver of the fees; (ii) a letter of support for the Windmill project (Tom Adams) was submitted to the USDA and it appears they are going to help fund the project; (iii) the lighting project at City Hall is underway and a mess with electrical installations in the sprinkler system was discovered so the sprinkler system will be replaced to correct the problems; and, (iv) he will be attending the Pool/Pact meetings this week and it appears workers comp may have two different rate structures and property and liability insurance rates will be going up which may require an adjustment to the city budget in addition to the 10% increase budgeted across the board for insurance.

City Clerk Wilcox stated that A&H insurance is working on getting the health insurance rates lowered and they will be at the May 2 meeting to present their findings.

VOUCHERS, CLAIMS AND PAYROLL:

Council member McKinney moved to approve vouchers numbered 49791 to 49835, inclusive.

Motion carried unanimously.

PUBLIC COMMENT:

There was no public comment.

There being no further business, the meeting was adjourned at 8:12 pm until the next scheduled City Council meeting on May 2, 2023, at 7:00 pm.

Michael R. Giles, Mayor

Terri Wilcox, City Clerk