

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

Present:	Mayor	Michael Giles
	Council members	Jordan McKinney Jonathan Reynolds Bonnie Skoglie
	City Clerk	Terri Wilcox
	Police Chief	Michael Mancebo

Absent:	Legal Counsel	Kent Maher
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Visitors: Teri Gage (Eide Bailly—via telephone), Ken Rackley, Corinne Nelsen, Richard Wagner, Tia Happy, Jason Nash, Shea Murphy, Jen Southworth, Peggy Jones, David Skoglie, Bailie Malay, Mackenzie Hodges, Laura Katsaris, Jeff Kearns, LeeAnn Gallagher, Steve Cerini, Wendy Ricketts, David Anderson, Kellie Anderson, Stephanie Minor, Rebecca Carruth, Steve Evenson, and Rita Happy.

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

Corinne Nelsen read a letter from Tina Gallagher concerning the boys and girls club.

LeeAnn Gallagher commented on the boys and girls club not being on the agenda, the city operating with no oversight, use of taxpayer money, none of the million dollars spent on our youth, having meetings after the meetings, and the agendas not getting sent out until Thursday.

Stephanie Minor questioned if there are guidelines for other non-profit organizations to qualify to get free ARPA money.

Steve Cerini commented the boys and girls project needs to get done.

Steve Evenson questioned if the mayor is going to veto this also.

**BUDGET REPORT:**

City auditor Teri Gage explained that the city had taken the ARPA funds as revenue replacement funds, which meant that city budget funds had to be used first and then the city is “paid back” from the ARPA funds

Council member Reynolds asked the auditor if the boys and girls club money should be given all at one time. Gage noted there is \$127,000 in the budget which is not designated to any other fund and she recommends granting a small proportion at a time, such as \$25,000. The funds should be given on a reimbursement basis. A resolution to give the funds should have contingencies in place for return of the funds if they are not used. Gage suggested exercising prudence and making sure the 501(c)(3) tax exempt status is in place.

LeeAnn Gallagher commented that no boys and girls club has ever closed. They need the seed money to get started. The school wants to charge them rent, and no other school that they are in charges them to be there.

Council member McKinney stated that they need at least two (2) years operating funds in the bank. Council member Skoglie said the city needs to give them the whole \$100,000 up front.

Gage explained there will have to be an augment to the 2023-2024 budget for the \$100,000 because it is not budgeted. There has to be a formal resolution to augment the budget. After a resolution is adopted, then it is sent to the Department of Taxation for the approval to augment the budget. The budget has to be augmented first before any money can be given to the boys and girls club; the board does not have budget authority, and the department of taxation does.

Richard Wagner asked Gage if she had read the final rule. Gage said she has read it and researched it thoroughly.

Ken Rackley stated follow the steps and the law and get this done.

**MINUTES REVIEW-APPROVAL:**

Council member Reynolds moved to approve the June 6, 2023 meeting minutes and the June 20, 2023 meeting minutes with typographical corrections as noted.

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 Reynolds 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:**

The delinquent account list was reviewed and discussed. Mayor Giles noted that Rita Happy stopped making payments and staff has had no contact with her for over six (6) weeks. The sewer service was shut off again. Happy requested the service be turned back on. She said she is able to pay \$150.00 every other week and will pay \$100.00 or more tomorrow before 9:00 am. Council member Skoglie commented that Happy needs to do her part and stick to the agreement she made regarding payment. Council member Reynolds suggested drawing up a new agreement to pay \$150.00 every two weeks starting July 28 and to pay \$100.00 or more tomorrow.

No action was taken.

City Clerk Wilcox provided a list of small debts which are requested to be written off and a list of deposits to be applied back to the customer accounts.

Council member Reynolds moved to apply the deposits back to the customer accounts as requested.

Motion carried unanimously.

Council member McKinney moved to approve the write-off of small debts as requested.

Motion carried with Council members McKinney and Skoglie voting aye and Council member Reynolds voting nay.

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**PUBLIC HEARING – NUISANCE DETERMINATION-ABATEMENT / VARIOUS PROPERTIES:**

Mayor Giles explained this is the time for the public hearing to determine if the conditions at 1330 Cornell Avenue, 1340 Dartmouth Avenue, 840 Western Avenue, 885 Western Avenue, the various Kennerson properties: 510, 520, 525, 530, 535, and 545 Rose Way; 527, 547, and 567 Sunflower; 125 and 206 Ash Drive; and, APNs 001-091-36 and 001-241-09, constitute a menace to public health. There were no comments from the public. Staff presented pictures of the subject properties which were reviewed and discussed by the council.

Council member Reynolds moved to make finding that based on the information presented the condition of the properties is a nuisance and constitutes a menace to public health and safety, and to direct staff to send letters to the property owners giving them until the next council meeting on August 1 to clean the properties.

Motion carried unanimously.

**FIRE TRUCK REPAIR ESTIMATE-POSSIBLE REPAIR PROPOSAL / FIRE CHIEF:**

Fire Chief Wilcox explained that the city fire trucks are 22 and 34 years old and replacement of one or both should be considered. Wilcox requested authorization to take the 22-year-old truck to Fire Truck Unlimited in Las Vegas to obtain an estimate for service and possible repair. It is estimated the cost will be between \$4,500 and \$10,000 for repairs.

Council member Reynolds moved to approve the request to take the city fire truck for a repair estimate and to authorize needed repairs, at a total cost not to exceed \$12,500.

Motion carried unanimously.

**POLICY-PROTOCOL FOR SUBMITTING ITEMS ON CITY COUNCIL MEETING AGENDAS:**

Council member Skoglie said the city council meeting agendas are subject to the mayor's decision and the council needs their own attorney because they have no power over the agenda and need to take control of the council meetings. She suggested this item be tabled and they confer with outside legal counsel.

Council member Reynolds noted that at the last meeting a motion was adopted that provided for council members to put items on the agenda.

Council member McKinney suggested there still needs to be some guidelines of how early the requested agenda items need to be turned into the clerk to make the agenda, and a simple form that the public can fill out.

No action was taken. The item was tabled until the next council meeting.

**CITY FUNDS GRANT PROPOSAL:**

A draft resolution was presented to grant/donate \$100,000 of city funds to a boys and girls club upon a determination being made that (a) it is nonprofit organization created for religious, charitable or educational purposes, and (b) the expenditure will provide a substantial benefit to inhabitants of the city. The resolution also provides for including any conditions or limitations on the expenditure of the grant funds. There was some discussion about the draft language stating the funds will be used for facility use only. It was suggested the resolution be revised to remove the facility-use only language. There was discussion about having a special meeting on July 25 to approve the donation of funds.

No action was taken.

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

Mayor Giles reported that the only quote received for the proposed roof repairs was from ABC roofing. If the re-roof is going to proceed, a date need to be reserved for the project.

Council member Reynolds said he understands a quote from a local firm will be submitted.

No action was taken.

**BROWNFIELDS GRANT PROJECT REPORT:**

Mayor Giles reported that Converse has been hired, and they are starting on the paperwork.

No action was taken.

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

There were no business licenses, liquor licenses, special events liquor licenses or building permits to review.

No action was taken.

**PROCLAMATIONS-AWARDS:**

There were no proclamations or awards.

**STAFF-COUNCIL REPORTS-PROPOSALS:**

Police Chief Mancebo reported that the new police cars will be sent to Sierra Electronics starting August 1 to be prepared for placement into service.

Council member Reynolds thanked the fire department, noting that the strip park is looking better. There are piles of trash beside the ditches that need to be picked up by the water district.

Council member Skoglie stated that public works supervisor Crim needs to come to the strip park. She attended a PECDA meeting. The healthcare foundation dinner is scheduled for August 12. The telecasting of city council meetings needs to be addressed.

Council member McKinney said a grant for the strip park is needed. The recreation board approved money for the boys and girls club. The recreation board is working with softball association and other clubs on improvements at McDougal field. The horseshoe pits have been refurbished.

Mayor Giles reported: (i) he meets or speaks to the department heads almost every day to discuss the department activities; (ii) Diane Irwin donated pictures which were hung in the hallway by the police department; (iii) bids for the RTC projects are being prepared; (iv) the curbs are usually painted in August just before school starts; (v) a meeting with NDOT is scheduled in two weeks concerning the weeds at exits 105, 106 and 107; and, (vi) there has been no answer regarding the sidewalks on Central Avenue.

**VOUCHERS, CLAIMS AND PAYROLL:**

Council member McKinney moved to approve vouchers numbered 49975 to 50042, inclusive.

Motion carried unanimously.

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**PUBLIC COMMENT:**

There were no public comments.

Mayor Giles read a letter from the Nevada Department of Taxation advising the city 2023-2024 final budget was examined in accordance with NRS 354.598 and found to be in compliance with the law and appropriate regulations, and the city operating tax rate of \$0.5624 will be presented to the Nevada Tax Commission on June 26, 2023 for certification.

There being no further business, the meeting was adjourned at 9:25 pm until the next scheduled City Council meeting on August 1, 2023, at 7:00 pm.

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Michael R. Giles, Mayor

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Terri Wilcox, City Clerk