

TONOPAH TOWN BOARD

MEETING MINUTES

JUNE 12, 2013

Tonopah Town Board Chairman Horace Carlyle called the meeting to order at 7:12 pm. Also present were Duane Downing and Javier Gonzalez. Ron Kipp was absent. There were 13 other people in attendance.

1. Public Comment

Joe and Lisa Westerlund presented a plaque to the Town of Tonopah for the sponsorship and support of the 2013 Nevada State Pro Am Arm Wrestling Championship. Joe Westerlund noted that the Town provided a 5/8th Room Tax Grant which helped promote the event. He noted that this was the most successful year they have had. Lisa Westerlund explained that about 20 people spent the night. Joe Westerlund explained that there were several who spent the night the night before as well.

No action taken by the Board.

2(a). Review and approval of minutes, in context, from public workshop held on May 08 2013.

This item was tabled.

(b) Review and approval of minutes, in context, from regular meeting held on May 08 2013.

This item was tabled.

(c) Review and approval of minutes, in context, from regular meeting held on May 22 2013.

Duane Downing made a motion to approve the minutes, in context, from regular meeting held on May 22, 2013. Javier Gonzalez seconded. Motion passed 3-0-1 (Ron Kipp was absent).

3. Review, discussion and possible approval of 5/8ths of 1% Room Tax Grant to advertise and promote the Tonopah Horseshoe Chuckers

Ken Jose explained that there will be two tournaments this year. One tournament will be this weekend and the State Championship will be the weekend before Labor Day Weekend. The World Tournament is in the St. George, UT this year and everyone is getting ready to attend that.

Duane Downing wanted to know the amount provided last year. James Eason explained that last year they were awarded \$600 for one event and they are asking for \$600 for two events this year. He noted that this is the third state championship the Town of Tonopah will host this year. The other two championships included the State Arm Wrestling Championship and the State Mining Championships. Ken Jose noted that this is the tenth year the Town has hosted the championship.

Javier Gonzalez made a motion to approve the 5/8th of 1% Room Tax Grant to advertise and promote the Tonopah Horseshoe Chuckers not to exceed the \$600.00. Duane Downing seconded. Motion passed 3-0-1 (Ron Kipp was absent).

The Tonopah Town Board recessed to the Tonopah Library Board of Trustees at 7:20 PM. The Tonopah Town Board returned at 7:46 PM.

4. Discussion and possible decision to grant permission to Financial Horizons Credit Union/Enterprise Car Sales to use the Pocket Park July 18 and 19, 2013 for a car sale and membership drive

James Eason explained that Financial Horizons and Enterprise are doing a joint promotion and are requesting the use of the pocket park. They will do a car sales event over that day. Financial Horizons met with Town Staff last week and did a walkthrough of the community. They are looking to expand into the community. They are based out of Hawthorne and have locations in Yerington, Fallon, and Winnemucca.

Duane Downing wanted to know if there were any negatives to letting them use the Pocket Park. James Eason explained that it will be no different from the Farmer's Market or the LAST EMS Training. They will provide the Town with their insurance coverage.

Duane Downing made a motion to grant permission to Financial Horizon's Credit Union/Enterprise Car Sales to use the Pocket Park July 18 and 19, 2013 for a car sale and membership drive. Javier Gonzalez seconded. Motion passed 3-0-1 (Ron Kipp was absent).

5. Review, discussion and possible approval of Property and Casualty insurance with Nevada Public Agency Insurance Pool for Fiscal Year 2013/2014

Horace Carlyle noted that the basic structure is the same from year to year. He wanted to know what the cost difference between this year and last year is. Ken Eason explained that it is down about \$1,357.

James Eason wanted to know if Wayne Carlson had any recommendations for the Board. Wayne Carlson explained that Pool/Pact has a grant program. If the Town has ideas that will reduce the risk, the Town can present it to Pool/Pact. They set aside 1% of the net assets for each pool each year. It is available to all members.

Duane Downing made a motion to approve the Property and Casualty Insurance with Nevada Public Agency Insurance Pool for Fiscal Year 2013/2014 in the amount of \$29,700.53. Javier Gonzalez seconded. Motion passed 3-0-1 (Ron Kipp was absent).

James Eason explained that the large claim in 2007 was when the roof blew off the Mining Park.

6. Approval of Debt Management Policy and Indebtedness Report for Town of Tonopah, Fiscal Year 2013/2014

James Eason explained that this is for Water and Sewer but the Sewer will be gone next year. Chris Mulkerns directed the Board to page 3. For 2013/2014, the large amount showing is the Sewer payoff. The other amounts are the combined annual water debt going forward.

Duane Downing made a motion to approve the Debt Management Policy and Indebtedness Report for Town of Tonopah fiscal Year 2013/2014. Javier Gonzalez seconded. Motion passed 3-0-1 (Ron Kipp was absent).

7. Approval of Town of Tonopah/Tonopah Public Utilities Five Year Capital Improvement Plan – Fiscal Year 2013/2014

Chris Mulkerns explained that the first page shows the dollar amount the Board came up with during the last workshop for the Town. The first fund is the Capital Projects Fund. The \$650,000 the Board approved will go towards building and property improvements around Town. The Special Capital Projects Fund amounts are those approved by the Board during the budget process.

Horace Carlyle noted that the Board discussed the head frames at the Mining Park. He wanted to know if \$32,500 would cover work done to the head frames for safety. He wanted to know if the Town could handle any safety emergencies. James Eason explained that they are secured and are off limits to the public. He noted that there is not enough money in the fund to cover the complete rehab per the drawings by Thomad Engineering. This week he went up to the head frame with Ed Tomany and Bill Durbin to do an evaluation of what can be done with the Town's resources and the resources of the mining industry.

Duane Downing made a motion to approve the Town of Tonopah/Tonopah Public Utilities Five Year Capital Improvement Plan – Fiscal Year 2013/2014. James Eason explained that on the Sewer side, the Town is paying off the debt. It does not have to go in this plan but will go into the budget. The Town paid off the debt in six years and will save a little over \$500,000 in interest. Chris Mulkerns explained that nothing is currently showing in the Water Capital Projects Fund. The Sewer side is showing an amount of \$110,000 for purchases of large pieces of equipment or vehicles. She noted that the new truck and video camera were purchased under the current budget. Javier Gonzalez seconded. Motion passed 3-0-1 (Ron Kipp was absent).

8. Appointment of Chief Financial Officer – Town of Tonopah, Fiscal Year 2013/2014

Duane Downing made a motion to appoint Chris Mulkerns as Chief Financial Officer – Town of Tonopah, Fiscal Year 2013/2014. Javier Gonzalez seconded. Motion passed 3-0-1 (Ron Kipp was absent).

9. Discussion and possible action by the Board to request an opinion from the Nye County District Attorney pertaining to possible Tonopah Town Ordinance that would allow unlimited use of OHV within the unincorporated Town of Tonopah. The request is based on “Annual Off-Highway Vehicle Registration” effective 7-1-12. In addition, what’s the Town’s liability if any OHV is allowed to drive on a street or road within Tonopah taxing district boundaries without insurance sanctioned by the Department of Motor Vehicles

Horace Carlyle explained that he submitted this based on time constraints to meet the legal requirements. He met with Town Staff regarding the simplest way to submit NRS 486 and NRS 490. He suggested having the Board authorize Staff to send forward the comments regarding either revising or revoking the current ordinance and make it as simple as possible.

Javier Gonzalez clarified that the Board is looking to submit both proposed ordinances to the District Attorney for his opinion. Once the Town receives that, it can then move forward. James Eason suggested submitting both options. The first option is the modification of existing ordinance 22.36 and the second option is to adopt the changes for NRS 486 and 490. He suggested also submitting the minutes.

Javier Gonzalez made a motion to direct Staff to submit both options, one of the modification of the existing Town Ordinance and the other of adopting 486 and 490 into a town ordinance to the District Attorney’s Office for review. Duane Downing seconded. Motion passed 3-0-1 (Ron Kipp was absent).

10. Discussion and possible action by the Tonopah Town Board to write a “blanket ordinance which adopts NRS 484 as local statute. Direct staff to prepare the “blanket ordinance” which adopts NRS 484 and have proposed ordinance reviewed by the Nye County District Attorney for approval. Town Board will schedule a Public Hearing once the ordinance is approved by the Nye County District Attorney

Duane Downing explained that this is the traffic ordinance.

Duane Downing made a motion to direct Tonopah Town Staff to write a blanket ordinance which adopts NRS 484 as a local statute and then direct Staff to prepare the blanket ordinance which adopts NRS 484 and have proposed ordinance reviewed by Nye County District Attorney for approval at which time the Town Board will schedule a public hearing once the ordinance is approved by the Nye County DA’s Office. Javier Gonzalez seconded. Motion passed 3-0-1 (Ron Kipp was absent).

11. Tonopah Department Budget Reports

No action taken by the Board.

12. Tonopah Development Corporation Report

No action taken by the Board.

13. Public Comment

Mike Geyer explained that he would like to see a four-way stop go in at McCulloch and Florence. He feels it will be a safer intersection.

Dan Tarnowski explained that he is the water circuit rider for Nevada Rural Water Association. He has been working with the Town for almost seven years. He commended the Board on their preparation for the meetings. He noted that he takes care of the Eastern side of the State. He uses this Board as an example in training throughout the State. He also uses Town Administration and Management Staff as a resource.

No action taken by the Board.

14. Town Board Member's/Department Manager's/Nye County Commissioner's Comments

James Eason explained that Butler Days is over. The weather cooperated and he feels it was a success. Town Maintenance is working on the swimming pool. There will be a soft opening on Saturday. The pool normally opens a week and a half after school is out. The opening is about 10 days earlier. Town Maintenance is planning ahead to the 4-H event and the 4th of July.

James Eason explained that the water project is moving forward. He met with Joe Westerlund, Oz Wichman, and Paul Winkelman yesterday and reviewed different areas of concern. The Town will be able to utilize to existing bore under the highway. The project is still within the engineer's estimate and what was funded by the financiers. It has cut into the contingency and the Town will probably go to bid with \$300,000 in contingency. He noted that Chris Mulkerns has been working with Tiberti to complete the final aspects of the billing system for the Reuse.

James Eason explained that he and Horace Carlyle had a meeting today with Dave Fanning and Jack Osburn to discuss the sidewalk drawings. Ron Kipp's comments were discussed regarding the lip. Mr. Fanning will look at the changes and come back to the Town if there are additional costs. Horace Carlyle explained that if there are additional costs the Board can decide what they will do regarding funding. James Eason clarified that the Town of Tonopah does not own the sidewalks. They are owned by Nye County. The Town is just giving recommendations to Nye County. Horace Carlyle noted that Nye County has approved the funding for the slime wash project.

Duane Downing noted that he is looking at addressing some potential traffic control problems. He explained that there are problems with a left hand turn at the intersection of Everett and Main Street. When there are cars in front of the Post Office, there is no visibility for turning left. He feels the simple solution is restricting that to right turn only. He noted that there is also an issue with handicap access from the sidewalk to the crosswalk. The restriction would take care of some of those problems as well. He explained that he would also like to look at a pedestrian crossing from Tonopah Apartments to Burger King. James Eason suggested one agenda item incorporating these topics as well as the public comment.

15. Closure of Meeting, Pursuant to NRS 288.220 for purposes of conferring with Town's Management Representative regarding labor negotiation issues, and other personnel issues.

This item was tabled.

16. Closed meeting, pursuant to NRS 288.220 for purposes of conferring with Town's Management Representative regarding labor negotiation issues, and other personnel issues

This item was tabled.

17. Discussion deliberation, and possible decision on labor negotiations, issues and other personnel matters presented in the closed meeting

This item was tabled.

18. Correspondence

Round Mountain Town Board Special Meeting Minutes – 05/07/2013

Round Mountain Town Board Special Meeting Minutes – 05/16/2013

Round Mountain Town Board Special Meeting Minutes – 05/23/2013

Letter from Department of Taxation: Town Final Budget – 05/24/2013

Letter from Department of Taxation: Library Final Budget – 05/24/2013

Pahrump Town Board Meeting Agenda – 05/28/2013

Notice of Completion for Tonopah Convention Center Roof Replacement – 05/30/2013

Nye County board of Commissioners Meeting Agenda – 06/04/2013

U.S. Fed Balance Sheet Grows in Latest Week – 06/06/2013

Nye County Park and Recreation Advisory Board Teleconference Meeting Agenda – 06/07/2013

Beatty Town Advisory Board Meeting Agenda – 06/10/2013

Round Mountain Town Board Regular Meeting Agenda – 06/11/2013

Pahrump Town Advisory Board Meeting Agenda – 06/11/2013

Nye County Park and Recreation Advisory Board Teleconference Meeting Agenda – 06/13/2013

Nye County Animal Advisory Committee Regular Meeting Agenda – 06/13/2013

NCREDA Annual Meeting Announcement – 06/14/2013

Tonopah Historic Mining Park Foundation Board Meeting Agenda – 06/21/2013

Additional Media Options – *Today in America*

Town Staff presented the Board with the segment from *Today in America*. James Eason requested that the Board get any recommendations for the additional options to Town Staff by Friday so Staff can make a decision. He explained that *Today in America* is a program hosted by Terry Bradshaw. They look for communities that are unique or have special things going on and the Town of Tonopah was selected for the State of Nevada.

19. Approval of Vouchers for Payment

The vouchers were reviewed and all were signed by Board members. Duane Downing made a motion to approve the vouchers as presented for payment. Javier Gonzalez seconded. Motion passed 3-0-1 (Ron Kipp was absent).

20. Adjourn

Meeting was adjourned at 8:46 pm.

Minutes transcribed by:

Approved:

Mariah Rivero
Mariah Rivero

Horace Carlyle
Horace Carlyle, Chairman

Duane Downing
Duane Downing, Vice Chairman

Ron Kipp
Ron Kipp, Clerk

Javier Gonzalez
Javier Gonzalez, Member

Vacant
Vacant, Member