

City of Elko )  
County of Elko )  
State of Nevada )

SS May 14, 2013

The City Council of the City of Elko, State of Nevada met for a regular meeting beginning at 4:00 p.m., Tuesday, May 14, 2013.

This meeting was called to order by Mayor Chris J. Johnson

**NOTE: The order of the Agenda has been changed to reflect the order business was conducted.**

Mayor Present: Chris J. Johnson

Council Present: Councilman John Rice  
Councilman Rich Perry  
Councilwoman Mandy Simons  
Councilman Robert Schmidlein

City Staff Present: Curtis Calder, City Manager  
Delmo Andreozzi, Assistant City Manager  
Shanell Owen, City Clerk  
Matt Griego, Fire Chief  
Ryan Limberg, Utilities Director  
Dennis Strickland, Public Works Director  
Fritz Sawyer, WRF Superintendent  
Dennis Price II, Street Superintendent  
Scott Wilkinson, Development Manager  
Dawn Stout, Administrative Services Director  
Doug Gailey, Human Resources Manager  
James Wiley, Parks and Recreation Director  
Rick Magness, City Planner  
Jeremy Draper, Civil Engineer  
Don Zumwalt, Police Chief  
Dave Stanton, City Attorney  
Rick Hofheins, Airport Security Manager/Assistant Director  
Dawn Borland, Payroll Technician  
Diann Byington, Recording Secretary

## **ROLL CALL**

## **PLEDGE OF ALLEGIANCE**

## COMMENTS BY THE GENERAL PUBLIC

Pursuant to N.R.S. 241, this time is devoted to comments by the public, if any, and discussion of those comments. No action may be taken upon a matter raised under this item on the agenda until the matter itself has been specifically included on a successive agenda and identified as an item for possible action. **ACTION WILL NOT BE TAKEN**

Lara Roman, 450 Douglas Street, has been fighting with crack dealers in her neighborhood. Things have gotten tough. Nobody wants to think these things can happen to the elderly or children of this town. She asked what we are going to do. She knows the Police Department is trying to do the best they can. When did Elko become that kind of place?

### **APPROVAL OF MINUTES**                      April 23, 2013 Regular Session **FOR POSSIBLE ACTION**

*The minutes for April 23, 2013 were approved by general consent.*

### April 17, 2013 Special Session **FOR POSSIBLE ACTION**

Councilman Schmidlein abstained.

*The minutes for April 17, 2013 were approved by general consent.*

## **I. PRESENTATIONS – INFORMATION ONLY: ACTION WILL NOT BE TAKEN**

- A. Reading of a Proclamation recognizing May 18, 2013 as Armed Forces Day.

Mayor Johnson read the Proclamation and presented a copy of it to Les Brown from POW/MIA.

Les Brown, POW/MIA, thanked all veterans for their service. We have kind of swept Armed Forces Day under the rug in the past and this will bring it back to the forefront.

- B. Reading of a Proclamation recognizing May 25, 2013 as Missing and Exploited Children Day.

Mayor Johnson read the Proclamation.

- C. Presentation of a Service Recognition Plaque for Ms. Dawn Borland, Payroll Technician.

Mayor Johnson presented Dawn Borland with a plaque.

Dawn Borland thanked everyone for the plaque and said she is going to miss everyone.

Dawn Stout, Administrative Services Director, said thank you to Ms. Borland for all her hard work and dedication. Her last day was supposed to be May 3 but she has made herself available to help train the new payroll technician. She will be missed.

- D. Special recognition of the contributions by NYTC Staff and Crews for their participation in the recent “Take Pride in Your Community Event.”

Mayor Johnson read the names off the Certificates of Appreciation for the instructors and one of the instructors (Brian Waldon) read the names of the young men that participated.

Dennis Strickland thanked the young men for their help and participation in the program.

## II. PERSONNEL

- A. Pinning Ceremony for Firefighter Promotions by Fire Chief Matt Griego.
  - 1) Jason Logsden, Driver Operator I, Fire Department
  - 2) Raymond Mowrey, Driver Operator II, Fire Department

Matt Griego, Fire Chief, asked Jason Logsden and Raymond Mowrey to come forward, along with their family members and Councilman Perry to administer the oath.

Councilman Perry administered the Fire Officer’s Pledge.

- B. Employee Introductions:
  - 1) Candi Quilici, Payroll Technician *Present and introduced.*
  - 2) Derek Wyatt, Equipment Operator I, Street Department *Present and introduced.*
  - 3) Matt Hughey, Firefighter, Fire Department *Not present.*

## I. PRESENTATIONS – INFORMATION ONLY: ACTION WILL NOT BE TAKEN (Cont.)

- E. Presentation and status update of the WRF Upgrade Project.

Ryan Limberg explained that JD Simons, Project Manager, will be talking about the project.

JD Simons, Project Manager, gave a presentation. (See Exhibit “A”)

## II. PERSONNEL (Cont.)

- C. Review, consideration, and possible approval of the revised position description for Police Chief, and matters related thereto. **FOR POSSIBLE ACTION**

The position description for Police Chief has been revised and updated to more accurately reflect the actual duties performed and to comply with updated position description standards as recommended by POOL/PACT. DG

Doug Gailey, Human Resources Manager, explained this job description was not updated by Public Sector Personnel Consultants. Councilman Perry sent some suggestions that may be good. On the second page where it talks about budget, change it to “...with the assistance of the City Manager, develop and administer the annual Police Department budget and provide forecast of funds during the fiscal year.” Then “...for any changes in staffing, equipment, materials and supplies monitor and improve expenditures, direct the preparation and implement budgetary adjustments as necessary.” Then three paragraphs down we would add “organizational changes” to that paragraph.

Councilman Perry said those were just suggestions as he read through it.

Councilwoman Simons asked in the old job description it says they would need a POST executive certificate. In the new description it does not say that.

Mr. Gailey answered we took that out because that is a Nevada thing.

**\*\* A motion was made by Councilman Perry, seconded by Councilman Rice, to approve the position description as presented with the modifications as read by Mr. Gailey.**

*The motion passed unanimously. (5-0)*

- D. Review, consideration, and possible approval of the revised position description for Development Manager, and matters related thereto. **FOR POSSIBLE ACTION**

The position description for Development Manager has been revised and updated to more accurately reflect the actual duties performed and to comply with updated position description standards as recommended by POOL/PACT. DG

Mr. Gailey explained each of these descriptions (with the exception of the Police Chief) were looked at by Public Sector Personnel Consultants. They made changes based on the position analysis questionnaire that the employee did. The changes were sent back to the employees to review.

Councilwoman Simons asked where it says this is a one level classification, what did that mean.

Mr. Gailey answered the distinguishing characteristics would be what separates a Sergeant from a Lieutenant. For a Development Manager it is a one level classification. There are no other people in that classification.

**\*\* A motion was made by Councilman Rice, seconded by Councilman Schmidlein, to approve the position description as presented effective May 14, 2013.**

*The motion passed unanimously. (5-0)*

- E. Review, consideration, and possible approval of the revised position description for Environmental Coordinator, and matters related thereto. **FOR POSSIBLE ACTION**

The position description for Environmental Coordinator has been revised and updated to more accurately reflect the actual duties performed and to comply with updated position description standards as recommended by POOL/PACT. DG

Mr. Gailey explained he had no recommended changes on this one.

Councilwoman Simons asked in the old description it mentioned the landfill and permitting. Are those duties they don't actually do anymore?

Mr. Gailey answered those are no longer accurate to this position. It was updated to reflect what was actually being done.

Scott Wilkinson, Development Manager, said there is some involvement with Environmental Coordinator on storm water permitting for the Landfill and we help them out with their annual and biannual permit certifications. The permitting for the expansion was done four or five years ago. We have 99 or 100 years of growth area in front of us.

**\*\* A motion was made by Councilman Perry, seconded by Councilwoman Simons, to approve the position description for Environmental Coordinator as presented effective May 14, 2013.**

*The motion passed unanimously. (5-0)*

- F. Review, consideration, and possible approval of the revised position description for Police Records Supervisor, and matters related thereto. **FOR POSSIBLE ACTION**

The position description for Police Records Supervisor has been revised and updated to more accurately reflect the actual duties performed and to comply with updated position description standards as recommended by POOL/PACT. DG

Mr. Gailey explained the main change on this job description was the title.

**\*\* A motion was made by Councilwoman Simons, seconded by Councilman Schmidlein, to approve the position description as presented.**

*The motion passed unanimously. (5-0)*

- G. Review, consideration, and possible approval of the revised position description for Water and Sewer Assistant Superintendent, and matters related thereto. **FOR POSSIBLE ACTION**

The position description for Water and Sewer Assistant Superintendent has been revised and updated to more accurately reflect the actual duties performed and to comply with updated position description standards as recommended by POOL/PACT. DG

Mr. Gailey explained he had no proposed changes to this description.

**\*\* A motion was made by Councilman Rice, seconded by Councilman Perry, to approve the position description as presented effective May 14, 2013.**

*The motion passed unanimously. (5-0)*

- H. Review, consideration, and possible approval of the position announcement and recruitment plan for the position of Police Chief, and matters related thereto. **FOR POSSIBLE ACTION**

The current Police Chief has announced a retirement date of October 31, 2013. During the April 23, 2013 Council meeting, the City Council directed Staff to bring back a recruitment plan for the position of Police Chief. A copy of the "draft" position announcement and recruitment plan has been included in the agenda packet for review. DG

Mr. Gailey explained at the last council meeting he was asked to come back with a plan. Included in the agenda packet are the proposed recruitment plan and the proposed position announcement. Included in the announcement that would be the supplemental questionnaires. The announcement explains the job, the requirements for the job, and salary range. The date of June 21, 2013 is the date he chose so it could be open for a month. He proposed putting the advertisement in Elko, Reno, Salt Lake and Las Vegas newspapers, as well as, Jobs Available. He would also contact the Nevada Sheriff and Chief's association and have them put it in their network. He would do a Career Ad Network that would bring up the job opening when someone searches on the internet with certain search words. It is an additional way to get exposure.

Councilman Rice asked if there may be some value in advertising in Boise or Twin Falls. He felt Southern Idaho had more similarities to Northern Nevada than Salt Lake City or Las Vegas.

Mr. Gailey answered we could do that but it is expensive to advertise in newspapers. You don't want to overdo that. We could choose some Saturday newspapers.

Councilwoman Simons thought he could check and see if there is a Boise website that may be inexpensive.

Mr. Gailey said there is a Boise Jobs website but there is no jobs website other than Craig's List that is inexpensive. Maybe you would rather advertise in Boise rather than Vegas?

Councilman Rice thought with internet connections you probably have it well covered.

Mr. Gailey asked would you like to scratch Las Vegas and choose another area. There are some challenges in getting a candidate that is not Nevada POST certificated. Nevada POST certification would be the easiest because they already have it. If they are from another area they would have to challenge the Nevada POST which would include a two week school they would have to attend.

Councilman Schmidlein suggested going to a Metro Police Department. Right now we are in a transition with the Police Department. We need a new facility. Bringing the two law enforcement agencies together makes a lot of sense. There would be cost savings when they are put together. It's not about eliminating jobs but about bringing everything together. He wanted to table this item if he could be allowed to present his case further at another council meeting. He handed out a brochure about combining the two departments. (Exhibit "F")

Mr. Gailey mentioned one concern would be that a study would need to be done first. Chief Zumwalt would be here through October and if we get through this whole process and then decide it doesn't work out then we are that much further behind the gun. He felt it made sense to hire a Chief of Police with that in mind.

Councilman Schmidlein thought there is a possibility that the undersheriff could step in if we chose to move forward.

Councilwoman Simons said she has done research on this. Most of the time when they consolidate it is because the city is in financial ruin. We will lose a lot of control. A lot of things addressed by our own police department now the county would have to prioritize and the things that our local people would take care of would not fall down the list and possibly pushed to the side. We have a better level of service and better control by keeping this as a city service. She thought we should get the hiring process started since it will be a long drawn out process.

Councilman Rice thought now would be a great time to have this discussion. It is a transitional period. Time is of the essence and he supports going forward with the announcement. He would like to hear the presentation from the sheriff too.

Councilman Perry believed we needed to move forward with the recruitment announcement. A consolidation study will take several months. It will be a complicated path.

Mayor Johnson said when you get into these types of situations it is good to have time on your side. He supports the idea of having the sheriff bring his suggestion to council. He feels a consolidation would take a while and wouldn't happen in less than a year.

Councilman Schmidlein said many cities across the US are going to this. Councilwoman Simons mentioned a lot of cities are doing it due to financial constraints. At the end of the day it is working out better for them.

Councilman Perry said he learned in Las Vegas it has been the opposite. It ended up costing them a lot more money with the consolidation. They want to separate things back out.

Mr. Gailey said the recruitment process for a Police Chief is different than the payroll technician. They have to go through a much longer and more in-depth process. If that person fails the background, and that isn't uncommon, then you have to start over with the next candidate.

Donna Holladay, Central Dispatch, asked was dispatch considered in the consolidation because they all go hand in hand. She sees the Police Department and the Sheriff Department as apart. The Police Department is VHF and county is going 800 megahertz. The Police Department and the Dispatch CAD systems are New World. The Sheriff Department does Spillman in house.

Councilman Schmidlein agreed and it has been brought up. There will be hiccups along the way. There are a lot of issues that would have to be discussed.

Chief Zumwalt asked does it cost to advertise on the IACP website.

Mr. Gailey answered probably but that is one area that is not very expensive. We would collect applications. We would screen the applicants to make sure they meet the minimum requirements. Once we get those that meet the minimum requirements we would give them points based on their certifications. The top 15 candidates would go to the screening committee. He suggested the committee be comprised of the Human Resources Manager, the City Manager, the current Chief of Police, and the two police liaisons from the Elko City Council. On the back side of the announcement are supplemental questions. He would add a question to the list and change question one. Change question one to "The City of Elko recently completed a Management and Operations study of the Elko Police Department. Referencing this study, what steps would you take in the short and long term to implement and ensure these changes are successful?" Question 2 would be "Explain your philosophy for successfully integrating yourself into the Elko Police Department and become an effective leader for the city." Question 3, "Your primary conflict resolution style: how does it affect your leadership abilities?" Question 4, "The Chief of Police is an appointed leadership that is a prominent community member. The position must be sensitive to the needs of the community. How do you plan to position yourself in such a way that you are aware of the needs of the community and actively work to meet them?" Question 5, "What is the most significant organizational restructuring process that you have played a role in?" Question 6, "What types of departmental data collection and community reporting matrix have you used to help communicate with the public, elected officials and the department to foster transparency and measure progress in meeting goals and objectives of the department?" We would score each of those questions on a scale of 1 to 10. Those would be combined with their original scores. The screening points would be worth 75% of the total score. The supplemental questions would be worth 25% of the score. That would give us our top candidates. We can interview the top 10 using Skype. Then we would bring the top three candidates out here to participate in face-to-face interviews. We would take the score from the

second interview and combine that with the original score to get the top candidate. We would make a job offer to the top candidate and then we would start the background process. If that person failed the background check we would have to decide if we would offer the position to the number 2 person or not.

Councilman Rice said sometimes in his experience when there is an interview for a leadership position the current leader is not on the committee for a number of reasons. There might be some way to designate someone from the ranks for the interview/screen process.

Mr. Gailey asked if that would be best done at the first interview or the second.

Councilman Rice answered on the screening committee itself.

Mr. Gailey said we can keep that just like we do for any other. There is no open meeting law. The council should get a chance to examine that person. We haven't talked about that.

Councilman Rice said we don't want people to balk at applying because they don't want to put their name out there.

Councilman Schmidlein said when you get to the top three candidates he wants to start reviewing the resumes. If we are appointing the position then we should have that prerogative.

Mr. Gailey suggested taking the top three candidates and have council meet with them.

Mayor Johnson asked if they wanted council to conduct the second interview or have a third interview. He wanted this brought to council so we could have a plan from start to finish.

There was discussion about which interview would include councilmembers.

Dale White, 1585 Idaho Street, said he can see where Councilman Rice is coming from. He has hired and fired a lot of people and you don't get your employees involved. When you try to bring in employees into the decision making you have nothing but problems.

Chief Zumwalt cautioned having someone from the association on a steering committee to choose their boss. He agreed to stay on and help. He would even serve on the committee if they wanted him to. Don't go too far into the organization for someone to choose their boss. Maybe the top 3-5 candidates should be interviewed by City Council.

**\*\* A motion was made by Councilman Perry, seconded by Councilwoman Simons, to approve the Chief of Police recruitment plan and the supplemental questionnaire with the changes that Mr. Gailey has read in the recruitment plan, including the removal of the last paragraph on page 2. The make-up of the screening committee be 2 members of the council, City Manager and the Human Resources Manager. The second interview would be conducted in a public hearing by the City Council with each candidate coming in separately while the other ones are outside. All candidates will have an even score in the second interview.**

*The motion passed unanimously. (5-0)*

After the motion and before the vote, Councilman Rice said he supported the motion but wants someone from the department on the committee.

Councilman Perry suggested this proposal from the Sheriff should be put on the next agenda.

#### **IV. UNFINISHED BUSINESS**

- A. Review, consideration, and possible action regarding a petition and recommendation from the Elko Boys Little League to rename the minor league baseball field located along College Avenue and Moren Way, and matters related thereto. **FOR POSSIBLE ACTION**

On April 9, 2013, Council authorized The Elko Boys Little League to solicit nominations to rename the minor league baseball field and directed them to bring back a recommendation for approval. A selection committee met on May 6, 2013 to review nine submitted nominations and is recommending to rename the minor league baseball field as Leonard Holdren Field. JW

James Wiley explained Cathy Laughlin representing Elko Little League was present.

Cathy Laughlin thought they did a fabulous job with advertising. The selection committee ranged from someone in their 20's to their 70's. The nominations were hard to choose from. The vote was unanimous to name the field Leonard Holdren Field.

**\*\* A motion was made by Councilman Schmidlein, seconded by Councilwoman Simons, to authorize renaming the minor league baseball field as Leonard Holdren Field.**

*The motion passed unanimously. (5-0)*

Leonard Holdren said he doesn't feel he is deserving of this honor. This is humbling.

#### **II. PERSONNEL (Cont.)**

- I. Consideration of a request from Municipal Judge Mason E. Simons to designate certain individuals as Municipal Judges Pro Tempore, including the addition of Family Court Master Andrew M. Mierins, and matters related thereto. **FOR POSSIBLE ACTION**

A letter from Judge Mason E. Simons has been included in the agenda packet for review. The proposed designation list includes the following individuals:

- 1) Judge Pat Calton (Wells Township Justice of the Peace/Wells Municipal Judge)

- 2) Judge Teri Feasel (Carlin Township Justice of the Peace/Carlin Municipal Judge)
- 3) Judge Brian Boatman (Eastline Township Justice of the Peace/West Wendover Municipal Judge)
- 4) Judge Brad Hester (Jackpot Township Justice of the Peace)
- 5) Court Master Andrew M. Mierins (4<sup>th</sup> Judicial District Court)

Senior Municipal Judges such as Judge Barbara Nethery and Judge Marjean Kidner are authorized to serve as Municipal Judges Pro Tempore in NRS 5.024 and do not require explicit approval by the City Council. CC

Councilwoman Simons removed herself from the conversation and abstained.

Curtis Calder, City Manager, explained all the background information is in the packet and Judge Simons is present to explain and answer any questions.

Judge Mason Simons said that previously we only had Judge Feasel and Judge Calton as Municipal Judges Pro Tempore. The court wants to have the flexibility to use any of our outlying Justice of the Peace (JP) as an alternate judge as there is a need for them. As a rule we generally use the closest ones to our municipality. We usually use Carlin or Wells to cover the court when there is a need but at times they are not available. We want to have the flexibility of using any of those outlying JP's that have been elected in our jurisdiction.

**\*\* A motion was made by Councilman Perry, seconded by Councilman Schmidlein, to designate certain individuals as Municipal Judges Pro Tempore. The names of those are in the submitted letter from Judge Mason Simons attached in the packet. The names are: Judge Pat Calton, Judge Teri Feasel, Judge Brian Boatman, Judge Brad Hester and Court Master Andrew Mierins.**

*The motion passed. (4-0 Councilwoman Simons abstained.)*

### **III. APPROPRIATIONS**

- B. Review, consideration, and possible authorization for Staff to solicit bids for the Public Works Department Preventive Maintenance Project 2013, to apply Slurry Seal and Micro Pave to select City streets, and matters related thereto. **FOR POSSIBLE ACTION**

Micro Pave and Slurry Seal are preventive maintenance treatments which will be applied to approximately 5 miles of selected city streets that were identified and adopted as part of the City of Elko street inventory. This work will be completed after July 1, 2013. DS

Dennis Strickland, Public Works Director, explained they want to get this out to bid so they can be ready to work in July or August.

Councilman Perry asked if this is in the 2013-14 budget.

Mr. Strickland answered yes. If we get this approved tonight to go to bid then we will immediately get the bid packet out. By the time this gets awarded and the work started we will be into the next fiscal year.

**\*\* A motion was made by Councilman Rice, seconded by Councilman Schmidlein, to authorize staff to solicit bids for the Public Works Department's Street Maintenance Projects for 2013.**

*The motion passed unanimously. (5-0)*

- C. Review, consideration, and possible authorization for Staff to solicit bids for a new wheel loader for the Solid Waste Department, and matters related thereto. **FOR POSSIBLE ACTION**

Staff requests authorization to solicit bids for a new wheel loader. This loader was approved in the Fiscal Year 2013/2014 budget. DS

Mr. Strickland explained this was already approved in the budget. This is a 2001 Cat Loader that has over 17,000 hours on it and needs to be replaced.

**\*\* A motion was made by Councilman Schmidlein, seconded by Councilwoman Simons, to authorize staff to solicit bids for a new wheel loader for the Solid Waste Department.**

*The motion passed unanimously. (5-0)*

- D. Review, consideration, and possible final acceptance of AIP 41 Runway 05/23 Rehabilitation Phase I Project (including paving shoulders and upgrading airfield lighting and signage), and matters related thereto. **FOR POSSIBLE ACTION**

AIP 41 Runway 05/23 Rehabilitation Phase I Project (including paving shoulders and upgrading airfield lighting and signage) has been completed. A walk through inspection took place on January 7, 2013, and all punch list items were accepted on April 10, 2013. Staff is asking for final acceptance of this project. RH

Rick Hofheins, Airport Security Manager/Assistant Director, explained this is the first phase of a multi phased project to rehabilitate our main runway at the airport. We did roughly over 1000 feet of rehab. We also replaced lighting, signage and the instrument landing system for the runway.

Councilman Schmidlein said the reason this over ran there was a discrepancy between the city and the FAA about who was furnishing the lights.

Mr. Hofheins said at the beginning of the project because the city is actually securing the lighting through an AIP grant, there was some confusion about who was going to own it. The city can't own the lighting and maintain it. The FAA maintains all the lighting. The city gifted it to the

FAA and the FAA now maintains all the in-pavement lighting. We are looking at starting next month on Phase 2 if funding works out.

**\*\* A motion was made by Councilwoman Simons, seconded by Councilman Rice, for final acceptance of AIP 41 Rehabilitation Runway 5-23 Phase 1 including the shoulders, lighting and signage at the Elko Airport.**

*The motion passed unanimously. (5-0)*

- E. Consideration and possible ratification of Staff's decision to the solicit bids for Runway 05/23 Rehabilitation Phase II Project, and matters related thereto. **FOR POSSIBLE ACTION**

Rehabilitation of Runway 05/23 Phase I (including paving shoulders and upgrading airfield lighting and signage) has been completed. As such, Staff is now seeking ratification to solicit bids for Phase II of the project. The Federal Aviation Administration (FAA) will fund the grant "based on bids" and will require a local match of 6.25%. The City's portion has been budgeted in the tentative FY 2013/2014 Budget. RH

Mr. Hofheins explained this is a mirror of the first phase with the exception of some of the lighting. It will be rehabilitation of pavement, installation of new signage and runway edge lighting. We are looking at roughly \$2 million for the project. The city's portion would be less than \$140,000.00.

Councilman Schmidlein said he went out there the other day with city staff to see why we are moving forward with this. He asked Mr. Hofheins to present photos. There are other areas that are deteriorating too.

Mr. Hofheins said that is the original paving so it is close to 20 years old.

Councilman Schmidlein said they have done some crack seals. The crack sealing is to the point it is not worthy of continuing to do that. Doing a grind overlay is justified.

**\*\* A motion was made by Councilman Schmidlein, seconded by Councilwoman Simons, to ratify staff's decision to solicit bids for Runway 5-23 Rehabilitation Phase 2 Project.**

*The motion passed unanimously. (5-0)*

- F. Review, consideration, and possible authorization for Staff to apply for Airport Improvement Project (AIP) Grant 42, for the Runway 05/23 Rehabilitation Phase II Project, and matters related thereto. **FOR POSSIBLE ACTION**

Airport Improvement Project Grant Awards are based upon the outcome of competitive bid solicitations. As such, Staff is preparing to submit a grant application for the Runway 05/23 Rehabilitation Phase II Project. Any grant offer

from the Federal Aviation Administration will be brought back to the City Council for consideration and possible acceptance. RH

Mr. Hofheins explained the grant is based on bids received. We will open bids next week for phase 2. If the FAA does have funding we will submit the application and bring it back for approval from council for acceptance.

**\*\* A motion was made by Councilman Rice, seconded by Councilman Perry, to authorize staff to apply for Airport Improve Project AIP Grant 42 for the Runway 5-23 Rehabilitation Phase 2 Project.**

*The motion passed unanimously. (5-0)*

After the motion and before the vote, Councilman Schmidlein asked what the odds with receiving a grant are. If it doesn't come through then will the city fund it all?

Mr. Calder answered if the FAA grant doesn't come through (it is 93.75% of the cost) the project will be delayed. There are some issues at the federal level with sequester and we are communicating with the FAA on a regular basis to make sure of where we are at in the process. All of the airports within the district are jockeying for a position. There may be some prioritization from the FAA side and hopefully we will be on the higher end of it.

Council voted on the motion.

- G. Review, consideration, and possible authorization for Staff to enter into a Professional Services Agreement (PSA) with MGB+A to collect public input and complete conceptual and environmental designs for a Sports Complex, to be located near Errecart Boulevard and Bullion Road, and matters related thereto.  
**FOR POSSIBLE ACTION**

At the February 12, 2013 Council meeting, Staff was authorized to begin negotiations to enter into a PSA with MGB+A for the design of a Sports Complex to be located near Errecart Boulevard and Bullion Road. Staff has completed the negotiations with MGB+A and is ready to enter into a PSA and begin Phase 1 of the design process. JD

Jeremy Draper, Civil Engineer, explained they would like to begin the process. We started the selection process back in November. We are looking at 4 or 5 baseball/softball fields and other items. A local resident expressed her favor of this project moving forward. With this proposal from MGB+A, we will get the public input process done. They will come out and meet with the public, hold the open houses and come up with a conceptual design from that. They will also complete the environmental process too. This will not get us construction documents. If we do move forward from this phase to the construction documents MGB+A wants 7% of the construction costs. That is a reasonable number for construction documents. They also have grant writing and fund raising opportunities and wanted to know if the city would like to pursue that as part of the process.

Councilman Schmidlein asked would they be willing to do that for a percentage. Would they be willing to work off a commission rather than a set fee? What kind of grant money do they think they are going to obtain?

Mr. Draper answered James Wiley has been in contact with the mines. The mines have offered support but they have not put a dollar figure to that. There are trail grants, baseball grants and other grants. They are currently completing a project in Salt Lake City where they did a lot of grant writing but he didn't know how much they got from the grants. These guys focus on sports fields. So far they are really easy to work with. He offered to approach MGB+A with Councilman Schmidlein's suggestion.

Councilman Perry said he pulled out the Elko City Master Plan that was updated and approved in 2011. There was a chapter put in that involved the community involvement. He recalled some of these numbers that came out of a study that CSRA did on this. There is a table on page 3. It said how many fields you will need by 2020 based on the population growth then. We did the public involvement when we did the 2011 update, are we duplicating and doing it again with this?

Mr. Draper said the only thing they will be doing as far as public involvement is they will ask the public what kind of layout they want.

Councilman Perry asked are we addressing in this sports complex the number and types of fields we needed per the study. (yes)

James Wiley, Parks and Recreation Director, said we did read through the master plan extensively. We are going to meet the need in the master plan and maybe even have an extra field or two. We can have up to 6 baseball/softball multi-use and at least two soccer/football multi-use fields with this project. That is in line with what is in the master plan.

Councilman Perry said we need a five year plan on this. If we are going to do this he wasn't sure if there was going to be enough money up front.

Mr. Wiley said that is why we are looking at a phased approach. Our goal is to get some aspect of sports fields constructed in the next two or three years. One challenge with the recreation fund is that we budget off anticipated monies. We are going to start banking money as part of our five-year plan.

Mr. Draper suggested if there grants out there that allow for us to pay for design work that may be a way to get the construction drawings done.

Mr. Wiley commented this company we selected has an impressive record getting fund raising and grants for projects. They have been associated with some large projects and have been able to bring millions of dollars to the projects.

**\*\* A motion was made by Councilman Perry, seconded by Councilman Schmidlein, to authorize staff to enter into a PSA with MGB+A to collect public input, complete a**

**conceptual design and the environmental design of the sports complex to be located near Errecart Blvd. and Bullion Rd.**

*The motion passed unanimously. (5-0)*

### **VIII. 6:00 P.M. PUBLIC HEARINGS**

- A. Review, consideration, and possible action to adopt Resolution No. 4-13, a resolution and order vacating a portion of the 12th Street right-of-way approximately 365 feet in width by 25 feet in depth, and a drainage and public utility easement approximately 337 feet in width by 10 feet in depth abutting APN 001-630-042, which is located within the City of Elko, Nevada, to the abutting property owners, i.e., Michael H. Gallagher and Tana M. Gallagher, filed and processed as Vacation No. 1-13, and matters related thereto. **FOR POSSIBLE ACTION**

Council accepted a petition for the subject vacation at its regular meeting of March 12, 2013 with direction to Staff to continue with the vacation process by referring the matter to the Planning Commission. The Planning Commission considered the vacation at its regular meeting of April 2, 2013, and took action to forward a recommendation of conditional approval to the Council with findings in support of its recommendation. RM

Rick Magness, City Planner, explained there is a revision in the packet regarding some wording and some details. Instead of saying "legal description of proposed easement" it has been corrected to read "legal description of easement" so it may be recorded. Exhibit D has been corrected. An area had been delineated incorrectly but that has been corrected. Corrections were made in red. SatView Broadband did send a letter dated April 9, 2013, regarding utilities that they had and if the dedication of the easement was correct in accommodating their utilities. It is and he has had response back from them that it does take care of that. He recommended approval.

**\*\* A motion was made by Councilman Perry, seconded by Councilman Rice, to adopt Resolution No. 4-13 which contains the relevant conditions as recommended by the Planning Commission.**

*The motion passed unanimously. (5-0)*

### **V. NEW BUSINESS**

- A. Review, consideration, and possible ratification of a Letter of Support for the Winchester Court Housing Project, and matters related thereto. **FOR POSSIBLE ACTION**

A letter of support from Mayor Chris J. Johnson has been included in the agenda packet for review. CC

Ester Quilici, Vitality Unlimited, indicated the letter was specific. It defers the fees since we are not asking for abatement. It is a sequencing of funding. We are into a competitive process with how we structure the loans and financing has a lot to do with how we garner points. If you will waive these fees during construction it will help garner points. The \$25,000 valuation would be paid at the end of construction.

Councilman Perry said he was confused because the agenda showed only a letter of support. There is nothing in here regarding deferring any fees.

Ms. Quilici said the letter should have been with a match leverage commitment form.

Mayor Johnson said that he did draft the letter but to get the approval from the city would take council action. It is a \$25,000.00 request from the City of Elko to contribute to the housing project. The funds are coming from a competitive project. In the applications they submit to the housing project, if they can get the local community to provide funding for housing then they get additional points that would put them in a better position as they compete against other entities for funding to get the project off the ground. They approached him to see if the City of Elko would be supportive of that.

Mr. Calder said when we got the letter of support it did not have the attachment on it.

Mayor Johnson said they are asking for a \$25,000 commitment from the city. He understood the request was for \$25,000 and not a deferment of building permits.

Ms. Quilici said there wouldn't be any reason why you would just give money to this project unless you get a whole lot more in return. This will bring affordable housing to Elko.

Councilman Rice asked where the funds would come from.

Mr. Calder said without having seen the application request we haven't really analyzed that part of it. What is the timeline for the commitment on the dollars?

Ms. Quilici answered she wasn't sure if they could get the project started much before October.

Mr. Calder said we have our final budget meeting next week. We can include that allocation request on the agenda. Tonight we could approve the letter but not the allocation amount.

Ms. Quilici said the application has already been submitted and has not been rejected yet. What date are you asking for? Do you need to agenda this for another meeting?

Mayor Johnson said we would have to.

Mr. Calder said we know this is coming, get with Ms. Stout in the next day or so it would be included in the next budget.

Councilman Perry said we have designated our Nevada Housing Authority percentage that the City of Elko gets to something. Does this have any bearing on this?

Mr. Calder answered that is our private activity bond cap. Typically Nevada Rural Housing asks the Council every year to allocate that to them. It isn't real money. He hasn't received a request from them yet and he wasn't sure if that would help Ms. Quilici's project or not.

Ms. Quilici said the city doesn't have to put money into the project, but give a discount instead. There is going to be a lot of money made with connection fees.

**THERE WAS NO ACTION.**

#### **IV. UNFINISHED BUSINESS (Cont.)**

- C. Review, discussion, and possible acceptance of the "Management and Operations Study of the Police Department," conducted by Matrix Consulting Group, and matters related thereto. **FOR POSSIBLE ACTION**

A copy of the final report has been included in the agenda for review. Mr. Richard Brady, President of Matrix Consulting Group, will be in attendance to present the report and answer any questions the City Council may have. CC

Curtis Calder, City Manager, explained we have been working on the Matrix Study for several months. A draft was provided a couple of weeks ago. The final document was included in the packet. The steering committee included the Mayor, Councilman Perry, himself, Police Chief Zumwalt and Human Resources Manager, Doug Gailey. We were involved with that study from the beginning. When we received the final draft there weren't any big surprises to the steering committee.

Richard Brady, President, Matrix Consulting Group, summarized the study using a presentation. (Exhibit "B")

Councilwoman Simons asked staff surveys say they are concerned about staffing levels but you said it is appropriate. You don't think the staff concerns are necessarily valid?

Mr. Brady answered we asked them to characterize their work load. They themselves don't feel overloaded. The issue comes back to management and prioritizing calls and other duties.

Councilman Schmidlein asked overall how you would grade the Police Department.

Mr. Brady answered with two grades. In terms of service to the community, they are providing an effective service to the community (B+ or A-). The management would get a C+.

Councilman Schmidlein asked why other law enforcement agencies were not incorporated into this report. In other reports you have brought in other entities.

Mr. Brady answered we did look at mutual aid coming in and back up from law enforcement personnel. The expectation of getting significant help from another agency is not the same as in a bigger metropolitan area. It was factored in there.

Councilman Perry asked you did interview the Sheriff Department.

Mr. Brady answered yes but that was the only external entity they looked at.

Councilman Schmidlein said the majority of the respondents had negative responses. They are in the facility they are in. It is a terrible facility and we all recognize it. We know it affects them at the station.

Mr. Brady said there is a correlation between the facility and how they feel about their jobs.

Councilman Schmidlein noted we do an adequate job of maintaining low overtime. At the end of the day it may be a win/win but we may also need more services in other areas causing more overtime.

Mr. Brady said the overtime was low for the size of the department. The self-initiated activity for patrol officers out there is high. By prioritizing the time and directing it better you can make them more visible to the highest priority problems in the community.

Councilman Schmidlein asked when the Chief was asked about the report he wasn't in favor of the report. Why would the Chief be against the report?

Chief Zumwalt said that must have been misunderstood because he was in favor of the report. They have never had one done before. They are nothing to be feared. Mr. Brady has found a long list of things. He was never opposed to this audit.

Councilman Perry agreed that the Chief has always been on board. He felt it was a good report. We should ask Chief Zumwalt which ones of these he would like to implement now. We also need an implementation plan that we can refer back to see where we are on implementing these changes or else this will just be a document that sits on the shelf. This will take follow-through on a regular basis.

Councilwoman Simons asked how often these reports should be done.

Mr. Brady said it depends on the situation. Maybe have a follow-up in 3 or 4 years. Not a full study but maybe a limited one, targeted towards specific issues.

Councilman Schmidlein noted that the project team was advised that a discipline matrix had been proposed but rejected by the Chief.

Chief Zumwalt said we have very little discipline. Can it be more consistent? Can we develop a matrix to make it have no subjectivity in it? Yes, we are already working on that. There was some misunderstanding. They thought I was rejecting the idea of a decision matrix where I was

proposing one myself. He suggested we accept the report. Of the 35 recommendations we have already accepted 14 of them. As we do council meetings and reports he can update which recommendations they have started and where they are on the process.

Mr. Brady said in this kind of a situation it is a good idea to have this be a transparent process. Put together a proposed plan and report to council during the process to get their views.

**\*\* A motion was made by Councilman Perry, seconded by Councilman Rice, to accept the Matrix Consulting Group final report on the Elko Police Department organizational and management study of May 13, 2013.**

*The motion passed unanimously. (5-0)*

#### **IV. UNFINISHED BUSINESS (Cont.)**

- B. Review, consideration, and possible approval of the Main City Park Tennis Court Rehabilitation Project to be included in the Fiscal Year 2013/2014 budget, and matters related thereto. **FOR POSSIBLE ACTION**

On October 23, 2012, Council authorized Staff to enter into a Professional Services Agreement with Lombard Conrad Architects for the design of the Main City Park Tennis Court Rehabilitation Project. The design and an estimated cost for the project have been completed. The project has also been identified and recommended as part of the Recreation Fund Priorities List for FY 2013 /2014 by the Parks and Recreation Advisory Board. JW

James Wiley explained in the packet is the cost breakdowns for the project. One is general and the other is more specific. He has been asked why they are looking at this project. He received a letter from the Advisory Board Chairperson that he read into record (Exhibit "C"). In 2008 the City rehabilitated the South Side tennis courts. It is a similar scope to today's project. We didn't address lighting and fencing down there. Once the project was completed there was an influx of players there. We started to look at the tennis courts in the Main City Park. It was built in the mid 1970's. So then we focused on looking at the facility. The lighting needs to be upgraded. The fencing is poor. The surface has issues. It has taken us 4 years to get to this point. We have an old park system that is showing signs of age. The master plan says we should invest money into our existing park system. There are many intangible sociable benefits that would come from re-investing in the park system. Those are points that should be considered with this project.

Councilman Schmidlein asked why the high school doesn't step forward to help out.

Mr. Wiley answered Curtis has been talking with the high school. We were going to ask for \$100,000 for the project but the school board shot it down.

Councilman Rice thought those kinds of discussions should be taking place between council and the school board and not between the staff and the school board.

Mr. Calder said his discussions have been with Jeff Zander and he supports the project. It has not been on an agenda but is has not gotten a favorable response. We can still request that it be put on an agenda and make a presentation. It could have a chance of getting some funding.

Mr. Wiley said if the project goes through it will be a goal of the department to program and coordinate a user fee. It can generate some revenue.

Councilman Schmidlein said we have already invested a half million to rehab the parking lot. If we are going to build a tennis court then let's just build a plain Jane tennis court. He felt they were proposing a 5 star tennis court.

Mr. Wiley said he would let Mr. Smith speak to that issue. He understands where he is coming from. Part of his job is to look at recreational possibilities. He has to try to balance all facets of recreation and come up with a plan to keep recreation alive in the community. A lot of those things are going to have a high price tag on them.

Councilman Rice said there are other areas where we make substantial subsidies either annually or over the years.

Byron Smith, Lombard Conrad Architects (LCA), said LCA has done hundreds of public projects. We have a great respect for the demand on the City's budget. We feel it is our responsibility to make responsible decisions in the design process so that the taxpayer money is spent with proper research and respect the costs involved in these types of projects. This is not a 5 star project. We were directed by the previous city council to design a project with a post tension concrete slab as a basis. We were directed to work with the stake holders and the users groups to find out what their needs and desires were and what they would like to see in a new facility in the Main City Park. We heard they wanted an enclosure. That would be gold plating it. That would be 5 stars and irresponsible use of the taxpayer's money. We deal with this on every project we do. We stand behind this project as something that is cost effective. It is probably more cost effective than going with a lesser expensive asphalt based system. In your own records you are continually dealing with surface replacement issues and unplayable facilities because the base is junk. Asphalt cracks and the playing surface deteriorates and cracks. We feel like we have addressed the problem that has been presented to us in a responsible manner. We were asked by James to look at a Musco System that is similar to the types of flood lighting they use on large athletic fields. It is inappropriate for tennis courts. We have a tennis court specific lighting system. It is a high-intensity discharge lighting system. You will get years of life out of this lighting system. We are looking at completely demolishing the existing tennis courts and the fencing. The west end of the courts is a gravel mess right now. We will replace the four existing courts with four new courts on a post tension concrete slab. We will use the youth court lines and the pickle ball lines on the two inner courts. That will expand the user group. The outside courts will be more for the serious players. Those will utilize a premier court system. The perimeter of the post tension slab will be a conventional reinforced concrete slab on grade that will be tied into the post tension slab.

Councilwoman Simons asked what kind of fencing and screening will be there.

Mr. Smith explained they have a vinyl coated 10 ft. fencing around the perimeter. It steps down in between each court down to three feet. There is a wind screen on the north and south sides. We left it open on the ends due to some concerns about security and police patrols being able to drive by and look through there to see what is going on.

Councilman Perry asked what would you estimate the service time for what is proposed here in years.

Mr. Smith answered based on their research with the manufacturer, 10-15 years. They don't expect that the city will have to do anything to this in 10-15 years at least. At that time the top layer would need to be replaced.

Mr. Wiley said in his experience the post tension concrete systems last and are easy on maintenance. The only thing they foresee is fading in the coloring which you would want to address but that is a minimal cost. We have had continuing issues with resurfacing the asphalt based courts since 1966. By going this route we can cut those maintenance costs way down. The initial investment will be high but it will stand the test of time.

Councilman Perry wondered if there was a way to value engineer this project. He agreed that we need new tennis courts but was concerned about their cost. He also questioned the lights and if they would be used or not. He wanted to see more than one option with this project.

Mr. Smith noted that the costs associated with this project are higher because we are in a remote area and since we don't have anyone local that can do this work we have to pay more to bring them here.

Perry Arbagast, 720 West Sage, said in all sports there are three types of players; the recreational players, novices, and then there are the serious players. Most of us that play tennis want a surface that will bring the ball back up to our racquet. We are in a unique situation where there is no other place to play. Cost wise, post tension concrete is the best option long term. Asphalt will crack. The surfacing that they place on the courts is very thin and has different layers. That top layer is the only surface that needs to be replaced. We want lights so we can play after it gets dark. Most of the tennis players play in the evening. Serious players play then. We need to look at the money. What they have designed is a beautiful set of courts that we will not have to keep resurfacing.

Councilman Perry asked do you play on the South Side courts.

Mr. Arbagast answered within a month of playing in the South Side courts all of the serious players could not play down there anymore due to sore joints, etc. Those courts do not have all the layers that are being proposed for the Main City Park court. The South Side courts don't get used because they are positioned so that the sun is always in their eyes. We have already lost the courts in Angel Park. The South Side courts are not usable for the ones that take tennis serious. If we don't take advantage of these courts now and we wait, these courts will be closed and the costs will be higher compared to today. Tennis will disappear.

Councilman Perry asked when there is play in the evening, how many people are typically out there.

Mr. Arbagast answered there are quite a few players almost every evening. There are some people who will travel all the way to Salt Lake City to play because these courts are so frustrating to play on.

Gary DiGrazia, 1000 Barrington Ave., said he has played on the courts from the time they were built. He is there quite often. There has been nothing but problems from day one. He wants a surface that will last a long time. He just wants the city to do it correctly.

Councilman Perry asked when he is out playing, how many courts are being used typically.

Mr. DiGrazia answered it depends on the heat and whether or not the high school is there.

Councilman Perry asked would three courts be enough.

Mr. DiGrazia answered yes.

Kurt Taylor, 723 Cedar Street, said he has been playing tennis since he was six because his dad was a tennis pro. The main thing is the surface of the courts. To save money will you pull money out of the cost of this restoration and save money on amenities? Don't mess with putting in cheaper court surfaces. It won't work and it won't be profitable. Over a period of time it won't be good for you. The players need a good consistent surface that cheaper courts don't provide.

Rob Lowe, 540 Court Street, said there are a lot of kids out there that would be playing tennis if it was adequate. We all play football, etc. when we were young. How much do you continue to do that when you are old? When was the last time you threw a football around? The sports you are willing to do are limited to are golf or tennis because these are lifetime sports. You get to play it your whole life. We teach kids an activity they can do their whole lives.

Tony Still, 2265 Industrial Way, said he isn't against fixing the tennis courts. He is against spending that much money.

Mr. Draper said he spoke with Dennis Strickland for a few minutes during the meeting. With many of our public works projects we try to use our own employees to save money. He suggested some alternates for the project. He offered to meet with Mr. Smith to get some costs down. He asked council what amount they would be comfortable with.

Councilwoman Simons thought that with doing some of the work and partnering with the County School District we should be able to get the costs down to \$650,000 or \$700,000.

Mayor Johnson said he would like to see \$400,000.

Councilman Schmidlein said he thought \$500,000. He would like to see the school district bring a minimum of \$100,000 - \$150,000 to the table. They are utilizing the courts so they should bring the money.

Councilman Rice said \$600,000 - \$650,000. We need approve an amount of money that is going to go into the budget. He knows that approving the budget is one thing and approving the project is another. We all agree that \$900,000 is not an acceptable amount of money but we need to put something in the budget.

Mr. Calder said right now we have a place holder. That is all we have right now.

Councilman Rice didn't feel they have enough information.

Councilman Perry suggested putting this in the budget as a place holder. He wanted this to be brought back to council after value engineering and options put in the proposal.

Mr. Wiley said we need to start banking some money for projects coming up.

Mr. Calder thought it has to be political entity to political entity. We need to get on the school district's agenda and have a council representative and staff give a proper presentation to the school board. Staff understands the amount of use the students have on the facility. Our Main City Park is the jewel of the park system. The investments made in the park have a big intangible value. The Main City Park is the best place to make the improvements. It looks run down and shabby.

Mr. Draper said we had a previous engineer look at this and he said to expect \$1.3 million for the total cost.

**\*\* A motion was made by Councilman Perry, seconded by Councilman Rice, to put a placeholder in the budget entitled "Tennis and Other Parks Improvements" and direct staff to value engineer the Lombard Conrad Architects Tennis Courts Replacement construction costs estimate with two options: 3 courts and 4 courts. Staff will request an item to be heard on the Elko County School District agenda regarding this item.**

*The motion passed unanimously. (5-0)*

After the motion and before the vote, Councilman Schmidlein said he was the liaison for the Parks and Recreation Department but didn't feel he was the right person to make such a presentation. He asked if Councilwoman Simons would do it and she agreed.

Mr. Calder said that their meetings are held at the same time as our meetings so they would have to miss part of City Council meeting. It will be worth the visit and they may be able to come back to council with something that will help.

Council voted on the motion.

### III. APPROPRIATIONS (Cont.)

- H. Review, consideration, and possible approval of a Two (2) Year Cleaning Agreement for custodial services at the Elko Police Department, and matters related thereto. **FOR POSSIBLE ACTION**

On April 9, 2013 Council authorized Staff to solicit bids for custodial services. Bids closed May 10, 2013. DZ

Chief Zumwalt said they had two bids. Preliminarily, the lower bid doesn't seem to be a problem passing background.

Councilwoman Simons asked if they clean the airport. (yes)

**\*\* A motion was made by Councilwoman Simons, seconded by Councilman Schmidlein, to award the Custodial Services Two (2) Year Cleaning Agreement to Royal Pane Janitorial on condition that they pass a background check.**

*The motion passed unanimously. (5-0)*

- I. Review, consideration, and possible action to approve additional financial resources toward the Idaho Street Landscaping, Irrigation, Electrical and Maintenance Project, and matters related thereto. **FOR POSSIBLE ACTION**

During the Fiscal Year 2012/2013 budget process, the City budgeted \$36,000.00 from the Ad Valorem Capital Projects fund and Elko RDA budgeted \$225,000.00 toward this project. The RDA awarded the project at their meeting held on March 23, 2013. The total amount of the project including engineering is \$304,293.00. The RDA is asking that the City consider equally sharing the additional amount. If approved, each entity would commit an additional \$21,646.50.

The award will not complete the project. The Council may wish to consider funding the balance of the additive alternates to complete the project. An additional amount of \$112,575 would be required and is available in the Ad Valorem Capital Projects fund. DA

Jeremy Draper, Civil Engineer, explained this is an RDA funded project. The RDA has asked the council to fund \$36,000.00 for the maintenance of the pavers. After the bids were opened we were over budget by \$43,000. This was before RDA three weeks ago. They approved the project as long as council would pay for half of that overage. That is step one of the motion needed tonight.

**\*\* A motion was made by Councilman Rice, seconded by Councilman Perry, to provide the additional \$21,646.50.**

*The motion passed unanimously. (5-0)*

Mr. Draper said part two of the project finishes out the project. Base bid of the project is 3<sup>rd</sup> to 6<sup>th</sup> Street. Removing pavers and replacing them and then also installing landscaping at 6<sup>th</sup>, 8<sup>th</sup> and 11<sup>th</sup>. What is left after that is 6<sup>th</sup> to 9<sup>th</sup>. Those pavers need to be addressed still. We still have to get water to the tree wells so that it reduces the maintenance obligation of our parks department. Currently those tree wells are watered by hand.

Mayor Johnson noted we can save labor costs.

Mr. Draper said there was a question about the added alternate for the mobilization and demobilization. He did speak to the contractor about that. The contractor is willing to work with us. He has some ideas of how to value engineer the project. He wanted to award the full amount and come back with a deductive change order at the end of the project.

Councilman Perry asked the \$112,575 in Ad Valorem capital projects; is this money dedicated to anything this year?

Dawn Stout, Administrative Services Director, answered we didn't have anything dedicated. The only thing we had dedicated this year was the \$40,000 project to extend the arms on the traffic signal poles at 12<sup>th</sup> and Idaho Street.

Councilman Perry asked where this money comes from.

Ms. Stout answered it is a 5% capital projects tax which is a pass-through from the county.

Councilman Schmidlein said this is showing our support to the RAC and RDA that we are committed to move things forward. We should move forward and support the DBA too.

Mr. Draper said with the RDA Master Plan this accomplishes a portion of six of the projects in that plan.

**\*\* A motion was made by Councilman Schmidlein, seconded by Councilman Perry, to approve the \$112,575.00 from the Ad Valorem Capital Projects Fund to address the base bid alternates for the RDA Paver Project.**

*The motion passed unanimously. (5-0)*

## **VI. RESOLUTIONS AND ORDINANCES**

- A. Review, consideration, and possible adoption of Resolution No. 05-13 pertaining to a Sports Field Facility Rental Policy, and matters related thereto. **FOR POSSIBLE ACTION**

Due to increasing electricity fees, it is necessary to increase the field light fee associated with the Sports Field Facility Rental Policy adopted in Resolution 32-12. JW

James Wiley, Parks and Recreation Director, explained if you look at item 9 in the resolution, our fee for an hourly rate to run sports field lighting has been \$25. We found out last fall that doesn't cover the cost to run the lights. We recommend increasing the rate to \$35.00.

Mayor Johnson asked if that covered the cost.

Mr. Wiley answered we hope so.

Mayor Johnson asked is that per hour.

Mr. Wiley answered it is based per hour. We estimated based on power bills that will cover the cost.

Mayor Johnson asked should it be higher. Should it be \$45.00?

Dawn Stout answered she thought it should be higher because then we wouldn't have to come back soon to change them again. We can let this price go for a while.

Mr. Wiley said this is based on a one day or weekend rental of a facility. They don't pay player fees. If they are going to use lights they pay per hour. Other entities have the renters pay the entire power bill to run the lights. We targeted at \$35.00 per hour. The power bills are spiking. It won't hurt to go to \$45.00. This doesn't happen all of the time. People have been willing to pay.

**\*\* A motion was made by Councilwoman Simons, seconded by Councilman Schmidlein, to adopt Resolution No. 5-13 increasing the facility rental fee \$25.00 an hour to \$45.00 an hour for lights.**

*The motion passed unanimously. (5-0)*

## **VII. PETITIONS, APPEALS, AND COMMUNICATIONS**

- A. Consideration of a request by the Elko Motorcycle Jamboree organizers to borrow City-owned golf carts for use at the 2013 Motorcycle Jamboree, and matters related thereto. **FOR POSSIBLE ACTION**

Last year Jamboree organizers submitted a similar request and were granted permission to use City-owned golf carts for their event provided that they sign a lease agreement with the City and provide additional insurance to cover any damage to the leased carts. JW

Mr. Wiley explained they are proposing exactly the same as last year. A copy of the lease agreement is in the packet. We charge them \$1 and then the Recreation Fund picks up the rest of the cost for the carts.

**\*\* A motion was made by Councilman Perry, seconded by Councilman Rice, to lease the golf carts to the Elko Motorcycle Jamboree for 2013 for \$1.00 a year according to the Golf Cart Agreement attached.**

*The motion passed unanimously. (5-0)*

### **III. APPROPRIATIONS (Cont.)**

A. Review and possible approval of Warrants. **FOR POSSIBLE ACTION**

**\*\* A motion was made by Councilman Rice, seconded by Councilman Perry, to approve the warrants.**

*The motion passed unanimously. (5-0)*

### **IX. REPORTS**

A. Mayor and City Council

*Rich Perry reported on testifying via video on SJR15.*

*Mayor Johnson reported on graffiti cleanup in the city and Kmart painting their building. He received a thank you letter from Ralph Sacreson for the letter the city put in the newspaper regarding SJR15.*

*Robert Schmidlein reported on Green Up Clean Up day.*

*John Rice reported on the bike lane decals being installed.*

B. City Manager – Legislative Update

*Curtis Calder gave a legislative update. He reported the city has the money from the airport judgment in hand. The mandatory settlement conference has been scheduled as part of the appeal. The small claims suit filed by Mr. Frost was dismissed without prejudice.*

C. Assistant City Manager – “Take Pride in Elko” Recap

*Delmo Andreozzi reported on the “Take Pride in Elko” project. He handed out a spreadsheet regarding expenses for Take Pride in Elko. (Exhibit “D”)*

D. Utilities Director

*Ryan Limberg reported on the water level in the Humboldt River.*

E. Public Works

*Dennis Strickland reported on the changed out a signal at 12<sup>th</sup> and Idaho Street.*

F. Airport Director

G. City Attorney

H. Fire Chief

*Matt Griego reported on the Fire Department Newsletter (Exhibit “E”). He requested that public safety be considered in the Master Plan.*

I. Police Chief

*Don Zumwalt reported more on the Matrix Report and strategic planning. There will be a parade Saturday at 1:00 p.m. if anyone wants to help.*

J. City Clerk

*Shanell Owen reported on working on a new website design. We have met numerous times on the liquor code and they will be ready to bring new codes to council soon.*

K. City Planner

*Rick Magness reported on joint meeting with RDA/RAC held Tuesday, April 30th. Planning Commission considered and approved for consideration a rezone No. 2-13 on May 7<sup>th</sup>. It is a rezone of mobile home to commercial transitional along Front Street and Errecart.*

L. Staff Engineer

*Jeremy Draper thanked council on the discussion about the tennis courts. They are working on doing some signal coordination on Idaho Street and 12<sup>th</sup> Street.*

M. Administrative Services Director

*Doug Gailey reported on hiring an Airport Director.*

*Dawn Stout relayed to Council that Dawn Borland, Payroll Technician, has always been a stellar employee and her leaving will be a huge loss to her department.*

N. Parks and Recreation Director

#### COMMENTS BY THE GENERAL PUBLIC

Pursuant to N.R.S. 241, this time is devoted to comments by the public, if any, and discussion of those comments. No action may be taken upon a matter raised under this item on the agenda until the matter itself has been specifically included on a successive agenda and identified as an item for possible action. **ACTION WILL NOT BE TAKEN**

*There were no public comments.*

There being no further business, Mayor Chris Johnson adjourned the meeting.

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Mayor Chris Johnson

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Shanell Owen, City Clerk