

**CARLIN CITY COUNCIL
CITY OF CARLIN, STATE OF NEVADA
REGULAR MEETING
CARLIN MUNICIPAL COURT ROOM
101 SOUTH EIGHTH STREET
CARLIN, NEVADA**

**September 11, 2019
7:00 pm**

Call to Order and Roll Call

Mayor Dana Holbrook called the Carlin City Council Meeting to order at 7:00 p.m.

**Council Members Present: Mayor Dana Holbrook
Vice Mayor Lincoln Litchfield
Councilperson Margaret Johnston
Councilperson Cameron Kinney**

Council Members Absent: Councilperson Pam Griswold

**Staff: Madison Mahon, Carlin City Manager
LaDawn Lawson, Carlin City Clerk
Carlos Esparza, Carlin Public Works Director**

**Public: Angelina DeMars, Gold Rush MX Park
Cliff Eklund, Elko County Commissioner
D'Anne Wright
Fred Montes de Oca
Gayle Zomar
Mary Hines, New Gen Farms
Mike Tangreen, New Gen Farms
Jan Brizee, Planning Board
Wren Doxey**

Pledge of Allegiance

- 1. Comment by the General Public (Non-Action Item):** Pursuant to NRS 241.020(2)(D)(3)(I & II) this time is devoted to comments by the general public and possible discussion of those comments. No action may be taken upon a matter raised under this item until the matter has been included on a successive agenda pursuant to the required procedures at the discretion of the City in accordance with applicable law and identified as an action item.

Municipal Code:1-6-11: MANNER OF ADDRESSING BOARD; TIME LIMIT:

Each person addressing the board shall first give his name and address for the records, and unless further time is granted by the presiding officer, shall limit his address to five (5) minutes. All remarks shall be addressed to the board as a body and not to any member thereof. No person, other than the mayor, the members of the board and the person having the floor, shall be permitted to enter into any discussion, either directly or through a member of the board, without the permission of the presiding officer. No question shall be asked except through the presiding officer. (Ord. 81, 9-10-1975, eff. 9-17-1975)

PUBLIC COMMENT MAY BE TAKEN DURING DISCUSSION OF INDIVIDUAL AGENDA ITEMS.

County Commissioner/Chairman Carlin Equestrian Park Committee, Cliff Eklund, 315 School Street, Carlin, Nevada, we just held the Ranch Hand Rodeo and we had 28 teams. Margaret Johnston was there and took down license plates of the Contestants, and we had plates from 5 different states, and one from Calgary, Alberta. Johnny Filippini from Battle Mountain, not sure where he got his information, but he said the Carlin Ranch Hand Rodeo was rated 5th of Ranch Hand Rodeos in the United States, that is pretty good for a little town like Carlin. I would like to thank Margaret Johnston for all her help she was up there everyday, Gary Wright, Wren Doxey, Lisa Micheli, we had a tremendous turn out of volunteers. It was a very successful event. I want to thank everyone for all their help.

2. City Council Members Report (Non-Action Item):

Mayor Dana Holbrook: No Report.

Vice Mayor Lincoln Litchfield:

A) Open Meeting Laws

- a. Vice Mayor Lincoln Litchfield stated he had made a correction at the Planning Board Meeting and would like to make the same correction here regarding a question that was asked and he misunderstood the question or misinterpreted what the question was. The question went along the lines of "if you do not have a quorum can you discuss an item" I was taking it as any old item. The Open Meeting Law states that if you do not have a quorum, say you have a 7 member board, it means you need one over half to have a quorum. If you discuss an item on the agenda it could become a walking quorum. So to clarify this, if an item is on the agenda and you do not have a quorum, you cannot discuss that item, however you can discuss the weather or something not on the agenda. Just wanted to clarify this for the record.
- b. Councilperson Cameron Kinney added you do not want to discuss any item that may be coming on a future agenda for deliberation as well.

Council Member Margaret Johnston: No Report.

Council Member Pam Griswold: No Report.

Council Member Cameron Kinney: No Report.

3. Memorandum of Understanding with the Carlin Historical Society (For Possible Action):

- A) Review, discussion, and possible approval of a memorandum of understanding between the City of Carlin and the Carlin Historical Society. The MOU would allow for a future LLC, committee, or board to place funds in the Historical Society's trust in order to be used on a new roof for the Old Catholic Church, and all related matters.

ACTION:

Vice Mayor Lincoln Litchfield made motion to approve a memorandum of understanding between the City of Carlin and the Carlin Historical Society. The MOU would allow for a future LLC, committee, or board, to place funds in the Historical Society's trust in order to be used on a new roof for the Old Catholic Church for a period of 1 year. Councilperson Cameron Kinney seconded the motion. Motion Passed.

4. Marijuana Draft Code (Non-Action Item):

- A) Review and discussion of the draft Medical Marijuana Establishments and Retail Marijuana Establishments code. Discussion can include additions, subtractions, or edits to the draft code, and all related matters.

Non-Action Item – No Action Taken.

5. Final Approval of Rezoning Parcel # 02-091-003 (For Possible Action):

- A) Review, discussion, and possible approval of the Planning Board's approved rezoning request for Parcel #002-091-003. The parcel would change from Commercial zoning to Intermediate Residence zoning, and all related matters.

ACTION:

Vice Mayor Lincoln Litchfield made a motion to approve the Planning Commission's approved rezoning request of Parcel #002-091-003. The Parcel would change from Commercial zoning to Intermediate Residence zoning. Councilperson Margaret Johnston seconded the motion. Motion Passed.

6. Special Use Water Permit – GRMX (For Possible Action):

- A) Review, discussion, and possible approval of Gold Rush MX Park’s special use water permit application, and all related matters.

ACTION:

Councilperson Cameron Kinney made a motion to approve the Gold Rush MX Park’s special use water permit application for September 28 and 29, 2019, for use of 30,000 gallons coming from the Equestrian Park hydrant and all related matters. Vice Mayor Lincoln Litchfield seconded the motion. Motion Passed.

7. First Reading of Ordinance No. 247 Amendment to Elko Sanitation Franchise Agreement (For Possible Action):

- A) Review, discussion, and first reading of Ordinance No. 247, An Ordinance Amending Section 5-10-3 Entitled “Term of Franchise”; Amending Section 5-10-22(2) Entitled “Award of Franchise” Of The Carlin City Code, and all related matters.

ACTION:

Vice Mayor Lincoln Litchfield made a motion to approve the first reading of Ordinance No. 247, An Ordinance Amending Section 5-10-3 Entitled “Term of Franchise”; Amending Section 5-10-22(2) Entitled “Award of Franchise” Of The Carlin City Code. Councilperson Cameron Kinney seconded the motion. Motion Passed.

8. Lease Agreement – Nevada Gold Mines Parking Lot (For Possible Action):

- A) Review, discussion, and possible approval of a request from Nevada Gold Mines to renew their existing Lease Agreement. Randy Largent with Nevada Gold Mines is serving notice that they would like to renew their Lease Agreement on the property located on Poplar Street, covering approximately 1.75 acres, for an additional 5-year term. They would like to continue to use this property as a parking lot. Pursuant to Section 1.03, Renewal of the Agreement, Nevada Gold Mines is requesting to continue the agreement, and all related matters. Discussion to include adjusting the lease rate, as defined in Section 1.03, Renewal of the Agreement.

- a. Councilperson Cameron Kinney disclosed the he worked for Nevada Gold Mines and any decision that would be made tonight would not affect him in any way.
b. Mayor Dana Holbrook also disclosed he is an employee of Nevada Gold Mines and he will not be receiving anything from the decision tonight.

ACTION:

Vice Mayor Lincoln Litchfield made a motion to suspend for six (6) months the

Lease Agreement with Newmont Gold Mines to allow Carlos Esparza with Public Works, and Madison Mahon with the City of Carlin to work out an agreement with them on other potential improvements and to bring it back to the us with their recommendations.

Councilperson Cameron Kinney stated with one correction to Nevada Gold Mines.

Vice Mayor Lincoln Litchfield corrected his original motion to read a motion for an extension for six (6) months of the Lease Agreement with the Nevada Gold Mines to allow Carlos Esparza with Public Works, and Madison Mahon with the City of Carlin to work out an agreement with them on other potential improvements and to bring it back to the us with their recommendations. Councilperson Cameron Kinney seconded the motion. Motion Passed.

9. APPROVAL of Minutes (For Possible Action):

- A) Review, discussion, and possible approval of the Carlin City Council Regular Meeting Minutes for August 28, 2019 and all other matters related thereto. Draft minutes are available for public inspection at the Carlin Administration Building, 151 S. 8th Street, Carlin, Nevada.

ACTION:

Councilperson Cameron Kinney made a motion to approve the Carlin City Council Regular Meeting Minutes for August 28, 2019, and all related matters with one correction of the name Minzhou. Vice Mayor seconded the motion. Motion Passed.

10. APPROVAL of Expenditures (For Possible Action):

- A) Review, discussion, and possible approval of City expenditures for the period 08/24/2019 to 09/06/2019, and all other matters related thereto. The expenditure list is available for public inspection at the Carlin Administration Building, 151 S. 8th Street, Carlin, Nevada.

ACTION:

Councilperson Cameron Kinney made a motion to approve the City expenditures for the period 08/24/2019 to 09/06/2019, and all other matters related thereto. Councilperson Margaret Johnston seconded the motion. Motion Passed.

- B) Review, discussion, and possible approval of the Chip Seal Project payment in the amount of \$247,769.88.

ACTION:

Vice Mayor Lincoln Litchfield made a motion to approve the Chip Seal Project

payment in the amount of \$247,769.88. Councilperson Cameron Kinney seconded the motion. Motion Passed.

11. PUBLIC COMMENTS: (Non-Action Item)

A) Pursuant to NRS 241.020(2)(D)(3)(I & II) this time is devoted to comments by the general public and possible discussion of those comments. No action may be taken upon a matter raised under this item until the matter has been included on a successive agenda pursuant to the required procedures at the discretion of the City in accordance with applicable law and identified as an action item.

a. Angie DeMars stated our insurance policy states that anytime we have an event we need to have two EMT's on site. Newmont EMTs have been very generous when they can and have provided two EMTs to us. There are times when they cannot. We give our schedule to the Volunteer Fire Department here and request the ambulance crew to provide service or stand-by service. As you are aware they are very short staffed and cannot get two volunteers to commit to come up there. We are at times scrounging the last minute to get EMTs. If we do not have EMTs we cannot hold the event. We have contacted Elko a couple of times and asked them if they could, in fact the last one we had before we had the big accident in the canyon I was told that Carlin did not have EMTs available. They had people on-call but no one that was willing to come stand-by at the track for the hours we needed them. So we called Elko they provided us with two EMTs for a fee that we were fine with paying. Then Carlin called and said they had found a couple of people so Elko called and said they were not coming because Carlin was coming. Then, we had the accident in the canyon and we completely understand that everyone was helping with the accident. So we held off until noon for practice and we found two people who were not helping with the accident and were not in Elko so we paid them. We started practice at noon instead of 7:00 am that was originally planned. We are just looking for some kind of guidance, we are willing to pay the ambulance and they have said they cannot take money because they are volunteers. I was just wondering if we could come up with a resolution to try to get them to commit to come. I took the EMT course that they offered here at the Fire Department. I took the practical and passed, but I did not take the written so of course I have to start all over. Which now is the time the College is offering the course and I didn't sign up because I have other things going on so I will have to wait until next fall. It just seems we are always struggling for EMTs. I don't know if there is anything that we can do.

b. Mayor Dana Holbrook stated this is something you should discuss with Chief Bingaman and Councilperson Cameron Kinney is the Liaison for the Fire Department so he would be another person to visit with and of course Madison the City Manager. We cannot do anything as a council but these are the players I would recommend you talk too.

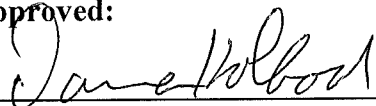
- c. Angie DeMars stated that in the past she has e-mailed them and they said they would put it out and try to get some coverage. Then, Thursday night I am saying hey, hey, has anyone committed. And no one commits.
- d. Councilperson Cameron Kinnery stated the Fire Department is working on a schedule to get them to commit to the regular duties of the Fire Department. The next business meeting will be September 23, 2019, at 7:00 p.m. They will have that meeting and it may be something you could discuss with them at that meeting to do a schedule for you guys. To get them to commit.
- e. Angie DeMars we have had vendors come to our events and we have had people willing to pay for the ambulance attendees' lunches.
- f. Councilperson Cameron Kinney stated that is something you should discuss with the Chief you said they could not accept payment.
- g. Angie DeMars stated they are volunteers they can accept donations but cannot be paid for their services. We understand that they are short-handed and we asked if they could bring out the ambulance for a few hours. If you need to leave that fine but I still need two EMTs from the first flag to the last checkered flag.
- h. Councilperson Cameron Kinney stated that the Business meeting would be the first place to start and discuss it with the Chief Bingaman. I will get with you after the meeting and get your contact information in case the meeting is cancelled.

12. Adjournment (For Possible Action):

ACTION:


Councilperson Margaret Johnston made a motion to adjourn the meeting. Vice Mayor Lincoln Litchfield seconded the motion. Motion passed and the meeting was adjourned at 8:05 p.m.

Approved:



Mayor Dana Holbrook

Attest:



LaDawn Lawson, Carlin City Clerk