

CARLIN CITY COUNCIL
CITY OF CARLIN, STATE OF NEVADA
REGULAR MEETING
CARLIN CITY HALL
101 SOUTH EIGHTH STREET
CARLIN, NEVADA

August 12, 2009, 7:00 p.m.

Call to Order and Roll Call:

Mayor Cliff Eklund called the meeting of the City Council to order at 7:00 p.m.

1. Council Members Present: Mayor Cliff Eklund
Vice Mayor Donnetta Skinner
Councilperson Lee Griswold
Councilperson Lincoln Litchfield
Councilperson David Trujillo

Absent:

2. Administrative Staff: City Clerk LaDawn Lawson
3. Public Present: Anna Dean, Deacon Craig LaGier, Sean M. Mowray, Patricia McDonald, Anne McEntire

Pledge of Allegiance

- I. Review, discussion and possible renewal of a five (5) year lease with Newmont USA for a parcel of land in the City of Carlin, lying within the north ¼ corner of Section 27, to be used as a parking lot, with a ten percent 10% increase in annual rent from \$1,200 to \$1,320 per year, and all matters related thereto. (Action Item)**
1. Councilperson Lincoln Litchfield moved to renewal of a five (5) year lease with Newmont USA for a parcel of land in the City of Carlin, lying within the north ¼ corner of Section 27, to be used as a parking lot, with a ten percent 10% increase in annual rent from \$1,200 to \$1,320 per year, and all matters related thereto. Vice Mayor Donnetta Skinner seconded the motion. The motion carried.
- II. Review, discussion and possible approval of a recommendation from Councilperson Lincoln Litchfield to designate the City property located at Main Street and South Sixth Street a Municipal Garden, and all matters related thereto. (Action Item)**
1. Councilperson Lincoln Litchfield explained Heather Trujillo had the property on 6th and Main Street donated to the City by the previous owner and he took it before the Planning Commission to make it into a community garden. He suggested leasing parts of the property to citizens who want to have a garden and to make it appealing place a sitting area.
2. Mayor Cliff Eklund inquired who would be ultimately responsible.
3. Councilperson Lincoln Litchfield suggested it would be Public Works.
4. Councilperson Lee Griswold stated his concern for the effect on the labor force.
5. Mayor Cliff Eklund stated if it was leased, it would be lessee's responsibility and if it isn't, it can be taken out.
6. Discussion was held on the property and the work to be done to get ready.
7. Councilperson David Trujillo stated it is too small a lot to do anything with it.
8. Councilperson Lincoln Litchfield stated it is 35' x 100'
9. Councilperson David Trujillo suggested it was deeded because the owner had no options for its use.
10. Discussion was held on the City's workload
11. Councilperson David Trujillo stated that people who are interested would take care of it.

12. Councilperson Lincoln Litchfield stated community gardens are taken care of across the nation.
13. **Vice Mayor Donnetta Skinner moved for approval of a recommendation from Councilperson Lincoln Litchfield to designate the City property located at Main Street and South Sixth Street a Municipal Garden, and all matters related thereto. Councilperson David Trujillo seconded the motion. The motion carried.**

III. Review, discussion and possible approval of the first reading of an ordinance, Number 231, increasing the Corporate limits of the City of Carlin pursuant to NRS 269.670 by annexing two tracts of land not currently embraced within the present City Limits, and described as follows:

Parcel 1 – All that portion of Section 19, Township 33 North, Range 53 East, M.D.B.&M. lying north of the northerly right-of-way line of Interstate Route 80,

Parcel 2 – All that portion of the SE ¼ of the SE ¼ of Section 24, Township 33 North, Range 52 East, M.D.B.&M. lying north of the northerly right-of-way line of Interstate Route 80,

and all matters related thereto.

(Action Item)

1. Mayor Cliff Eklund stated annexation of the property has been worked on for the past two (2) years, describing the location.
2. **Councilperson Lee Griswold moved for approval of the first reading of an ordinance, Number 231, increasing the Corporate limits of the City of Carlin pursuant to NRS 269.670 by annexing two tracts of land not currently embraced within the present City Limits. Councilperson Lincoln Litchfield seconded the motion. The motion carried.**

IV. Review, discussion and possible approval of the first reading of an ordinance, Number 232, increasing the Corporate limits of the City of Carlin pursuant to NRS 269.670 by annexing two tracts of land not currently embraced within the present City Limits, and described as follows:

Parcel 1 owned by Newmont USA Limited– That portion of the Newmont USA Limited Property (within Section 19) as shown on the record of Survey of Sec. 20 and a Portion of Sec. 19, T.33N., R.53E., MDM filed in the office of the Elko County Recorder, Elko, Nevada, at file number 383431.

Parcel 2 owned by Elko Land and Livestock Co.– A portion of N2, N2 lying North of the Northerly right-of-way line of US-40 and South of the Southerly right-of-way line of Interstate Route 80, consisting of 17.61 acres more or less,

and all matters related thereto.

(Action Item)

1. **Councilperson Lincoln Litchfield moved for approval of the first reading of an ordinance, Number 232, increasing the Corporate limits of the City of Carlin pursuant to NRS 269.670 by annexing two tracts of land not currently embraced within the present City Limits. Councilperson Lee Griswold seconded the motion. The motion carried.**

V. Review, discussion and possible approval of a recommendation from the City Manager and City Clerk to eliminate the Special Use Permit issued to Roger Rasmussen and all matters

related thereto. The operation of his home business in his current location is a permitted use and no Special Permit is required. (Action Item)

1. Discussion was held on the fact that this is an old address and Mr. Rasmussen does not live there, has no traffic where he does business, and no outward evidence of a business, it is a professional business, it is an allowable business.
2. **Councilperson Lincoln Litchfield moved for approval of a recommendation from the City Manager and City Clerk to eliminate the Special Use Permit issued to Roger Rasmussen and all matters related thereto. Councilperson David Trujillo seconded the motion. The motion carried.**

VI. Review, discussion and possible action to revoke or renew Special Use permits for the following:

- **Sean Mowray – Empty lot intended for construction of a Casino/restaurant on 10th Street between the Texaco and Comfort Inn.**
- **Patricia McDonald – For the operation of a Kennel at 1021 Tuscarora Road, no longer in business**
- **8 Carlin LLC – Revitalization and operation of apartments at 661 8th Street. Carlin 8 LLC no longer owns the property.**

(Action Item)

1. Sean Mowray stated it is their intent to have some type of building there, not as large as originally proposed. He stated he has a gentleman's agreement with Mr. Holder and he is not able to compete with him until the Elko properties are sold. He would like to continue with Special Permit if possible.
2. Mayor Cliff Eklund inquired about the timeframe.
3. Sean Mowray reported they anticipate the middle of next year.
4. Mayor Cliff Eklund stated the original was issued for a restaurant and casino.
5. Sean Mowray stated that is still the intent.
6. Discussion was held on how much it would be scaled down and the first phase would be 15,000 feet with a 24-hour sit down restaurant with approximately 60 seats.
7. Patricia McDonald stated she no longer raises poodles, but would allow the permit to be revoked if she can keep her 10 dogs, half of them being elderly.
8. City Clerk LaDawn Lawson stated the stipulation read *she was permitted to keep seven (7) over the age of 6 months with one (1) leaves by death or another owner, it is not to be replaced. She is allowed to keep only six (6) breeding dogs over the age of 6 months old. She will be subject to a random inspection by the Animal Control Officer and violation of City or State Code regarding animals, results in the immediate suspension and possible denial or termination with penalty.*
9. Mayor Cliff Eklund stated she would get a multi-dog license every year.
10. City Clerk LaDawn Lawson stated 8 Carlin LLC was repossessed and sold.
11. **Councilperson Lincoln Litchfield moved to revoke Patricia McDonald and 8 Carlin LLC Special Permits and grant a one-year extension to Sean Mowray. Vice Mayor Donnetta Skinner seconded the motion. The motion carried.**

VII. Review, discussion and possible approval of a recommendation from the City Manager and City Clerk to renew the following Special Use permits along with a stipulation that the permits will not be required to be renewed in the future as long as the property remains in good repair, the owners are not in violation of any City Code and the use of the property, as stated in the Special Use Permit, does not change, to wit:

- **Property located at 509, 509 ½, 511 and 511 ½ Cedar Street operate4d as four-plex apartments and formerly owned by Jared and Anne McEntire.**
- **Operation of a Hotel at 10th Street and I-80, currently the Comfort Inn, owned by Igbal Sandhu, and formerly owned by Meyer Motels, Ltd.**

- **Erection and placement of a sign, 5' 4 3/8" X 20 ', at the scales, Pilot Truck Stop, 791 10th Street. (Action Item)**

1. Mayor Cliff Eklund stated he would like a stipulation that if there is a change in ownership, the Special Use Permit is to be reviewed, because the Permits are not transferrable.
2. Anne McEntire stated they are no longer the owner of the 509 4-plex on Cedar Street.
3. City Clerk LaDawn Lawson stated Don Thompson of Eagle Mortgage owns that property.
4. **Councilperson Lincoln Litchfield moved for revoke the Special Use Permit for the Property located at 509, 509 ½, 511 and 511 ½ Cedar Street operated as four-plex apartments and formerly owned by Jared and Anne McEntire. Vice Mayor Donnetta Skinner seconded the motion. The motion carried.**
5. **Councilperson Lincoln Litchfield moved for revocation of the Special Use Permit for the Operation of a Hotel at 10th Street and I-80, currently the Comfort Inn, owned by Igbal Sandhu, and formerly owned by Meyer Motels, Ltd. Councilperson Lee Griswold seconded the motion. The motion carried.**
6. **Councilperson Lee Griswold moved for renewal of the Special Use Permit for the sign, 5' 4 3/8" X 20 ', at the scales, Pilot Truck Stop, 791 10th Street and it will not come for review unless there is a change of ownership. Vice Mayor Donnetta Skinner seconded the motion. The motion carried.**
7. Discussion was held on the special use permits and notification when buying the property.

VIII. Review, discussion and possible approval of payments for the period 7/23/09 to 8/12/09, and all matters related thereto. (Action Item)

1. **Vice Mayor Donnetta Skinner moved for approval of payments for the period 7/23/09 to 8/12/09, and all matters related thereto. Councilperson Lee Griswold seconded the motion. The motion carried with Councilperson Lincoln Litchfield abstaining from One-Stop Auto Parts.**

IX. Review discussion and possible approval of City Council Meeting Minutes for Regular Meetings of the Carlin City Council on 6/10/09, 6/24/09, and 7/08/09 and all matters related thereto. (Action Item)

1. **Councilperson Lincoln Litchfield moved to table approval of City Council Meeting Minutes for Regular Meetings of the Carlin City Council on 6/10/09 and 6/24/09, and 7/08/09 and all matters related thereto. Councilperson David Trujillo seconded the motion. The motion carried with Councilperson Lee Griswold abstaining because of absence on 6/24/09.**

X. City Council Members Report. (Non-Action Item)

1. Councilperson Lee Griswold had no report.
2. Councilperson David Trujillo reported he has received a lot of positive public comment about the car show and Chili Cook-Off. He stated there was a raise in the water rates.
3. Mayor Cliff Eklund stated previously last increase was several years ago and the Council moved to increase it each year so it wouldn't be a large one.
4. Councilperson Lincoln Litchfield reported he met with the Fire and Police Department about a course offered through NAPA Auto Parts, Hybrid Safety, for first responders, tow truck drivers, shop owners and mechanics, entailing the safety aspects of hybrid vehicles and the consequences of a rollover. He reported the Planning Board is close to handing over the Title 3 Code, probably by November. He stated the softball tournament had a good tournament and it was "excellent", "kudos to the Pizza Factory."
5. Vice Mayor Donnetta Skinner reported the softball tournament was great and people were respectful and complied with the requests. The clean up was great and appreciated Ellen Meshefski's efforts. It was a 37-hour tournament and one of the town's teams won. She reported the Park & Recreation Board is ready for the car show. She noted the stalls are done

at the Equestrian Park, which is taking shape. She stated the cemetery looks good and commended Public Works for the cemetery and for his efforts during the tournament.

6. Mayor Cliff Eklund reported the Chili-Cook-off has received approximately \$10,000 in donations and sponsorship. They have until September 1st to complete the work because of the grants. He stated he is not “real happy” with the stalls. He encouraged everyone to attend the Sho N Shine. He thanked the citizens of Carlin, as he has received many positive comments on how the clean up has been this year.

XI. City Clerk’s Report. (Non-Action Item)

1. City Clerk LaDawn Lawson reported they are beginning the audit season and is going well. She stated Heather Trujillo has worked diligently on the Sho N Shine this week. The Planning Board has worked hard on the Title 3 changes.
2. Mayor Cliff Eklund stated he had a call with Harry Reid and asked him why they had been turned down for funds for water and sewer. He noted that Senator Reid “felt that was not right and would get back to him about the stimulus funds”. He noted he has not heard back.

XII. City Manager’s Report (Non-Action Item)

1. City Manager Glenn Trust had no report.

XIII. Comments by the General Public: Pursuant to NRS 241.020(2C) this time is devoted to comments by the general public and discussion to those comments. No action may be taken upon a matter raised under this item until the matter has been included on a successive agenda and identified as an action item. (Non-Action Item)

1. None.

X. Adjournment. (Action Item)

The meeting was adjourned at 7:43 p.m.

APPROVED:

CLIFF EKLUND, MAYOR

ATTEST:

LADAWN LAWSON, CITY CLERK