

CARLIN CITY COUNCIL  
CITY OF CARLIN, STATE OF NEVADA  
REGULAR MEETING  
CARLIN CITY HALL  
101 SOUTH EIGHTH STREET  
CARLIN, NEVADA  
September 8, 2010, 7:00 p.m.

**Call to Order and Roll Call:**

Mayor Cliff Eklund called the meeting of the City Council to order at 7:18 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: Assistant City Clerk Kristi Moffett, Police Chief William Bauer  
3. Public Present: Anna Dean, Howard R. Wright, Fred Montes de Oca, County Commissioner John Ellison

**Pledge of Allegiance**

**I. Discussion and review of the City of Carlin's 2010 Brownfields Grant application and comment and input from the public, and all related matters. (Non-Action Item)**

1. Heather Trujillo presented a Power Point regarding a Brownsfield Grant that would work for Carlin. She noted they are applying for this grant again this year, an assessment grant that would be Phase I, assessing sections in town that have been contaminated by the railroad. Phase I would be to identify whether the land has been contaminated. She stated the grant would be to clean up the area and have a specified use assigned. She stated they might consider fencing the area. She stated the main thing is clean up and if they do not have the money to do the job, Carlin may not have to pay back the funds. She emphasized the total commitment needed to get this grant, as CDGB is the only grant that can be used for contamination of ground soil. She stated Carlin would have their environmental assessment done when the grant was awarded.
2. Howard Wright inquired if the railroad would donate the land or if the railroad sold the land what would be the cost.
3. City Manager Glenn Trust stated Phase I would determine the value.
4. Discussion was held on the 4<sup>th</sup> Street property.
5. City Manager Glenn Trust explained the first EPA funding would be for assessment, then the grant funding for assessment and possible additional funding for cleanup. He stated EPA will take an active role if issues are found, which are required clean up by the owner. He noted the grant fund they are applying for is between \$200,000 and \$400,000 and would cover the assessment. He stated Carlin came within 2% of obtaining the grant during the last cycle.
6. Fred Montes de Oca inquired if they found diesel farther north, what would happen.
7. City Manager Glenn Trust explained the procedure, but they have to start with the assessment.
8. Councilperson David Trujillo stated a corporation will not "own up" unless they are forced to.
9. Discussion was held on the problem possibly having expanded beyond the railroad property and the procedure that would be followed.

**II. Discussion, review and possible approval of the City of Carlin's Anti-Displacement Plan and Policy in accordance with HUD and CDBG requirements, and all matters related thereto. (Action Item)**

1. City Manager Glenn Trust reported this is a standard Plan and Policy that is required to be approved by the city Council. He stated he could not find the previous plan. He stated the elements are basic in that the project would not displace people from their residences and that there may be a project in the future with federal funding that does temporarily or permanently displace persons, there are some requirements the City would have to meet. He explained a scenario where that might happen and the City would have to relocate them in equal housing. He would recommend that they not consider a project that would displace people.
2. **Councilperson Lincoln Litchfield moved for approval of the City of Carlin's Anti-Displacement Plan and Policy in accordance with HUD and CDBG requirements, and all matters related thereto. Councilperson David Trujillo seconded the motion. The motion carried.**

**III. Review discussion and possible approval of the City of Carlin's Plan and Policy to adhere to the requirements of Section 504 of the Rehabilitation Act of 1973 in accordance with HUD and CDBG requirements, and all matters related thereto. (Action Item)**

1. Mayor Cliff Eklund stated this would make sure that provisions are made for handicapped people throughout the City and concurs with what they currently are doing.
2. **Vice Mayor Donnetta Skinner moved for approval of the City of Carlin's Plan and Policy to adhere to the requirements of Section 504 of the Rehabilitation Act of 1973 in accordance with HUD and CDBG requirements, and all matters related thereto. Councilperson Lee Griswold seconded the motion. The motion carried.**

**IV. Discussion and possible approval of a location for placement of an electronic reader board sign by the City of Carlin, and all related matters. (Action Item)**

1. City Manager Glenn Trust stated the location is on Chestnut Street near 10<sup>th</sup> Street, noting that Fred Montes de Oca wants to make sure that he is not responsible for the power, which is fair. He stated the item could be brought back to the next meeting to ensure that everything is finalized.
2. **Vice Mayor Donnetta Skinner moved to table approval of a location for placement of an electronic reader board sign by the City of Carlin, and all related matters. Councilperson Lee Griswold seconded the motion. The motion carried.**

**V. Discussion and possible approval of the appointment of Councilperson Lincoln Litchfield as liaison and a voting member of the Carlin Planning Commission pursuant to Carlin City Code 3-11-1 and 3-2-5, and all matters related thereto. (Action Item)**

1. Mayor Cliff Eklund stated he has no objection in the Planning Commission and in the City Code. He stated this has been brought to the Council prior and it was felt that it should be an independent, unbiased liaison.
2. Vice Mayor Donnetta Skinner stated she opposes the appointment, because citizens expect the Planning Commission to talk to the Council and with one of the council members as a voting member, it looks like it is already set up. She would prefer to maintain the Commission and Council independently.
3. Councilperson Lee Griswold agreed that it should not be a voting position, that a member is a representative to answer any questions the Commission might have and the Commission makes the decision, which comes back to the Council.
4. Councilperson David Trujillo stated he agreed, but noted another argument is that two Council Members serve on the Equestrian Board.
5. Vice Mayor Donnetta Skinner explained that they are on the Equestrian Park Board because of different circumstances, noting the laws are different.
6. Mayor Cliff Eklund explained how the Committee was formed and by who.

7. City Manager Glenn Trust stated the secretary of the Planning Commission confirmed the Planning Commission unanimously voted to have Councilperson Lincoln Litchfield serve on the board. He stated it is agendaed because it has never been done before.
8. Councilperson Lincoln Litchfield stated he was asked because there were two (2) members on the Equestrian Board. He stated the Code did not require him to give up his position on the Council to be on the Commission. He stated, "I was asked by Vice Mayor Donnetta Skinner during a Planning Commission meeting why I wasn't voting and I said I was not a member to vote." He stated that is when he requested City Manager Glenn Trust research and put it on the agenda. He noted he has attended all of the Commission meetings and they have changed the time so he could attend.
9. Member Anna Dean stated the Commission agreed to send it to Council, noting they listen to Councilperson Lincoln Litchfield's input. She stated that in thinking about it since last week, she wondered whether the members should be allowed to go on the other boards they are appointed to, since the Council has the final decision.
10. Councilperson Lincoln Litchfield stated, "It does not matter to me and the only thing I was looking at was if the Mayor or Council Members are going to be on other boards, the Commission should have the same opportunity".
11. Fred Montes deOca stated he did not think there should be a Council Member voting on that Commission, as it would be a conflict of interest because the Commission votes on what should be brought to the Council. He stated that would be "two (2) votes".
12. Howard Wright stated when you are not a member, you can give your opinion and they can take it or not, but the problem would be an appeal taken to City Council would already have had a Member's vote. He stated he could not win an appeal as a citizen.
13. Councilperson David Trujillo stated he does not believe it would be ethical to vote and everything that came to the Council from the Commission would require the Member to recuse himself.
14. Mayor Cliff Eklund inquired why this was Agendaed, to make the liaison a voting member or are they circumventing the Code as membership on the Planning Commission is by mayoral appointment.
15. City Manager Glenn Trust stated it is agendaed because the Mayor had previously instructed that he preferred to make board appointments without Council input and to give the Council the opportunity to give their opinion.
16. Mayor Cliff Eklund agreed that the he does not like to make appointments without consensus of the Council.
17. **Councilperson Lee Griswold moved to deny approval of the appointment of Councilperson Lincoln Litchfield as liaison and a voting member of the Carlin Planning Commission pursuant to Carlin City Code 3-11-1 and 3-2-5, and all matters related thereto. Vice Mayor Donnetta Skinner seconded the motion. Councilperson Lincoln Litchfield abstained. The motion carried.**
18. Councilperson Lincoln Litchfield suggested they revisit the Code and make adjustments.

**VI. Review, discussion and possible approval of payments for the period August 26, 2010 to September 8, 2010, and all related matters. (Action Item)**

1. **Vice Mayor Donnetta Skinner moved for approval of payments for the period August 26, 2010 to September 8, 2010, and all matters related thereto. Councilperson Lincoln Litchfield seconded the motion. The motion carried.**

**VII. City Council Members Report. (Non-Action Item)**

1. Councilperson David Trujillo commended Public Works Director Carlos Esparza and the Crews for their treatment.
2. Councilperson Lincoln Litchfield reported the Planning Commission has done an outstanding job on the City Code and after a second and final reading with the next step eliminating spot

- zoning. He stated they would begin on the Master Plan.
3. Councilperson Lee Griswold had no report.
  4. Vice Mayor Donnetta Skinner reported the Senior Center received a check for \$22,500 from Newmont. She stated they received their second bus. She reported they are trying to get a building to put the lawn equipment in. She expressed her appreciation to the City Crews for the Rodeo and they had good comments.
  5. Mayor Cliff Eklund reported there is a barrel racing this weekend and he apologized that he was unable to attend the Lion's Club meeting. He expressed his appreciation to everyone who made the Rodeo such a success and there were three (3) events at one time.

**VIII. City Clerk's Report**

1. City Clerk LaDawn Lawson had no report

**IX. City Manager's Report (Non-Action Item)**

1. City Manager Glenn Trust reported that he would like the Member to review the Year End Summary for the next meeting.

**X. 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. County Commissioner John Ellison reported the equipment would be moved within the next few days. He stated they met with the governor and NDOT and they have hopes of getting the road widened, allowing the walkway to be done. He stated the Governor's Chief of Staff was sent to meet with NDOT with them. He explained the Fire Science Academy is going well.
2. Fred Montes de Oca said the sign for the Fire Science Academy sign is on the 1<sup>st</sup> exit, and should be on the 2<sup>nd</sup> exit.
3. John Ellison agreed it would be a good idea. He stated co-location would be a good thing and a major win for everyone.
4. Fred Montes de Oca inquired about the garden, reporting on a man on 9<sup>th</sup> and Camp growing a garden.
5. John Ellison stated that his car has been at the last three (3) car shows and it was a great show.

**XI. Adjournment. (Action Item)**

**Vice Mayor Donnetta Skinner moved for adjournment with Councilperson Lincoln Litchfield seconding the motion. The motion carried. The meeting was adjourned at 8:30 p.m.**

**APPROVED:**

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**MAYOR CLIFF EKLUND**

**ATTEST:**

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**LADAWN LAWSON, CITY CLERK**