

**CITY COUNCIL MINUTES
REGULAR MEETING
OCTOBER 5, 2021**

The Winnemucca City Council met in regular session on Tuesday, October 5, 2021, at 2:00 p.m. in the City Hall meeting room; the meeting was also accessible via teleconference and videoconference. Present (in the meeting room): Mayor Richard Stone; Council members Theresa Mavity and Vince Mendiola; City Manager Alicia Heiser; City Clerk Ruth Fitzpatrick; City Attorney Kent Maher; and, Police Chief Dave Garrison. Present (via videoconference): Council member Pam Coats. Absent: Council members Mike Owens and Jim Billingsley.

CALL TO ORDER:

Mayor Stone called the meeting to order at 2:00 p.m.

PUBLIC COMMENT-PERSONAL COMMUNICATION-CORRESPONDENCE:

There was no public comment, personal communication, or correspondence.

MINUTES:

The minutes of the September 21, 2021 regular City Council meeting were reviewed and Council member Mendiola moved for approval as submitted. Motion carried unanimously.

WARRANTS-EXPENSES:

The reports for payments of warrants and expenses were reviewed and Council member Mavity moved for approval as submitted. Motion carried unanimously.

PROCLAMATIONS-AWARDS-PRESENTATIONS:

Mayor Stone proclaimed October as Domestic Violence Awareness month and encouraged all citizens to actively engage in the scheduled activities and events sponsored by Winnemucca Domestic Violence Services and other organizations working toward an eradication of domestic violence.

Mayor Stone read a letter from Ray Parks, a Winnemucca volunteer firefighter, commending Jay Powell and the rest of the Humboldt County Rural Fire Department for their work on the brush fire that occurred between Park Cinemas and I-80 on Sunday October 3, 2021.

BUSINESS ITEMS:

BUSINESS IMPACT DETERMINATION

After review and consideration of the effect each item could potentially have on a “business,” as the term is defined by statute, the Council agreed, and Council member Mavity moved to make a finding that no item on the agenda appears to impose a direct and significant economic burden on a business or appears to directly restrict the formation, operation, or expansion of a business. Motion carried unanimously.

FUNDING REQUEST / WINNEMUCCA MAIN STREET

Michelle Miller and Dave Roden, Winnemucca Main Street committee representatives, requested \$4,850 to cover the following expenses: \$250 for Nevada Secretary of State fees (already paid for the corporate filing), \$600 for the 501(c)(3) application fees, \$1,000 for a

Santa's Workshop event, \$1,500 for a Dames and Design event, and \$1,500 for grant writing expenses. Main Street would like to get started with fundraising events, but they have no funds to start the process. Mayor Stone asked how Main Street plans on raising future funds, noting the City may help get them started, but they will not continually maintain the organization. Council member Mendiola suggested they come back after the Santa's Workshop event to see how it fares and how much funding they are able to raise. Council member Mavity suggested they request funding from the WCVA to help get them started with events. Mavity is in favor of funding the application fees at this time.

Council member Mendiola moved to approve the request from Winnemucca Main Street for funds to assist with the filing of the 501(c)(3) tax-exempt status application and to reimburse the fees paid to the Secretary of State for a total of \$850. Motion carried unanimously.

CLAIM REQUEST / RICHARD MCCALLUM

Mayor Stone stated that a claim was submitted on behalf of Richard McCallum in the amount of \$500,000 alleging he suffered damages resulting from a fall on a grassy area at the Maverick Gas Station at the corner of Hanson Street and Haskell Street. So far as known, the incident occurred on private property.

Council member Mendiola moved to reject the claim on behalf of Richard McCallum in the amount of \$500,000. Motion carried unanimously.

CITY HALL VESTIBULE-PAY WINDOW PROPOSAL

City Manager Heiser presented a proposal from Capital Glass in the sum of \$11,500 to construct a vestibule and pay window at the front of City Hall so that public access to the rest of the building is limited. The Pool/Pact consultants conducted a security survey of City Hall a few months back and suggested constructing a vestibule and pay window at the front of City Hall to prohibit unauthorized access to City offices and staff. A door with a remote control would be installed, and those that have appointments or that are authorized to enter, would be allowed to enter. Heiser said there are pros and cons to the proposed setup. The biggest pro is the added security for staff. The biggest con is the perception of shutting off access to an otherwise open public building. Council member Coats asked if instead of a single window, there was a way to restrict access to the front office space where staff sits. Heiser said a quote for a door to restrict the entrance behind the counter and to install a solid glass window over the front counter could be solicited. Coats thinks that is a better option because it doesn't restrict the public from the rest of the building and gives more security to staff.

Council member Mavity moved to table the security access and vestibule pay window proposal at this time and to direct staff to obtain costs for other security options. Motion carried unanimously.

CANNABIS CONSUMPTION LOUNGES

Mayor Stone stated the Nevada Cannabis Compliance Board sent a letter requesting information on how many cannabis consumption lounges the City will allow. Humboldt County currently has two retail marijuana licenses allocated by the State and, by law, can allow one cannabis lounge. Stone stated that he is not in favor of cannabis lounges for the community. Council member Mendiola stated he would like to see an ordinance written that says the City does not allow cannabis lounges. City Attorney Maher said the existing ordinances relating to

marijuana facilities need to be updated due to changes in state law, and language prohibiting cannabis consumption lounges could be added when the ordinances are updated.

Mayor Stone directed staff to update the existing cannabis ordinances and to include a prohibition of cannabis consumption lounges within the City limits.

APPLE DEVELOPER PROGRAM AUTHORIZATION

City Manager Heiser stated that after Council approved the development of a new app and website with OCV Apps, OCV provided instructions for registering as a developer within the Google Play Console and Apple Developer Program. The Apple program requires the City to delegate legal authority to someone to act as the developer on behalf of the City.

Council member Mendiola moved to allow Alicia Heiser to act on behalf of the City as a developer for the Apple Developer Program and Google Play Store Console as part of the approved app and website development contract with OCV, LLC to update the City website. Motion carried unanimously.

CORONAVIRUS RELIEF FUND USE

City Manager Heiser reported that at the end of August the City had about \$235,000 remaining of the CARES Act funds. September is not yet finalized but there were approximately \$102,000 in eligible expenses, which leaves about \$135,000. The State would prefer the City obligate all the funds by the end of September. Heiser plans to work with the City auditor to see if some expenses that have been allocated but not yet paid for can be reported, such as the exterior door card reader system and the salaries for the waste water testing from January to December this year. She will continue to work with the State and the auditor to satisfy the State reporting requirements as well as the financial audit requirements.

There are no major updates regarding ARPA funds. The City is waiting on a report template from the National League of Cities for the annual reporting requirement for non-entitlement units of local government.

No action was taken.

BODE HOWARD MEMORIAL POOL

City Manager Heiser reported no new updates.

No action was taken.

STAFF-COUNCIL REPORTS

City Manager Heiser reported: 1) the selection and installation of a pump for Well 8 and the pump house construction is proceeding; 2) the West-Side curb and gutter project is done; 3) the East-Side curb and gutter project will be advertised for bids in late fall or early winter; 4) discussions are continuing on a transloading facility at the Airport Industrial Park (AIP); 5) an AIP committee formed by HDA is expected to start the marketing of the Loon site; 6) BLM recently increased efforts to complete a proposed \$2.5M expansion at the Airport and amendment(s) to the existing BLM lease(s) at the airport are expected soon; 7) the design of Hardgrave Lane project is nearly finished and will be put out to bid soon; 8) the Ada Vista Lane water-sewer infrastructure project design has started and is expected to go out to bid this fall; 9)

if the Aquatic Center is not approved as an eligible ARPA expense, the City could use some ARPA funding to finish the development of the Recreation Complex; 10) the AARP grant funds for the Community Garden were received and items will be purchased in accordance with the grant; 11) the Tank 1C painting project was advertised for bids which will be opened on October 22 with an expected award date of November 5; and, 12) Shaw Engineering will be here next week to do a survey and start on the Well 6 blending project and hydraulic modeling.

Council member Mavity reminded of the Mayor's Ball on October 22, 2021. Mavity asked about the vacant Administrative Assistant position at City Hall. City Manager Heiser said there are three applications and interviews will be conducted soon.

Council member Mendiola reported he has upcoming meetings for Humboldt Foundation, Paradise-Sonoma Conservation District and Winnemucca Futures.

Mayor Stone reported: 1) he attended the Winnemucca Indian Colony ground breaking ceremony for their proposed recreation center; 2) the Behavioral Health team met on September 29; and, 3) a Covid meeting with the County and HGH regarding the direction to take with communications and getting information to the public was held on October 1, 2021.

PUBLIC COMMENT:

There were no comments.

Mayor Stone adjourned the meeting at 3:05 p.m.

Respectfully submitted,

Brandy Grimm
Administrative Assistant

The federal mandated non-discrimination statement is set out in entirety on the publicly posted meeting agenda for this meeting and is incorporated by reference pursuant to 41 CFR part 60, and is available in the City Clerk Office, 90 W Fourth St, Winnemucca, NV.

PASSED AND ADOPTED: October 19, 2021

VOTE OF COUNCIL:

AYES: Owens, Mavity, Mendiola, Coats, Billingsley
NAYS: _____
ABSTAIN: _____
ABSENT: _____

APPROVED:

ATTEST:

Richard Stone
Mayor

Ruth Fitzpatrick
City Clerk