

**CITY COUNCIL MINUTES
REGULAR MEETING
JUNE 21, 2022**

The Winnemucca City Council met in regular session on Tuesday, June 21, 2022, at 2:00 p.m. in the City Hall meeting room; the meeting was accessible via teleconference and videoconference. Present (in the meeting room): Mayor Richard Stone; Council members Theresa Mavity, Vince Mendiola, Jim Billingsley and Pam Coats; City Manager Alicia Heiser; City Attorney Kent Maher; Administrative Assistant Brandy Grimm; Police Chief Mike Rangel; Julia Maestresjuan (Great Basin Sun); A&H Insurance representatives Kent Mowry, Sue Rice, Scott Rottman and Marianne Dente; Stephen Romero (Pool/Pact); Wesley Harper (Nevada League of Cities); Kathi Wolfsteller (HCSO); and, Wayne Smith, Sharon Smith and Ray Parks. Present (via teleconference): Robyn Dunckhorst (HGH); and, Chantel Jones. Absent: Council member Mike Owens.

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 June 06, 2022 joint City Council-County Commission meeting were reviewed and Mayor Stone made a correction that Jim French is the County Commission chair. Council member Mendiola moved for approval as corrected. Motion carried unanimously.

The minutes of the June 07, 2022 regular City Council meeting were reviewed and Council member Billingsley 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:

There were no proclamations, awards or presentations.

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 Mendiola 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.

ORDINANCE INTRODUCTION-ZONE CHANGE REQUEST

Council member Mavity moved to set for public hearing an ordinance to change the zoning designation for property at 402 Railroad Street from R-1-6 (single family residential) to R-3 (multiple-family residential). Motion carried unanimously.

STREET CLOSURE REQUEST

Kathy Wolfsteller with Humboldt County Sheriff's Office presented the plan for the annual National Night Out event and requested a street closure for August 2, 2022.

Council member Mendiola moved to approve the request to close Mizpah Street from the skate park parking lot entrance to the HGH EMS ambulance building for the National Night Out event on August 2, 2022 from 2:00 pm to 9:00 pm. Motion carried unanimously.

NEVADA LEAGUE OF CITIES PRESENTATION

Wesley Harper, Executive Director of Nevada League of Cities (NLC), presented the NLC One Nevada plan which includes advocacy, communication, education and economic development for Nevada cities and municipalities. NLC submitted an infrastructure funding request on behalf of Winnemucca through the Congressional bi-partisan infrastructure bill for the following projects: Ada Vista, Tank 1C, Well 8, Hardgrave Lane, and Stuart/Paiute/Two Angel. The request is first submitted to the governor's office for endorsement and upon endorsement it is submitted to the federal government for potential funding. The League is also working with the Porter group to help with the potential infrastructure funding. Harper invited the council to attend the NLC annual conference in Las Vegas August 9-12, 2022.

LIABILITY INSURANCE RENEWAL

Mariann Dente, A&H Insurance sales executive, presented A&H Insurance's timeline of service and the renewal proposal for liability, property, and workers compensation insurance through Nevada Public Agency Insurance Pool (POOL/PACT). Dente added that the premium renewal is \$274,524.76 and coverage includes a maintenance deductible of \$1,000, earthquake and flood coverage, cyber coverage and pollution coverage, in addition to the standard coverages.

Stephen Romero from POOL/PACT explained the Pool is owned by its members and services offered include: the Loss Control Excellence Program, aquatic assessments, risk management assessments, risk management grants, webinars, e-learning classes, and HR services.

City Manager Heiser noted the liability insurance budget for FY23 is \$250,000 split between administration, water and sewer, and the additional renewal premium amount of \$24,524.76 will be split between the three departments with minimal budgetary impact.

Council member Mendiola moved to approve the renewal proposal from the Nevada Public Agency Insurance Pool to provide property, liability, cyber risk security, and environmental liability insurance in the amount of \$274,524.76. Motion carried unanimously.

PUBLIC HEARING – ORDINANCE ADOPTION–MEETING TIME CHANGE

Mayor Stone called for public comment. There were no comments.

Council member Coats moved to adopt the ordinance to change the start time of regular City Council meetings from 2:00 pm to 1:00 pm. Motion carried unanimously.

GLASS CONTAINER PROHIBITION

City Manager Heiser stated the street department requested a prohibition of glass containers on Bridge Street to help deal with the excessive broken glass cleanup which is becoming increasingly

time consuming. Heiser has not heard from any of the potentially affected downtown businesses, but anticipates there will be comments.

Council member Billingsley believes such a prohibition is an overreach by the city and is not in favor of a glass container prohibition. Council member Mendiola mentioned the enforcement by the police department is also a factor to consider.

Police Chief Rangel stated other cities, like Reno, prohibit glass containers in downtown areas as they are commonly used as weapons. Council member Coats noted when she was a Reno PD reserve, the enforcement was not much of an issue once the public was aware of the prohibition. Coats said she is in favor of prohibiting glass containers.

Council member Mavity is in favor of starting the process to see what the feedback will be from business owners.

City Attorney Maher will draft an ordinance for consideration at a future council meeting. The ordinance process will include notification to businesses that will potentially be affected.

PROPERTY USE REQUEST / FAA

City Manager Heiser reported the city owned VOR/DME (navigational aid) at the Airport is being decommissioned in November 2022 and the FAA wants to install new high-tech monitoring equipment. They will need a small piece of property for the equipment next to the civil air patrol building at the Airport and, according to current grant assurances, the city is bound to authorize the use of Airport property for air traffic operations.

Council member Mavity moved to approve the request by the Federal Aviation Administration (FAA) to use property at the Airport to construct, operate and maintain an FAA-owned navigation, communication and weather aid system for the support of air traffic operations and to authorize the mayor to sign property use agreement on behalf of the City. Motion carried unanimously.

PROFESSIONAL SERVICES AGREEMENT REQUEST / ARMSTRONG CONSULTANTS

City Manager Heiser said Armstrong Consultants Inc. has provided a proposal for the design of the Airport heavy ramp reconstruction project in the amount of \$159,770 which is significantly less than the \$325,090 independent fee estimate provided by Rood and Associates.

Council member Mendiola moved to approve the request by Armstrong Consultants Inc. to enter into a professional engineering services agreement (identified as Task Order D to the existing March 10, 2020 professional services agreement between the city and Armstrong) for the design of the Airport heavy ramp reconstruction project in the amount of \$159,770 and to authorize the city signatures on the agreement. Motion carried unanimously.

AIRPORT IMPROVEMENT PROGRAM GRANT OFFER

City Manager Heiser explained this is the FAA grant agreement for the heavy ramp reconstruction design project. The total project cost is \$164,770. The FAA will cover \$154,471 (93.75%), and the local match will be \$10,299 (6.25%), split equally between the city and county.

Council member Mavity moved to approve the proposed grant offer for the Airport Improvement Program Project No. 3-32-0021-033-2022 for the heavy ramp reconstruction design requiring a local match of \$10,299 (6.25% of grant) which will be split equally between the city and county and to authorize the mayor to sign the grant offer. Motion carried unanimously.

FISCAL YEAR 2022 BUDGET CONTINGENCY TRANSFERS

City Manager Heiser stated each year the City budgets for \$150,000 in contingency funds. The general government and public safety functions of the general fund are slightly over budget. After ARPA funds are moved from deferred revenue to the applicable departments, there likely will not be any over expenditures, but approving the contingency transfers will ensure there are no audit violations related to over expenditures.

The following items represent the unexpected expenditures: increased cost for IT services and server upgrades through NV IT Solutions in the general government-administration function and increased cost of workers compensation insurance, IT services and server upgrades through NV IT Solutions and an open purchase order for tasers in the public safety-police department function.

Council member Mendiola moved to approve the Resolution transferring a total of \$130,000 from the contingency account to the general government (\$30,000) and public safety (\$100,000) functions of the general fund as requested. Motion carried unanimously.

WINNEMUCCA POLICE OFFICERS ASSOCIATION (WPOA) AGREEMENT

City Manager Heiser highlighted changes to the WPOA Agreement which include: Juneteenth as a paid holiday; holiday pay to officers for actual hours worked on the holiday; increase of sick leave payout and the potential to cash out sick leave to purchase PERS service credit at the increased rate; cost of living increase of 4.5% for 2 years; ability to accrue up to 200 hours in comp time (current limit is 100 hours); new insurance premium amounts; and, a new HSA match by the city up to \$175 per month. Special pay changes include: increase shift differential from \$2/hour to \$3/hour; bilingual pay increase from \$300 to \$450 annually; education stipend increases; and, changes to the mileage and travel reimbursements to adopt the General Services Administration rates. There was also an update of the line of duty death clause.

Council member Mendiola moved to approve the collective bargaining agreement between the city and the Winnemucca Police Officers Association effective July 1, 2022 to June 30, 2024 as presented. Motion carried unanimously.

WINNEMUCCA EMPLOYEES ASSOCIATION (WEA) AGREEMENT

City Manager Heiser highlighted changes to the WEA Agreement which include the Association requesting to be notified of association eligible employees and an onboarding form with contact information for the Association president. Other changes include: Juneteenth as a paid holiday; an alternate work hours schedule if approved by the department head; 4.5% cost of living increase for 2 years; swimming pool fees to be waived for employee, spouse and children; clothing allowance of \$450 added for evidence vault tech and employees who work at the animal control building; education stipends were added for associates, bachelors, masters and doctoral degrees; an option for a one time yearly cash out of annual leave with limitations; CDL salary increase of \$5,000/year, with limitations; two-hour call out pay; new insurance premium amounts and a new HSA match by the city up to \$175 per month; and, changes to the mileage and travel reimbursements to adopt the General Services Administration rates.

Council member Mavity moved to approve the collective bargaining agreement between the City and the Winnemucca Employees Association effective July 1, 2022 to June 30, 2024 as presented. Motion carried unanimously.

EMPLOYEE COMPENSATION PROPOSAL

City Manager Heiser reported a one-time inflation compensation proposal was discussed during negotiations but was not included in either association agreement. The WPOA requested a one-time \$1,000 inflation relief stipend for hourly employees. Extending the stipend to all hourly employees would cost \$49,000. Heiser said it is potentially an ARPA-eligible expense.

Council members Billingsley and Coats both stated that they are not in favor of the inflation relief stipend as it adversely affects city taxpayers. Council member Mavity asked what the cost would be if the relief were extended to salaried employees; Heiser said it would be an extra \$7,000.

Council member Billingsley moved to not approve a one-time inflation relief stipend of \$1,000 for each classified employee. Motion carried with Council members Mendiola, Billingsley and Coats voting aye and Council member Mavity voting nay.

AMERICAN RESCUE PLAN FUNDS

City Manager Heiser reported no new updates regarding the second half of the ARPA funds, but the funds are still expected to be received soon.

No action was taken.

BODE HOWARD MEMORIAL POOL

City Manager Heiser said there are no new updates however this year's budget includes a \$6M transfer from the general fund to the capital improvement fund, and \$2M for design of the aquatic center. The city also has about \$2M in other reserve funds which allows \$8M towards the aquatic center. The estimated total cost two years ago was \$13M, but is expected to be closer to \$16M now, meaning there is about an \$8M deficit in funding for the pool.

No action was taken.

STAFF-COUNCIL REPORTS

City Manager Heiser reported: 1) staff and Shaw Engineering are discussing the pump installation and pump house design for Well 8, and a request for a proposal from Shaw to perform the design and project management is anticipated; 2) the list of the locations to be included in the East side curb and gutter project is being prepared; 3) there are no new updates at the Airport Industrial Park (AIP), and the FAA is still performing the section 163 review; 4) there is no new interest in the Loon site; 5) staff and BLM are discussing alternatives to the proposed BLM airport lease agreement; 6) the Hardgrave Lane design is finished and staff is working on acquiring the necessary rights-of-way; 7) the water and sewer portions of the Ada Vista project are complete and the required NDEP tests are being done; 8) the City can use some ARPA funding for development of the Recreation Complex planned projects which include outdoor lighting, an urban pond, an amphitheater and a fourplex; 9) work to clean up the Community Garden is continuing, and Christine Johnson with Nevada League of Cities has indicated that funding may be available for a Community Garden project; 10) the Tank 1C painting project is complete, the tank is refilled and the required NDEP tests are being done; and, 11) the general aviation concrete hardstand reconstruction project has run into poor soil conditions and the contractor is exploring options for improving those conditions to continue construction; the planned completion date is mid-July.

City Clerk Fitzpatrick stated the yearly city audit is starting next week.

Council member Mendiola reported attending the Humboldt River Water Basin Authority meeting.

Council member Billingsley reported attending 1) the WCVA meeting, and 2) the swearing-in ceremony for Police Chief Rangel.

Police Chief Rangel reported the fugitive Ty Albisu was found deceased in his home.

Mayor Stone reported 1) there is an open meeting law training scheduled for June 28 at 5:30 pm at HGH, 2) the ribbon cutting for the new GBC facility was held and 3) he attended the chamber luncheon with I-80 development authority.

PUBLIC COMMENT:

There were no comments.

Mayor Stone adjourned the meeting at 3:54 p.m.

Respectfully submitted,

Brandy Grimm
Administrative Assistant II

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: July 12, 2022

VOTE OF COUNCIL:

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

APPROVED:

ATTEST:

Richard Stone
Mayor

Ruth Fitzpatrick
City Clerk