

**ROUND MOUNTAIN TOWN BOARD
REGULAR MEETING
DONALD L. SIMPSON COMMUNITY CENTER
650 CIVIC DRIVE, HADLEY SUBDIVISION
ROUND MOUNTAIN, NEVADA
rmtownadmin@gmail.com
TUESDAY, APRIL 26, 2016 – 4:30 P.M.**

MINUTES



Members Present: Greg Schoen, Chair
James Swigart, Vice Chair
Lisa Davila, Clerk
Wesley Hubred, Member

Members Absent: Roger Morones, Member

Also Present: Pearl Olmedo, Town Manager
Tini Mittelstadt, Administrative Aide

Citizens Present: John Larsen
Ranay Guifarro

CALL MEETING TO ORDER

Schoen called the meeting to order at approximately 4:30 P.M.

PLEDGE OF ALLEGIANCE

The pledge of allegiance was recited.

GENERAL PUBLIC COMMENT (first)

There was none.

APPROVAL OF APRIL 26, 2016 AGENDA

Olmedo requested to remove item #9, #10, and #11. And noted there are no January 12, 2016 and February 17, 2016 meeting minutes.

Schoen asked do we have items for the #12 budget workshop since we submitted the tentative budget.

Olmedo replied yes, at the last meeting it was asked that we look into the fire department's incentive pay and there is a change there.

ACTION: Hubred motioned to accept the approval of the April 26, 2016 agenda with the removal of item #9, #10, and #11 and there are no January 12, 2016 and February 17, 2016 meeting minutes. Swigart seconded the motion; motion passed 4-0.

Davila asked Pearl, aren't we supposed to have minutes within 30 days of our meeting?

Olmedo replied the way I read it, once they are approved, they are supposed to be submitted within 30 days.

SMOKY VALLEY SOFTBALL ASSOCIATION TO REQUEST USE OF TOWN OF ROUND MOUNTAIN BALL FIELDS

John Larsen stated we are looking to start our league May 31, 2016 and end the season on July 28, 2016. I don't have a formal schedule; we are still waiting to see how many teams, but those are the dates. We are requesting the use of the restrooms, concession, and the use of the ball field and the lights.

Schoen asked is there any potential conflicts right now with anyone.

Olmedo asked Larsen if they checked with recreation? Are they conflicting with little league?

Larsen replied no, I believe little league ends May just after school. We start 2 weeks after that.

Olmedo asked if they checked with the high school, did you check with the softball team?

Larsen replied I have not, yet; school is out the 19th of May. I wouldn't think their season would extend past that. I will check and confirm.

Olmedo noted May 31st, I was thinking practice for State, but they should conclude all of that.

Schoen asked that is two nights a week?

Larsen noted Tuesdays and Thursdays.

Schoen asked and a tournament at the end of the year?

Larsen replied yes, it will fall on that last week.

Davila asked was there any issues last year? I know we have had issues before; they were leaving glass containers or beer bottle and stuff on the fields, were the concerns with that last year.

Larsen replied I don't think so, last year was pretty good.

Olmedo noted last year I didn't hear anything myself, but I want to say the previous year it was mentioned. Dan addressed it and remedied that.

Larsen noted there was broken bottles in the dugouts, but I know that doesn't happen during our game time. We have addressed with the coaches there is no bottles, and we have a form with the list of rules and a schedule to give you guys before we start.

Schoen noted I think the only thing is, that you double check with the folks that use the field that there is no conflict of dates.

Larsen replied we start the season when school is out, we will check with softball and make sure they are done by then.

ACTION: Davila motioned to approve Smoky Valley Softball Association to use the ball fields beginning May 31, 2016 as a tentative date and ending July 28, 2016. Hubred seconded the motion; motion passed 4-0.

Larsen noted also, I believe Roger wanted me to mention that PTO wanted to do the concession. He asked me to bring that up. After some discussion the Board stated Roger Morones would need to come before the Board.

Olmedo noted Morones said if he needs to approach the Board he has no problem that.

READING, CORRECTION, AND APPROVAL OF THE JANUARY 12, 2016, JANUARY 26, 2016, AND FEBRUARY 17, 2016 MEETING MINUTES

ACTION: Davila motioned to approve the minutes for Tuesday, January 26, 2016. Swigart seconded the motion; motion passed 4-0.

DISCUSSION AND POSSIBLE DECISION TO PURCHASE 4TH OF JULY FIREWORKS

Olmedo noted Fireworks West presented a list of clients. We reached out to all 6 of them, and they have nothing but wonderful things to say about Fireworks West. The Town of Tonopah does utilize them and have nothing but good remarks to say about them.

ACTION: Davila motioned to go with Fireworks West for the 4th of July fireworks.

Schoen noted I know we talked about this, what was the Lantis amount?

Olmedo replied Lantis' first proposal for over 500 shots at \$13,925 and their second proposal for over 600 shots at \$16,500. Fireworks West's proposal was 579 shots at \$13,623.06.

ACTION: Schoen seconded the motion to accept the bid from Fireworks West for the Town of Round Mountain's 2016 4th of July Celebration; motion passed 4-0.

DISCUSSION AND POSSIBLE DECISION TO ADVERTISE INVITATION TO BID FOR SWIMMING POOL REPAIR

Olmedo informed Tahoe Pool & Spa came out Friday, they did a walk through with the maintenance department, and addressed all of our concerns, noting he hasn't responded since. We are unsure what the numbers are, I kept it on the agenda just in case he was to come to us with a bid.

Schoen asked did you discuss anything about timing for the project if awarded?

Olmedo noted I was not present, he did state that, if anything, he could not make promises. I don't see him starting until June if that.

Hubred asked just to clarify, this was not a bid right?

Olmedo noted a proposal, a cost estimate on the repair.

Davila noted we didn't get a cost estimate per say, because he hasn't given one yet.

Olmedo replied correct, he has not presented one.

Schoen asked did he indicate that he would be willing to bid?

Olmedo replied he did not say, nor did I push for answers.

Davila asked did he give any insight that it is a bigger problem than we think it is?

Olmedo replied again, I was not present, once I read the report I can give you definite answers.

Schoen asked what is the minimum time to bid?

Olmedo replied two weeks, so two cycles in the paper.

Davila asked so, we can get away with one?

Olmedo replied we can get away with one, it is really up to you, a minimum of seven days.

Schoen asked when is the next opportunity to get this into the Tonopah paper?

Olmedo noted if we were to go ahead with this project with no numbers, the deadline would be this Friday, noon. It would run in the paper May 5th.

Schoen noted then we have seven days after May 5th.

Olmedo replied correct, so really May 16th or 17th we could close the bid process.

Davila asked Pearl, what is your opinion?

Olmedo replied I would say, my opinion would be holding off until we get real numbers from him. Just so we can make sure we are budgeted at the right amount.

Davila noted because that is what we were waiting for.

Schoen stated the other side of the coin is, if we solicit for a bid and we get one, we are not obligated to award.

Olmedo stated no we are not.

Schoen stated the sooner we solicit for a bid we will get a hard number, maybe. We don't even know that he will give us a hard number. He might, but if he chooses not to, then he doesn't, but then we will have a hard number as early as mid-May.

Davila noted if we are waiting on a hard number, we have to have our budget approved, by when? The final approval date.

Olmedo stated May 19th.

Davila replied so if we don't have a hard number in the next week or so.

Olmedo noted by next meeting.

Davila stated by next meeting, we are going to be dead in the water.

Schoen replied no, because how much money do we have in there? We have a budget number in there.

Davila noted we have a budget number in there; but that is not including what we feel is going to be the cost of repairing the pool. We were holding off on that number.

Olmedo noted we have \$136,000.

Schoen asked capital?

Olmedo noted capital outlay, correct.

Schoen stated we have \$136,000 in the budget, so if it comes in above 136 or regardless of the number, we don't have to award.

Davila stated the whole purpose was to try to get it done this year, so we didn't fall into this pattern next year. You can't work on it during the winter. So if we don't do something about it this year, then we are going to be in the same position next year.

Hubred stated I think that is what Greg is trying to say.

Schoen stated that is what I am trying to say, if we go out to bid, we will get a number, put that money in the budget. If it come in that number, under that number or even a little over that number we can move money around in the budget.

Davila noted well yeah, it doesn't have to be in the final budget?

Schoen asked is there money in the existing budget today?

Olmedo replied yes there is existing from administration.

Schoen noted we also put 136 in next year's budget, so there is money either way.

Davila stated yes, I know.

Schoen stated my concern is this. As a Board, if we do everything possible to attempt to open the pool, that is good for the community. Let's say the bid comes in \$185,000, then we have a big decision to make, but if the money comes in at \$125,000, we are already budgeted. I don't know what would happen, let's say the bid was awarded mid-May, and he could show up June 15th, and maybe he gets it done in less than 40 days. The pool could be open, if we clear up the other things like pool operator and lifeguards. We may be able to open the pool for a very short period of time. The worst case scenario is we get the work done, it doesn't get done until the end of the summer and we can't open the pool, but at least the work is done anyway. So we really haven't lost anything that is the way I look at it. The real decision is, if we go out for an official bid, then we get an official number. Since he has been here and he is the only one, it isn't going to take him long to come up with a number.

Hubred noted if he is interested at all.

Schoen continued, if he is not, and we get no response, then the Board will be scratching their heads. There has got to be somebody in Nevada or somewhere that would be willing to do pool work in Round Mountain.

Olmedo replied I understand, if we don't put a bid out there, then we are not going to know.

Schoen noted in that invitation bid, isn't there a clause that says that we are not obligated to award?

Olmedo replied yes.

Schoen continued, so like I said, if he came in at some sky high number that we'd have to scratch our heads over, we don't have to do anything. We can review it and reject the bid.

Swigart asked if we don't use those monies, can we carry it over or do we lose it?

Olmedo replied if we were to do it, this year, it would not carry over. It is money that we won't need to spend in 2016-2017 fiscal year.

Schoen stated if we don't spend it in this fiscal year, it is budgeted for next year. It is not like use it or lose it. If we are able to negotiate a deal, and expended some funds out of this fiscal year's budget, let's say the bid was 150, we have 130 for this year and 136 for next year, so if you could get invoiced and spend 2015-2016 monies, then that would lessen the monies you would have to spend out of next year's budget. In the end it is the same amount of money, it just depends on how you pull it out of the budget.

Hubred stated I agree with you Greg, the opportunity is there to go ahead and extend the invitation bid now, cause like you said there is no obligation that if we get a bid, we have to accept it.

Swigart noted at least it would give us an idea. Real quick how much it is going to cost?

Schoen stated so between you, Pearl and Josh, you would know what bid items to write, obviously the re-plaster of the pool, the sand filter.

Olmedo noted Mitch has a general idea. And I can always ask Chris Mulkerns out of Tonopah to assist with the basic template. We basically have the same problem.

ACTION: Schoen motioned that we advertise or solicit bid for Swimming pool repairs for the pool of Town of Round Mountain, specific repair items to be determined this week. So we could put a bid solicitation together for the first available opportunity to get it out for advertisement. Hubred seconded the motion; motion passed 4-0.

CORRESPONDENCE, AWARDS, AND ANNOUNCEMENTS

1. Resignation Letter from Greg Schoen, dtd. 4/15/16.
2. Tonopah Town Board & Library Board of Trustees meeting agenda for 4/27/16.
3. Notice of Vacancy Round Mountain Town Board, TBT: 4/28/16 & 5/5/16.
4. Letter from Office of Attorney General Re: Open Meeting Law Complaint, A.G. File No. 13897-172 Round Mountain Town Board, dtd. 4/22/16.

Olmedo reviewed four items. Greg Schoen's resignation letter, it is effective May 24, 2016, he will be resigning from the Town Board. Greg, you dropped it off on a Friday, and the next week I sent it to the Clerk's Office. They have come back with a notice of vacancy to be advertised in the Tonopah paper April 28th and May 5th, with a closing date of May 12th. Feel free to speed the word, I asked the Valley View to run it in as many issues as they can.

We received a letter from the Attorney General's Office regarding the Open Meeting Law Complaint AG File 13897.172 – the letter is dated April 22, 2016. It is the open meeting law complaint I submitted regarding the October 13, 2015 meeting. It basically said that the Office of the Attorney General warns the Town of Round Mountain Board that discussion of a person's character, if even casually or tangibly, could become a violation, so the public body must respect the line drawn by the legislature. The line between a casual remark and a violation is thin. The Chairperson's remark was more than casual, but on balance with the Office of the Attorney General believes a warning was more appropriate. So they formally warned the Board, this is closed. That is all I have for the correspondence list.

A couple updates. We requested from the State Fire Marshal's office, we do it every year it is house cleaning items, we submitted an application for the outdoor aerial display for the 4th of July. I also submitted, it is in with the invoicing, an application for a Pyro Technics license for our fire chief and that is a \$50.00 fee. I also completed an application form for extension of time, more house cleaning items for the permit number 50828 and 50829 that is for the Valley Fill Aqua Fir. We submit an application of extension of time every year, it is the water rights. The preconstruction meeting with Lumos & Associates and Pearson Brothers went well. They want to start next week, but we have some things that we have to scramble with behind the scenes for that to happen. The ponds are not dried out,

so that is a delay. Right now we are looking at obtaining quotes for a 6-inch trash pump to pump out water from the polishing ponds.

Schoen asked have you thought about contacting the Mine?

Olmedo replied I have not.

Schoen noted I would suggest maybe through Ranay. If the Mine has 6-inch trash pumps, I can't speak for the Mine, but my guess if they have one we could probably make arrangements to borrow one.

Ranay Guifarro stated just email me what the pump sizes and stuff are.

Olmedo noted if the trash deal was to fall through or we couldn't borrow one, we were talking about asking Pearson Brother's Construction to give us a change order request and see what their quote was on them renting the trash pump and them supplying the equipment. As soon as I hear I will let you all know. They are trying to figure out where to store the clay that they pull out as well.

Schoen noted I talked to Craig Ekker, he called me on that, and he explained it to me. They are going to put it on a liner, it will be on Round Mountain Mine property. I said that is fine, just do what you are going to do and put some of those storm water berms around it, in case of a storm we don't get water runoff from it.

Olmedo continued there are little housekeeping items – we have a conex box that is in the way out there. We were concerned for the mobility of the equipment out there, so we are going to move the conex box out of the way.

Davila asked what is in the conex box Pearl?

Olmedo replied items that are stored for whatever Josh needs. Josh said it shouldn't be a problem to move it out of the way. So we are preparing things. On the administrative end I do have to make sure we are doing everything properly, contacting NDEP regarding the air quality permit.

Schoen asked how many acres, a surface air disturbance permit is 5 acres.

Olmedo noted a little over 5 acres, what we weren't sure of, is if it had to be, the 5 acres, whether we are going to be disturbing all of it or not, but Pearson wanted to go above and beyond. They are not going to be disturbing all 5 acres.

Schoen noted right, and that permit is easy to get.

Olmedo continued, we are going to be working for that in the next couple days. So getting the permitting process and making sure we are in compliance is where we are at right now.

Schoen asked who is going to apply for the permit?

Olmedo replied Hardy suggested us.

Schoen noted if you run into any stumbling blocks, give me a call.

NYE COUNTY COMMISSIONER'S MEETING REPORT

Agenda item removed. There was none to present.

DISCUSSION AND POSSIBLE DECISION TO UPDATE ADMINISTRATIVE SUPERVISOR JOB DESCRIPTION

Agenda item removed. There was none to present.

PERSONNEL ACTIONS A. DISCUSSION AND POSSIBLE DECISION TO ADVERTISE FOR ADMINISTRATIVE SUPERVISOR

Agenda item removed.

BUDGET WORKSHOP – THIS WORKSHOP IS TO DISCUSS THE 2016 -2017 FISCAL YEAR BUDGET

Olmedo noted from the last tentative budget hearing, you had asked about the volunteer firefighters incentive payout and its high dollar amount. I spoke with the fire chief and asked if we could change it back to \$800.00 per month, and he said that was fine. In fire department, that expenditure decreases \$24,000 to \$12,000. I went ahead and kept it at \$1,000 times 12, but that doesn't mean we that we are paying the thousand a month, we will be paying the \$800.

Davila asked was he willing to go any lower? I know, we had asked questions on what the money is used for other than just soft drink or whatever.

Olmedo noted he was fine going down to the \$800, and I told him we would exercise that this year and if we need to go any lower, we can talk about it again, the next budget year.

Davila stated okay, I personally, not that they aren't doing a great job, but if they were using it for equipment or things of that significant, then I would say definitely let's not drop it at all. That is why I was so curious, because I would like to see it way down.

Olmedo stated as far as the equipment it comes out of the operating supply and the capital outlay.

Davila stated that is why I was looking at this number so closely because everything else is covered within this budget, but yet we are still putting another thousand dollars in there for, I have only seen it used for food or soft drinks during their Christmas party or other things. So that's why I was saying can it go down lower? I don't see it as a real need, does that make sense?

Olmedo replied yes and no. With that money, the volunteers just like the ambulance service, I don't know if you are aware they get paid a small stipend, it's not much. Our volunteer firefighters don't get that out here. As you are all aware, these gentlemen can go on calls 10 times a month and each call can be quite a few hours. This stipend is geared for that, because they don't get a stipend from the County, or the Town of Round Mountain.

Davila asked so they use that to pay them.

Olmedo replied they utilize that, not to pay them, but like for instance an officer's wallet or let's say a couple of dinners or bbq's throughout the year, to reward their *volunteer* time.

Schoen noted it is kind of a compensation package, but not direct pay.

Swigart stated yes, there is an incentive throughout how many years they have had and some small equipment that we could purchase ourselves, like thermal imaging guns and stuff like that, but it use to be a volunteer every time they went on a run he got 15 dollars, and you have anywhere from 10 to 20 firemen show up on a call, or you have a hazmat scene and you go on 4 or 5 runs a month, that money right there, going out to individuals and I am not sure how long ago but it seems like a long time ago, we went to let's just take those monies, average what it was that we were paying out for individuals and request that it go into the volunteer firemen's account. That is how it all started. If you go on a hazmat call or some mutual aid calls, you will be there the entire day.

Schoen noted I have been on a hazmat call for 72 straight, no sleep.

Olmedo noted the other change I want to note is in parks and recreation. The capital outlay decreased by \$7,500. The gas stove we are looking to replace in the kitchen, will be used in the budget that we are working currently in.

Davila asked how is the ice machine, does that need to be replaced?

Olmedo replied no, when he cleaned the ice machine, it is recalibrating, and getting the ice cubes back to where they were before.

Schoen asked when is the budget hearing scheduled?

Olmedo noted May 19, 2016 – Davila, Hubred, and Schoen confirmed that they would be there. I do have a question, when we were discussing my advancing into the Town Manager position. Do you still want me to purchase a vehicle so administration can have their Explorer back? What are your thoughts on that? Do you want me to look at some numbers?

Davila asked you are driving the Explorer?

Olmedo replied yes.

Davila asked where is the truck?

Olmedo replied the fire truck?

Schoen asked Dan's old vehicle?

Swigart answered it is parked at the fire house.

Schoen explained it was really outfitted as a fire response vehicle. In addition, Dan drove it.

Davila replied that wasn't good insight on our part then.

Swigart replied no, it was very good insight for the fire chief, it has roll-away.

Davila stated for a fire chief yes, but for a manager no.

Olmedo continued I completely forgot about that part, so it wasn't in the tentative budget.

Schoen asked how is it working now?

Olmedo answered right now it is not too bad. When I am gone for a couple days, I have to remember to drop it off in case she needs it.

Schoen noted in a typical work day.

Olmedo replied a typical work day is fine, we share.

Davila asked what are we doing with the other little car, is that just going to sit there until it rots?

Olmedo answered no. Actually the janitor position uses it, he carries supplies in it. So the little neon is being utilized.

Tini Mittelstadt noted if she has the car out of town, I just ask Mitch or somebody else to get the mail for me.

Davila noted with everything else going on, if you guys can have a system that works, I would like to see it continue to work like that until we are forced into the decision to buy another vehicle. Especially with all the expenses, the sewer project, the pool. I think we are just being hit to turn around and buy another new vehicle is not in our best interest.

Olmedo stated I don't mind waiting a year.

Hubred asked what are we going to do with the truck? I know Dan still uses it for the 2 years that he is still here? He doesn't use it on an everyday basis right?

Schoen replied no, he can use it for official business, but he can't drive it for a personal vehicle. It would just be absorbed back into the fire department, right.

Swigart noted I am not sure how that works.

Davila stated that is one of the things we talked about. How that is going to be absorbed. Wes, I don't know if you were here at the meeting last time when Pearl had said, that before vehicles were being taken home. Now to save some revenue, the vehicles are being parked, which is really good.

Hubred stated yes, I did hear that.

Olmedo noted we went back to the way it was years ago. When the town manager was the one that ran around. And there were some exceptions to the rule, some of the positions were able to utilize them to go home and back and forth. We changed that for a cost savings, especially on the enterprise fund.

Swigart asked are those vehicles, if they are going back and forth to classes or training available.

Olmedo noted yes they are available.

Davila asked where is the old van?

Olmedo answered in the maintenance yard.

Davila asked that could be utilized as well?

Olmedo replied yes, but Mitch and I are working on a list to dispose of those.

Schoen asked surplus property?

Olmedo replied yes.

Swigart asked instead of buying a vehicle, could we lease one?

Olmedo replied I don't know. The town has always bought out right.

Schoen noted I agree with Lisa's comment. The day is coming for belt tightening. This could be a way to start into that process. My opinion is, we let it go as it is and see if it works out in the long run and see if we can do without another vehicle.

Davila stated in reality you could take the truck. If you had a training thing you could take the truck. I think between the truck, both vans and the Explorer I think there is plenty of transportation for employees to get around.

Schoen asked if firefighters go on call, would you routinely grab that truck?

Davila noted it was always used for Dan.

Swigart stated we don't, no, just Dan.

Schoen noted alright, but it is outfitted for fire service.

Olmedo replied it is outfitted to be a command post.

Swigart noted it depends on the call.

Hubred stated I have to be honest with you, I have never been in the truck. I don't know what it has been outfitted with.

Swigart replied it has lights and sirens, slid out in the back part where you can put gear on it to send four guys to training, or whatever. They can load up all their equipment and go.

Davila stated I think we should wait Pearl.

Olmedo replied I am ok with it. It has worked for us so far.

Swigart asked where is the little white car, what is that?

Olmedo answered the white car is the Explorer, and the gray car is a dodge neon.

Hubred asked the neon is the one the janitor is using?

Olmedo replied yes.

GENERAL PUBLIC COMMENT (second)

There was none.

REVIEW AND APPROVE VOUCHERS

Olmedo explained what the Bluetarp invoice was for solar light and batteries. She also explained why the propane was so much.

ACTION: Hubred motioned to approve the vouchers. Schoen seconded the motion; motion passed 4-0.

ADJOURN MEETING

Davila motioned to adjourn the meeting. Schoen seconded; meeting adjourned at approximately 5:25 P.M.