

**ROUND MOUNTAIN TOWN BOARD
REGULAR MEETING
DONALD L. SIMPSON COMMUNITY CENTER
650 CIVIC DRIVE, HADLEY SUBDIVISION
ROUND MOUNTAIN, NEVADA
rmtownadmin@gmail.com
TUESDAY, APRIL 24, 2018 – 4:30 P.M.**

MINUTES

Members Present: James Swigart, Chair
Craig Barber, Vice Chair
Mackenzie Musselman, Clerk
Robert Spivey, Jr., Member

Members Absent: Lisa Davila, Member

Also Present: Pearl Olmedo, Town Manager
Rebecca Hansen, Administrative Supervisor
Lacey Anderson, Administrative Aide
Greg Teixeira, Fire Chief

Citizens Present: Richard Rumker
Patrick Sweeney
Mallory Barber



CALL MEETING TO ORDER/ROLL CALL

James Swigart: It's 4:30 let's start this meeting, I'm Jim Swigart, and I'm the Chairman.

Craig Barber: Craig Barber, Vice Chairman

Makenzie Musselman: Makenzie Musselman, Clerk

Robert Spivey, Jr.: Robert Spivey, Member.

PLEDGE OF ALLEGIANCE

The pledge of allegiance was recited.

GENERAL PUBLIC COMMENT (FIRST)

No comment.

APPROVAL OF THE APRIL 24, 2018 AGENDA

Swigart: No changes?

Musselman motioned to approve the agenda. Spivey, Jr. seconded the motion; motion passed 4-0.

APPROVAL OF FEBRUARY 13, 2018 MEETINGS MINUTES

Swigart: Okay, can we have approval of February 13th, 2018 Regular Meeting Minutes?

Barber motioned to approve the February 13, 2018 meeting minutes. Musselman seconded the motion; motion passed 4-0.

APPROVAL OF FEBRUARY 27, 2018 MEETINGS MINUTES

Swigart: Anyone have a chance to look at those?

Musselman motioned to approve the minutes. Barber seconded the motion; motion passed 4-0.

POSSIBLE DECISION TO ADOPT SAFETY AND HEALTH PLAN

Pearl Olmedo: You have in front of you a Safety and Health Plan that was created in 1994 and tonight I'm asking you all to update the Safety and Health Plan. I received a template from POOL/Pact's risk management department. So, in a sense it has been verified and checked out by them. What we have done is tweaked it to include Town, things that are specific to what we do as an organization, and we added a total of eight attachments to include the forms from OSHA: 300, 300A, OSHA 301 incident investigation reports, workers compensations forms. There are some forms we may not be required to submit which would be the OSHA, those three OSHA forms however went ahead and attached them in the event that it is deemed by Federal Law that we have to, so just thinking ahead.

Barber: And that's the incident reporting, right, 300?

Olmedo: Yes, it's the reporting if there's any accidents, minor or major you are required to put it on the log of work related injuries and illness, and OSHA 300A is a summary of injuries and illnesses and we are required to even post a zero number if there's no incidents that happened within a calendar year. And then OSHA Form 301 is the injury and illness incident report, so just opted to go ahead and include those forms. The reason why it's not required is because our entity is so small, we're less than eleven. But we opted to just go ahead and include it. Do you have any questions; did you all have time to take a look at it?

Barber: I did look at it, I use the same forms for Graylon Corporation, so really familiar with these forms, little time consuming but you know it lets you track where you were last year and five years ago. It's kind of nice to look back and see where you're at.

Musselman: I skimmed it looks good.

Swigart: Ok can I have a motion?

Barber motioned to approve the Safety and Health Plan. Musselman seconded the motion; motion approved 4-0.

DISCUSSION, DELIBERATION, AND POSSIBLE DECISION TO APPROVE, AMEND AND APPROVE DRAFT RESOLUTION TO RETURN FUEL TAX MONIES TO NYE COUNTY HELD IN TOWN OF ROUND MOUNTAIN'S GENERAL FUND

Olmedo: Ok so in your packet tonight, the first two pages that state "draft" are the changes that I had made in past meetings, Board Members then requested these changes so I've incorporated the changes that they had requested, and you'll see in here that the changes that are tracked, so this is a resolution that we've been discussing for quite some time. If you have any more input I'd like to hear it, in the mean time I'd like to go straight to the top, with your blessing, to speak with our County Commissioner to see if this would even be an

idea they would entertain. I would like to hear a black and white yes or no. If she feels that they could possibly entertain this idea, then of course I'll most definitely shoot this to them and the acting director of Public Works, Tim Dahl, to have him take a look at this. If you take a look at it, it's just basically stating that per NRS 365.190 there is a resolution that was enacted in 1995 and at that time management had requested of the County to give a portion of the Fuel Tax Monies within our District to the Town and to our General Fund so this was created that we have a Special Revenue Fund. We talked about we generate anywhere from up to \$40,000 to \$55,000 per year, so it doesn't create a whole lot of money but over the years we've accrued roughly \$360,000 in the bank to date, so if you do the math, 1995 to 2018 that's not a whole lot of revenues that we accrue. With that you know I don't see that being enough money to maintain the infrastructure of the Hadley Subdivision. So, we talked about giving the Fuel Tax Monies back to the County and having them absorb it and get us back onto their schedule to maintain potholes, to re-slurry seal if needed, things that you know our roads need, anywhere from cattle guards to street signs all of that. So, we're at this point with this draft resolution to get the monies back to Nye County, Board of County Commission and then with this I outlined, listening to you know what the previous conversation was, is to have if we were to do mutual aid, such as street sweeping or snow plowing or maybe assisting with some minor pothole repairs. I do have it in here that we would submit it in invoice, such as they have done with us, how long-ago Jim did they come out? They came out roughly about six months ago, five-six months and they invoiced us so I'm pretty much you know asking for the same thing if we were to assist Nye County Roads, if they should take the roads back.

Barber: Pearl the last meeting we had, we had talked about getting Mr. Dahl back out here, or having a commitment cause he had mentioned they would be out here every Thursday or Friday, correct?

Olmedo: He did come out, actually he came out about a month ago, he stopped in it actually was quick trip he popped in and talked with us, we talked about him coming to a future meeting but he did not have the report requested some time ago, it's a scale, a reporting scaling the index scaling of our roads. He did not have that report ready, so I'm going to go out on a limb and assume that he wanted to have all of that in place before he came out. Couple weeks ago, he sent out a staffer from Tonopah and he toured Hadley again at our request for potholes and to fix that dip on Electrum Drive, so, you know they're trying, they're gathering as much information as they can. I'll reach out to Tim again and ask if he can bring that report, and what the status is, and we want to sit with him to go over this before we go any further.

Swigart: I think it would be foolish to hand over \$360,000 to Nye County Commissioners I think we could use that money, because those monies were for this subdivision and the people of this town know that, and there's no guarantee that \$360,000 is ever gonna come back and work, and from the commitment of every Friday was gonna be a group out here and we were gonna invoice us; that didn't happen. So, my opinion is, if we contract someone or we have them come out and get these roads repaired, at least \$360,000 worth of repairs made, then next year, fine, but this date when it begins, the new \$50,000 or \$40,000 whatever it is, then they can take over the roads, but, I don't think it's a good idea, I think it's foolish.

Spivey, Jr.: I agree.

Barber: I agree. If they can't commit to come out here once a week and, I wasn't here but you guys have assured me, he stood right here and said that they were gonna do that, they haven't done that. I am not so sure they will follow up on their end of the bargain.

Musselman: So, I see where you guys are coming from, but at the same time if you were them would you be kind of mad, "oh we were gonna get money, but they spent it all and now we're just gonna start over." And the way we have it now, it's not getting any more fixed we're just sitting on all this money and we still have potholes. So I don't know.

Swigart: So you think if we give them \$360,000 they'll be right out here fixing it?

Musselman: Not necessarily, but I wouldn't spend every last cent on it, like just use some of it and give them a portion that way they're not standing from the ground going, well you didn't give us anything so we're not gonna, you know.

Swigart: Well we were giving it to them in an invoice, they come out with a two-person crew and did patch work and they billed us. It was \$35,000, \$3,500 every time they came out.

Barber: So let's do a test with them, let's tell them we want to fix the big dip right out here by the front of this building and we'll pay for them to do that, but let's see if they commit to come out and fix it.

Musselman: Give them a deadline see what happens.

Olmedo: Ok we can, so we spoke at length last Friday, Friday before, no last Tuesday, we talked about the concern, I told them Electrum Drive is a concern, I let them know, you know that Board members, town employees are receiving complaints, you know, what are we to do with their tires that are ruined, the misalignments. It's just not- there are a handful of folks that you know have come in and said that you know you got vehicles bottoming out. So, he understands what we are going through so we are working towards it. A few years ago, we did a survey of our pipes, he's thinking that our infrastructure is failing, so if that is true he's stating that you know even compacting the dirt if the infrastructure is failing were gonna be in the same situation a year down the road if we don't address what is going on with our pipelines. So, we haven't come across the camera footage and the report yet so once we come across it most definitely we will shoot it to Nye County. So, they can take a look at it and let- and they'll reach out to us to see what they think would be the best route for us to go to repair that area. I let them know that you know we have some pothole filler and our staff is working to get that done. Potholes for me is not a concern at this moment it's that Electrum Drive. You know it's a work in progress you know he's trying, he's, powers that be is says where the little bit of hold up is, but he's trying.

Swigart: What about hiring a consultant or engineer who specifically deals with road repairs?

Olmedo: We can do that; we can utilize some of the money in our account the \$300,000 we can do that. If you would like to, in the man time while we are still discussing this matter we can get on the next agenda to go out to advertise to bid. And that will get the ball rolling as far as our money can take us.

Swigart: Yeah, I'd like to have a second opinion myself.

Spivey, Jr.: If we didn't have that \$360,000 and they took it on how do you address that to pay them? If they take it over right, if you didn't have that money?

Musselman: It comes out of the county accounting fund.

Spivey, Jr.: So, they would get paid either way out of the fund without having to give them the \$360,000 but if you give it to them now it's like bribing them and they don't show up.

Swigart: Yeah, I think it's a bad choice. So, let's see if we can get an engineer, consult an asphalt person, maybe one of the engineers from the mine can help us out, if you were to contact Dave Hendriks.

Olmedo: Ok, we'll ask there and see what he comes back with and then if that's a no go we'll go ahead, I'll keep you informed with what's going on, if we have to go the route of advertising to them I'll let you know. So, in the meantime take some time to look at this, please give some feedback.

Swigart: Do we need to set an amount, ceiling amount for this engineer person or we just gonna fish for right now.

Olmedo: We're just going to fish for now.

Barber: I read through this letter I did not see anything about the tax from the fuel mentioned in here.

Olmedo: You want the dollar amount?

Barber: No, No, I was just making comment that I did not see that in here. So, I didn't know, I want clarification before this was drafted up was there talk about the \$360,000? I mean is that-

Olmedo: There's no talk about it, no.

Barber: There's none, ok.

Olmedo: I didn't mention it, you know, I just felt that listening to what was wanted, that we would want to expend at least a portion of it to repair what we can with what we have. So that's why it's not addressed in this.

Swigart: Now you figured it out to maintain annually our road equipment, didn't we look at that one time?

Olmedo: We looked at that one time, actually.

Swigart: Sweepers, snow plows, we got a lot of equipment.

Olmedo: I didn't incorporate that amount. We don't spend a whole lot of money on the road, I want to say it's at least \$2,000 a quarter, of course those numbers really double when it's snow season, and that's lot to fuel, replacing plows if we need to, belts on the equipment if we need to, but I'll shoot you an email on the exact costs we spent last year.

Barber: Ok.

Swigart: Cause I think we still want to have that in good working condition.

Olmedo: Yeah.

Swigart: I think we should be somewhat self-reliant not have to depend on someone that's an hour and half away that has roads that they're taking care of.

Olmedo: So last fiscal year we spent \$17,788 out of this road fund.

Swigart: Ok so no action on this. Anything else Pearl, Anyone?

Olmedo: Anyone?

Spivey, Jr.: So, they said that they think the pipes are moving under that?

Olmedo: They think that the footing under the pipe is failing so they said it can be one of two things, it could be a slight crack in the pipe line where moisture is getting down and it's compromising the bedding and that's what they are really believing.

Spivey, Jr.: Can they check that with ground sonar?

Olmedo: We do, that's the report that I need to find, cause we do have a digital copy somewhere, where we had a company come out and take video footage of the pipelines, so we're after that report and that will either confirm or deny his suspicions.

Spivey, Jr.: I mean cause if we had somebody come do that now because it could have changed from then to now then at least you know if it's actually a problem or not.

Olmedo: Yea our Maintenance Department had actually talked about digging up that section just to see themselves what was going on, and if it is true, you know that way we can get in and repair the pipe.

Swigart: And we can put that in our Engineer that we hire can put that in his scope of work.

Olmedo: So we didn't move forward with it because I wasn't sure what you guys all wanted to do.

Swigart: Who was the engineer that helped us with the Sewer?

Olmedo: Mike Hardy.

Swigart: I wonder what he'd have to say?

Olmedo: I can reach out, I am having him take a look at our generator quotes for our sewer station so I can ask him.

Swigart: If not he might have somebody that he knows.

Olmedo: Anything else, we good?

Swigart: Anything?

CORRESPONDENCE, AWARDS, DEPARTMENT UPDATES, AND ANNOUNCEMENTS

1. Letter to Nye County Sheriff's Department – Sheriff Sharon Wehrly, RE: Special Fireworks Permit – 2018, dated 4/11/18.
2. Letter to Nye County Clerk's Office, RE: Nuisance Complaint 17 Mahogany Boulevard, Hadley Subdivision, Round Mountain, NV, dated. 4/19/18.
3. Tonopah Town Board/Library Board of Trustees Notice of Possible Quorum for 4/20/18.
4. Tonopah Town Board Meeting Agenda for 4/25/18.
5. Tonopah Library Board of Trustees Meeting Agenda for 4/25/18.
6. Nye County Agenda Information Form from Nye County Planning RE: Bill NO. 2018-03 – Public Hearing for 6/5/18.

Olmedo: Item 2, letter to the Clerk's office regarding the nuisance complaint on 17 Mahogany Boulevard, it's just stating when the original complaint was submitted back in 2011 there hadn't been a response in that time. So we attached the letter and photos taken from that time, we captured current photos and submitted current photos and the County Manager assured that they're working with the Compliance Department to address this issue. Just as we had to, we had to go back through all of the files and try to get as much information as we could, they're doing the same thing on their end, trying to see what letter was sent, when and if there was any response. So that is pending, so they're working towards that. I'm gonna touch on the information I sent on Monday, the Water Inspection that we went through, went relatively well, he noted on a couple key items.

Roughly three years ago, three or four years ago was the last inspection and at that time, the town did not produce a distribution map for the water system and he brought that to our attention. He wrote that in the letter that it was not provided then and we were unable to provide that now. So now that staff is aware of that issue that he noted, we are working diligently to go through all the files in the public utility office and in the town hall office to locate those distribution maps, if we cannot provide one it looks like we're gonna to spend some money to have someone come out and map that for us. There's a couple of housekeeping items that he talked about, we have to change the screen sizing at the well houses, you know so Darrick is already over that otherwise everything was in good order, the condition of the pump houses. Aside from those screens he, there was no marks on that, so with the way he kept things, the cleanliness and the orderliness of the pump houses of the well houses, I felt that he probably didn't need to visit the public utility shop to take a look at how his filing system is, the condition of his office and so other than that all is good.

Musselman: Why do you need to change screen sizes?

Olmedo: To keep any elements, rodents, things of that nature out. And they got to be brass or plastic or stainless steel. They went up to the water tanks, everything seems to be in good working order, there were not able to climb the top of tank at that time, so Darrick went back and took photos for the gentleman and he submitted those photos. He just wanted to see what the lid looked like open and closed and if there was a seal on it. Our tanks do not have a seal to the lids so we weren't sure if that was something that he was gonna request us to do. The way it's designed we didn't think there was a seal made for our man hole. We were also talking about, he looked up the paint and wanted to know the last time the tanks were painted, we could not produce a date on that, so that could potentially be a future project that we would have to repaint the tanks, so you know those little things that he noted. And then we do have an inspection on the waste water end of it which would be the week of May 14th so as I stated the other board meetings our utility operator has been working to ensure the housekeeping at the sewer plant is good, the weeds are cleaned up, he's checking the condition of the liners making sure that they're good. Tomorrow we are having an electrician come out to upgrade the electrical panel for the lift stations so right now one of the panels is laying on the ground. So that was a cause of concern for our utility operator and the maintenance crew so they're gonna remove that from the ground and put it on a post so they'll be doing those things tomorrow. So, slowly but surely, we're working to upgrade, maintain things within the water company.

Swigart: Now are there fines for that, monetary fines or is there a time frame he has, these have to be completed by.

Olmedo: I have not received the letter officially so as soon, you know, we receive that, that letter, I don't believe, I don't know if there's any fines attached to that. I believe if we continue to show that we are making the effort to correct these items I think we will be good.

Swigart: Anything else Pearl?

Olmedo: On the administrative end we received a couple complaints regarding the ATV use here in Hadley specifically to the horse corral area. We've had quite a few of our youth going at excessive speeds through there, horse corrals, the individuals who came forth, you know, let us know that there are some horses that are insured for quite a bit of money. There are residents in this community that utilize those as a business, so we submitted the complaint to Sheriff's Department they will look into it, in the meantime as a Town I would like to post signs to state that you know there is speed limit through that area, it is not a petting zoo, horse corrals are private properties, and you know, you could be trespassed if you're, you know are messing around over there. It's not only the speed that is a factor; there's been a few thefts around that area. There are people who feed the animals things that they should not be feeding, I myself am a horse owner and I've had to pay a vet bill for the sicknesses that have gone around with you know people not knowing that you can't go from animal to animal if

there's one sick, you can spread it to everyone. So if you guys have any ideas what we can do, I just have the sign, putting up signs.

Swigart: Did they see who it was, I mean, if you file a complaint you have to witness who it was.

Olmedo: Yes, they will, we reached out, they will file a complaint they know more of who the person who, what, where and identifying the ATVs.

Barber: The Town does not receive any monies from the horse owner's correct, that's kind of their property? How does that work?

Olmedo: They do pay property taxes so we do receive a portion of those real property taxes.

Barber: That's an ongoing issue I know when I worked for the Sheriff's office I received multiple complaints of you know people being in that area, you know, we've had horses let out before, I mean there's been all kind of stuff. And I'm trying to picture just how that layout is, but I wonder if the horse owners would be willing to have a community lock and we put a gate/fence right there.

Olmedo: She actually mentioned that.

Barber: Oh, ok.

Olmedo: It was one of the ideas along with the signs, so if we were to go that route, so it would come off the storage units.

Barber: Yeah, the corner there yea-

Olmedo: The corner, come out and then on the pond side we also at the Town has a fence there, and then we would have to block off on the other side of the where the outdoor RV or storage. So, we have to come in.

Barber: Yeah, most of that is blocked off with rocks.

Olmedo: Yeah, and the dirt pile.

Barber: Yeah, I mean that, I think that's a better long-term solution. As far as the ATVs my wife and I chased people out of the White Park yesterday out there doing doughnuts on their motorcycles and four wheelers and you know told them the cost of putting Mag-Chloride on that for the Fourth July Picnic and having to blade that every year. So, they left, and you know again, going back to law enforcement, it's very difficult when we as a town don't have an ordinance on something to enforce. It's like I have four wheelers, we like to ride them out of town right, but we try to be normal human beings on them and not out of our minds, and so we stop at stop signs, we do the speed limit, we yield for everybody else, if the town had an ordinance that ok if you're doing what you're supposed to be, great ride out of town. If you're not doing what you're supposed to, it would be nice for law enforcement to have tool that they could have in their arsenal to hammer people doing the stuff.

Olmedo: We did adopt Nye County's ordinance, regarding ATVs, they actually are supposed to be utilizing the roads to go out of town.

Barber: Correct.

Olmedo: To ride, and that ordinance adopted all of Hadley Subdivision roads as an access to out of town to ride your ATVs. There's been some back and forth discussion on that, this person's understanding versus that person's understanding. From what we understand they are allowed to ride ATVs as long as they're licensed.

Richard Rumker: So, the actual ordinance states that to the dirt from the dirt, ok helmets are required, over the age 16, if they're under the age of 16 they have to be accompanied by someone over the age 18, and they have to obey all traffic laws. That's what the current ordinance states.

Olmedo: And you know, as a resident I live right next/across the street from the high school, I see quite a bit of underage kids abusing.

Barber: So, could we get signs to help spread the word on that, could we post the ordinance?

Olmedo: We could, we believe it would be great idea.

Musselman: Put it in the newspaper.

Olmedo: Utilize the Valley View to remind especially with summertime coming up it's just worsening because of the summer here.

Olmedo: We'll take a look at the gate situation at the corrals get a cost estimate on that.

Spivey Jr.: So, once you get the gate are you gonna put a lock on it and key it?

Barber: Yea if we put a lock on it and then every person that owns property, that's owned property correct?

Olmedo: Yes, it is owned property.

Barber: So, then the owners would be able to get a key and so you have what 20, 25 keys.

Olmedo: And the Town does have a section there, I don't know how big the parcel is, it's about two parcels, two parcels that we own also.

Spivey Jr.: Are we gonna charge them for these keys?

Barber: Part of their tax base right? Could go out of that.

Olmedo: We could go off of that, they also pay water and sewer, not sewer just water and service fee.

Musselman: So just add it to their water bill essentially? What happens if they lose them continually?

Olmedo: You know that's not a bad idea, really isn't. Maintenance fee.

Spivey, Jr.: Yea cause a maintenance fee would also help for a gate going in.

Olmedo: So, I see our Volunteer Fire Chief is here, would you like to report on the status of the Volunteer Fire Department, don't mean to put you on the spot.

Greg Teixeira: Do I gotta get up here? So, we've done, we're trying to, actually ordered a bunch of new turn outs for the guys, 5 sets actually. Bought them some more equipment, we got the, we got pump testing scheduled for the trucks, we got ladder testing completed. We're actually developing better, some more

scheduled training for our guys not just we're gonna do this tonight no, we're setting up a schedule for it. We're planning on May 12th to dispose of some old trailers out here by the Sewer Pond. They're actually the Mine trailers, they've wanted them burned now for quite a while now so we've scheduled that, so we'll be doing some live burning then. We have 3 brand new guys, so that's about it.

Olmedo: I just want to also note on the training that you were talking about I am still working on trying to get one of your captains to train in and be able to sign off for those air brakes. So that is a work in progress.

Teixeira: Yes, that'd be good, if we can actually get him signed for the State.

Olmedo: So, I'll let you know the status on that when I get it. I do have one more update. So back in 2015 the Round Mountain Town Board at that time signed an agreement with the previous retiring chief of that time to give them the plot of land where the house of the Town Manager sat. So, our office was tasked with, fell into our lap to look into it to ensure we could in fact do it. So, we are working towards getting that plot of land subdivided, so we're looking at a cost of.

Rebecca Hansen: Closer to eight.

Olmedo: \$8,000 to get the, on the low end.

Hansen: Possibly and that's on the low end, \$6,000 for the surveyor themselves that does everything and then \$850 well \$860 for the parcel map, if it's consider it a large parcel at the nine acres it's an additional \$360. We have to go through Title to get a preliminary report at about \$250, then once everything is mapped said and done and the county goes through to approve it, they have their own surveyor at \$350, that has to approve it, then a \$35 recording fee.

Barber: What is the purpose of subdividing that, just so that it's not all tied up.

Hansen: It would then be owned by, that portion would be owned the person and they'd be applicable to tax.

Barber: Ok.

Swigart: And the way it was is, it's, Dan was gonna retire, then he stayed on a year, then he stayed on an additional year and in lieu of being paid for those two years, this was what was presented to him by the board, that he could have the property and the house. Which he had it appraised and at the time and pretty much mapped out already, I think it was maybe an acre maybe two acres.

Hansen: Just under two acres.

Swigart: Just under two acres for working those two years, now those two years have come and gone we've had a lot changes with the Board, but I think that it's something we said we were gonna do and we should do it no matter what the cost.

Olmedo: So with that, we have to increase, it will be a Budget Line Item we need to increase somewhere.

Barber: So, what would we do, so there's nine acres there?

Hansen: Like 9.6 in that one parcel it goes from the street where the Town Hall and the Fire House are to the edge of the property and all the way back with the ponds and everything.

Barber: So, when he had this surveyed, or appraised that was for just the acreage that the house sits on, what else was included on that?

Hansen: Just where he wanted, so from that white fence there at the pond to the property line on the other side.

Barber: Which is basically where that fence kind of comes out, ok. So, if we had that surveyed and cut in that basically then opens him up to paying taxes on that, that's the nutshell of it, ok. Has anyone talked to Dan, I mean what's his plans, I mean I know he spends quite a bit of time in Arizona, does he want to sell that or is gonna stay there.

Hansen: I think he plans on being both, but he's been asking when we were gonna be able to get that.

Swigart: That's summertime residence and Tucson is winter.

Spivey, Jr.: You signed a contract on that with him already?

Swigart: Yeah.

Hansen: When he was retiring part of the agreement was staying on voluntarily.

Olmedo: So, the upside of all of that, we threw worst case scenario at you, the upside is, once we put all of the application together and submit it, there's a chance that BOCC could say we don't have to pay for it for the cost of all of the surveying and parcel mapping, recording fees. They could, you know, say that we don't have to pay for it after all, so that's what we're hoping for, so it's gotta be well written and put together document before we hand it over to the County Surveyor.

Barber: I agree with Jim if that was the agreement that the Town made with him, then we need to honor that and, if this was how many years we made this agreement, we should probably get it done.

Musselman: And the other half belongs to the Town, right?

Olmedo: Right.

Musselman: And that's still your guys' training grounds, correct, still, sort of?

Teixeira: No so that's portioned.

Patrick Sweeney: That's portion of his property

Teixeira: All the way down to the mine.

Sweeney: The mine's property is where the well is, just that section, from the white fence to horse corral fence across the pond to the barb wire fence to the outside of town.

Spivey, Jr.: And that was built for the fire chief basically?

Swigart: Town Manager, but I mean the trailer house was 1974 so then it didn't price for very much, and the property, it was in the Town's best interest especially after the 24 years of service it was cheaper to just present him with this than pay him and that's what he wanted.

Olmedo: The Fire Work Sponsorship is in the Valley View, spread the word. They are posted here in the Rec office and Town Hall we actually had one application picked up. And for those of you who didn't know Lacey Anderson, don't mean to put you on the spot, she is our new Administrative Aide she's here to identify voices to faces so when she's typing up meeting minutes, so feel free to talk away so that she can get that recognition going, other than that, business is running as usual. I know last week I said they would work on potholes, but of course with that weather, the strange weather that came in Wednesday, Thursday they did not get to it, so weather permitting they will address those potholes within the subdivision, it is not forgotten about. We would like to talk about increases to some of the items here in the Community Center that are not currently for rent, so we'll be sending that information forward to you, our Rec Director has put a package together however she is away at training today and tomorrow and she isn't able to present and, you know, let you know what's going on with Rec's side of things. So that would be our outdoor equipment such as tables and folding chairs. That's what we're thinking about adding a fee to those items. Other than that, pool is open part time there is a schedule posted here it was, it is on Facebook, so if you're lap swimmers, head on over to the pool, we'd like to see some numbers. Once the youth get out of school, of course, the hours will be extended. Open up earlier and staying open later at night, school is out May 16th so that's when our hours should change for the summer. She's got a few signups for swim team, so there's some excitement there. Other than that, that's all I have. You guys have any questions, concerns.

Swigart: Yeah, I want to talk about this trailer, can you guys burn this one too?

Sweeney: If we can get it hauled off we will gladly burn it.

Swigart: No, I want to talk about this, so the Town if there is a hazard, hazardous condition in the Town of Hadley, we're not liable to do anything to do anything.

Olmedo: So, there's been some back and forth on that. We've had prior opinions from prior District Attorneys that we were originally going off of, and one of the Nye County Officers, so stating what was told by previous management for us to let the public know, we were basically going off DA's opinion that we are to not get involved in this, it's actually up to the residents of the community to submit a complaint to the Sheriff's department and they would handle it from there and it would go to BOCC. Well after the complaint came forth and Sheriff's department found out that wasn't the process, that it was actually the Town's side of things. We reached out the DA's office and looked into it and that's where the letter from the Town came to be, that we actually should be submitting on behalf of the residents, not as what we were instructed to tell residents prior. So, that's why that letter came forth.

Swigart: Ok, you kind of lost me there. So, are we responsible to do something?

Olmedo: We're responsible now, we were told in past that we weren't to report it.

Swigart: I mean we have a maintenance group, we've got a maintenance group up on the hill that probably would come down and help eliminate a hazardous condition; we have a fire department that they could do some pretty amazing things, too.

Olmedo: Oh yeah definitely, however there is also potential that we can, if we got in writing from the owner to say we can dispose of, that would be wonderful, however I don't think we should proceed with something going on because I one, don't want the Town liable and sued for trespassing. So you know.

Spivey, Jr.: Can the Town condemn it?

Olmedo: The County can.

Barber: So, I have some pictures I'll let you look at them, that I acquired of the inside of the house. It needs to be condemned, just the stuff that's inside of it.

Rumker: It's a hazard, there's been a lot of stolen property found in there, and just to go in there and search that place is very hazardous.

Barber: Yeah, fall through.

Sweeney: I've got videos on my phone of that roof blowing back and forth, I have four small kids, the people behind that house have two small kids, person off the right has a small child. I mean that roof at any moment could blow off we get another strong wind.

Rumker: There's the safety issue and then there's also the fact that kids like to go in there and do whatever they want to do.

Olmedo: And it's also a community dump. From the pictures from 2011 to today somebody dumped their trampoline on that property, somebody dumped a couple of vehicles on that property.

Rumker: There's an RV, yea, so the pickup truck has been moved, so that's gone. But there's the trailer and the RV and the RV looked like it was lived in not too awfully long ago.

Olmedo: And that blue truck was actually moved by us.

Rumker: Oh ok.

Olmedo: I bought it.

Rumker: Biggest fear is if one of these kids goes in there and fall through the floor, cause right when you walk in there's a big hole and you can fall right through, the biggest fear is these kids going in there getting hurt.

Olmedo: So, at this point, so once we found the actual true process not going off of what prior management had deemed we're working with the County and BOCC.

Spivey, Jr.: Once you condemn it then does it give you certain amount of time you can just mow it down?

Olmedo: That should give the BOCC and DA's office a certain amount of time however I'm not, I wasn't a part of this process back in 2011, I don't know what happened there, I've asked to see what letters were given to the residents at that time, no one has any information from that time period but it was on a BOCC agenda to deem, it was submitted as a safety hazard back then and at that time the town stated they would help to, with any processes but from then I'm not sure what happened.

Spivey, Jr.: Do we know who owns it?

Swigart: So.

Olmedo: We do.

Swigart: Previous management has been gone for two years you're the manager now, what's your recommendations?

Olmedo: Our recommendation is to wait for us to get on the BOCC agenda and move forward with their legal process and see how long it takes for the turnaround and if nothing happens from there I say we- go about the process properly for us to try to remove all of that ourselves.

Swigart: Who owns the property?

Barber: Emilio Lopez.

Olmedo: Emilio Lopez, out of Elko.

Rumker: What is the possibility of just trying to make it safe until we can go through the proper channels, I mean what kind of liability is there to board up the door and to maybe strap down that roof so it doesn't hit somebody's kid or something?

Olmedo: I think we could get some of that fencing and cord it off that property, I think that would be the best way to go for now.

Spivey, Jr.: So, if you got a hold of the person that owns it and you tell them you're gonna charge them to do that maybe they'll agree to let you just mow it down.

Olmedo: We've all tried to locate-

Rumker: The problem is him getting back to you, it's a dead end.

Barber: I was involved in one of these in Old Round Mountain, years and years ago it was a house up there that an individual was living in that had no running water, no septic, no heat and we finally got it through the county, we got it condemned. Three months after the individual passed away in Pahrump at a Veteran's Hospital, Veteran's Home the family came back and tried to claim there was \$40,000 in cash in that place that we had burned and bulldozed. Just you know there was all kinds of valuables in that house, and it was kind of a circus with that. I agree Pearl we need to use the proper steps so we don't find ourselves in a liability situation. But I think we need to move fast, whatever we can do, get this thing done, I think we need to send- at least try to send a certified letter to them if we can get an address, at least then we have documented proof of attempts to contact them, and at that point we go through our process we've made attempts and still nothing, I think we need to bulldoze the place.

Olmedo: So, we're at that stage like I said Compliance Department is aware of the situation they know the history they've got our letter, unfortunately our hands are tied as far as their process and what they got to go through. And they will actually, from my understanding is, the DA's office will submit that letter and-

Barber: To the owner?

Olmedo: To the owner, and once we're on the agenda for a public hearing, I will attend and ask for a deadline and if there's no response, move forward.

Barber: Yea if the DA does it then they can probably have him served, through Elko County.

Olmedo: And on top of that I think the cost of cleaning up that property, I believe we should put a lien on that so in the event there's a sale on that at least we have a portion to recoup.

Barber: Great idea.

Olmedo: So that's the avenues I recommend, legally try to not get us in a liability situation, let the Compliance and DA department handle it, and once we are on the agenda request any costs we've accrued to put a lien against the property.

Swigart: So is it still, say we get a 60-mph wind are we gonna have a safety hazard again?

Sweeney: You bet.

Olmedo: It will be a safety hazard yes.

Swigart: Is there any way we can like invest in twenty sheets of plywood and 3 1/2in wood screws and board it up, with the permission of the Sheriff's Department right there.

Rumker: I don't understand what the liability issue with that would be, just making it safer.

Sweeney: But if we make this house safer is that gonna slow down the process of getting that removed?

Hansen: Is it now gonna be less of a hazard?

Swigart: Well I mean if somebody gets hurt, knock on wood somebody doesn't.

Spivey, Jr.: Don't you have to have permission to get on there and do that any way?

Musselman: Cause then who are going to charge materials too as well?

Spivey, Jr.: Can't we send like if he lives, where did you say he lives?

Olmedo: Elko.

Spivey, Jr.: Have the law enforcement go get a hold of him and give him a paper.

Musselman: You missed that, she said they're gonna go through that.

Barber: As a Town I don't recommend doing that, but as a private individual went over there put plywood on the doors and sealed the roof down I don't know if, what's wrong with that.

Swigart: I was thinking the Fire Department you know.

Barber: Fire Department is attached to the Town of Round Mountain so I would not recommend that.

Swigart: But they deal with safety and hazards and hazardous conditions year-round. Can you get ahold of the DA tomorrow and see what he recommends, see if we could do that?

Olmedo: The County Manager and Compliance are working towards it, so I'll reach out and see if there's an update.

Swigart: Alright any more discussion?

Olmedo: Just for the record we are noting that Robert Spivey Jr. left at approximately 5:34pm.

REVIEW AND APPROVE INVOICES FOR THE TOWN OF ROUND MOUNTAIN

Musselman motioned to approve the invoices. Barber seconded the motion; motion passed 3-0.

BUDGET WORKSHOP – THIS WORKSHOP IS TO DISCUSS THE 2018-2019 FISCAL YEAR BUDGET

Olmedo: You have two items, so at the last meeting there was a few items in question so here is a break out, I apologize for not providing that in the first place. So, these pages that you see stapled together, page one is the revenues we received, so in the first column is actual revenues we received for the last fiscal year and then we have the second column estimated for year ending for this year. What we submitted for tentative budget, and of course it remained the same to the Town Board Workshop tonight. I'll have you go ahead and take a look at it. I double checked on Net Proceeds of Minerals, we haven't seen anything come into the bank but I don't expect to see anything until mid-May. But as you can see year ending June 30th 2017 we received \$185,246 and as of today, nothing in the bank. If you go into the next page, you'll see Administration's expenditures you'll see in the first column now this is a little different; this is what was budgeted for 2017-2018 which is the current year we are working in. What happened at the last board meeting when we got together March 13th 2018 and of course the tentative, and tonight we are going to be taking a look at these figures if you guys want to make any changes I left it blank so we can write in any recommendations. So, if you're fine with Administration's salaries and wages, employee benefits, and total services and supplies remaining the same we can, so I'll give you a second to review that. And anybody in the audience there are packages over there if you want to follow along.

Swigart: The \$300,000 we've talked about for the parking lot that's right over here, this area?

Olmedo: This area, we've got library, Town Hall.

Swigart: So that estimate comes from square footage from who?

Olmedo: Square footage, I'm not sure how our Maintenance Forman comes up with those figures for us.

Swigart: And who would do the work?

Olmedo: It would have to be a contractor that come in.

Swigart: And asphalt it, ok.

Olmedo: It's been a long time since we had, the last work we had done was half of Town Hall and that cost us \$28,000.

Swigart: So, with the \$360,000 and we this \$300,000. We should be able to get something done with that kind of money.

Olmedo: We can do that, now that you say that we can transfer those funds, transfer money from the General Fund into the Road Department to address what we can. And I think Electrum Drive is a hot ticket.

Swigart: Right, you know every summer I thought either going to Vegas or Reno has guys doing that stuff.

Olmedo: Even we see it over the hill at Austin right there, their crew is always doing-

Swigart: It's those contractors out there that do that kind of stuff. I don't know how far we could go, certainly not here to Austin.

Olmedo: So, are you guys comfortable with the numbers for the tentative budget is there any recommendations that you would like to see to the final?

Barber: Just a couple clarifying questions on the swimming pool, they need a new shed? For the chemicals, is that what I'm seeing, the additional?

Olmedo: Yes.

Barber: And then we're only giving the fifty-cent incentive for those that are returning.

Olmedo: Yes.

Barber: And so, what we have in the tentative budget from the fuel taxes is gonna be \$215,00 am I looking at that right?

Olmedo: So if you go into, so if you go from Parks and recreation to the very next page, road maintenance fund you see the see the 1.75 gas tax.

Barber: Yes.

Olmedo: So beginning fund balance was \$381,904 and then if we were to expend what we are saying we are going to expend that leaves us a balance of \$306,904 so going into this new fiscal year we are going in with the \$381,000.

Barber: Ok. I think that's it Pearl.

Olmedo: And just want to let you know that again if we haven't received any requests to spend any money for the PSST Tax for the Sheriff Department so that could be a future-

Hansen: It will be a future.

Olmedo: amendment to the budget if they put through a request.

Hansen: They emailed- saying that sometime soon they would have a request to be on our agenda.

Barber: Okay.

Musselman: So is your tentative budget for them just what your guesstimating or did she give you like an idea and that's what we're using.

Olmedo: For the Sheriff? She's going off- I believe they're gonna go off of the beginning fund balance that was actually audited so they'll utilize those numbers to subtract from.

Swigart: Ok any other discussion on the budget

GENERAL PUBLIC COMMENT (SECOND)

Musselman: I have one, I forgot to tell you guys, Nye County Ambulance Service is getting a new ambulance, we want you guys to come see it since it's your part of your guy's tax money, went to it, for getting donations to it. So as soon as we have a date I'll let you guys know.

Swigart: You have a hospital update for us in Tonopah?

Musselman: I should refer you to Vance Payne to talk about that, I don't know how much I'm supposed to disclose.

Olmedo: This Friday is a Renown/REMSA function its open to the public, that would be the time if you questions. I would encourage that you attend if you have questions on how they plan on servicing the outlying areas, such as our area.

Musselman: I met with them last Tuesday they will come out here, just so you guys all know, they're all really nice people I definitely would advise you to go meet them say hi and hear what the guy has to say.

Swigart: Any other public comment?

ADJOURN MEETING

Musselman motioned to adjourn the meeting at approximately 5:49 pm. Barber seconded the motion; motion passed 3-0.