

**ROUND MOUNTAIN TOWN BOARD MEETING
DONALD L. SIMPSON COMMUNITY CENTER
650 CIVIC DRIVE, HADLEY SUBDIVISION
ROUND MOUNTAIN, NEVADA
TUESDAY, JULY 26, 2022 – 5:30 P.M.**

MINUTES

Members Present: Nicole Silberschlag, Chair
Chris Philips, Vice Chair
Sara Sweeney., Clerk
Vacant, Member
Samantha Faga, Member

Also Present: Pearl Olmedo, Town Manager
Heidi Bunch, Administrative Supervisor
Sergio Olmedo, Volunteer Fire Chief
Sky Trease, Recreation Director
Monicka Harter-Hill, Facilities Aide

Citizens Present: Lisa Davila
Sherman Richardson
Vicky Richardson
Allen Stump
Daniel C. McArthur

Frank Davila
Jenna Diller
Candace Larrabee
Troy Davis

APPROVED

AUG 23 2022

ROUND MOUNTAIN
TOWN BOARD

1. Call meeting to order/roll call

Nicole Silberschlag called the meeting order at 5:31 p.m. Silberschlag – Member, Philips – Member, Sweeney – Member and Faga – Member were in attendance.

2. Pledge of Allegiance

The Pledge of Allegiance was recited.

3. General Public Comment (FIRST)

None given.

4. Approval of the July 26, 2022 agenda

Faga motioned to approve the July 26, 2022 agenda; Sweeney seconded. Motion passed 4-0.

5. Election of Round Mountain Town Board officers

Faga nominated Silberschlag as chair. Philips seconded. Motion passed 3-0. Silberschlag abstained. Silberschlag nominated Philips as vice-chair. Faga seconded. Motion passed 3-0. Philips abstained. Silberschlag nominated Sweeney as clerk. Faga seconded. Motion passed 3-0. Sweeney abstained.

6. Approval of the June 28, 2022 regular meeting minutes and July 12, 2022 cancelled meeting minutes

Faga motioned to approve the June 28, 2022 regular meeting minutes and the July 12, 2022 cancelled meeting minutes as presented. Sweeney seconded. Motion passed 4-0.

7. Discussion and decision for town manager and board member to sign engagement letter from Daniel C. McArthur, LTD for audit of Town of Round Mountain financial statements for fiscal year ending June 20, 2022

Pearl Olmedo discussed the engagement letter. Faga motioned to approve having chair and town manager sign engagement letter from Daniel C. McArthur, LTD for audit of Town of Round Mountain financial statements for fiscal year ending June 20, 2022. Sweeney seconded. Motion passed 4-0.

8. Discussion, deliberation and possible decision on the Town of Round Mountain 1.75 Cents Per Gallon Excise Tax on Certain Motor Vehicle Fuels in Accordance with NRS 365.560

McArthur was asked to speak regarding this agenda item as the Town auditor. He explained that he had listened to the Nye County Regional Transportation Commission minutes from January 20, 2022. He stated that when he heard of misappropriation of funds it bothered him as that is his job, to find misappropriations. McArthur explained that this discussion comes from the road scoping and what funds it was paid for. McArthur read from the minutes about a discussion with Tim Dahl, then Nye County Public Works director regarding scoping of roads and infrastructure. P. Olmedo went over the history of the resolution which was drafted by Nye County regarding the 1.75 cents per gallon excise tax on certain motor vehicle fuels. Philips directed P. Olmedo to have legal counsel look over the resolution proposed by Nye County. Troy Davis asked if there has been an audit on equipment purchased with funds from the excise tax fund. McArthur explained that the "fund" owns the asset. Lisa Davila asked if this was the first time the Board was made aware of the misappropriation issue. Philips asked McArthur who brought up the discussion of misappropriation. McArthur stated the first time was when he had a meeting with the town manager. Philips explained that whomever is throwing the term around doesn't know the meaning of misappropriation. Philips would like this to be sent to legal counsel and made a motion to do so. Sweeney seconded. Motion passed 4-0. Silberschlag asked if it was too late to pull out of the agreement with Nye County and use the road fund and supplement with a capital outlay project to begin fixing the roads. McArthur stated he does not see where this is a misappropriation of funds and will give a written opinion once, he listens to all meeting recordings. Philips asked if an emergency declaration can be declared on the roads regarding their state of decay. Discussion of bringing in a contractor to get firm numbers on cost of road repair. P. Olmedo discussed a 2018 engineering firm report which broke down the town into five areas of importance. Sweeney asked if the town can invite an engineering firm to come down and reevaluate the roads. Sherman Richardson asked if the Town can't pay for the roads, can they pay for a lawsuit? McArthur asked for direction from the Board to make sure that they want him to continue looking at his audit investigation. Staff was directed to keep item on the agenda for future meetings.

9. Discussion, deliberation and possible instruction to staff to draft a letter in regards to Nye County Bill No. 2022-04: A Bill proposing to amend Nye County Code Title 17, Comprehensive Land Use Planning and Zoning, by adding Chapter 17.13 entitled Special Use Permits, to establish land use and permitting requirements applicable to certain types of land use including definitions, special uses requiring special use permits, applications, grounds for suspension and revocation, and time limitations; and providing for the severability, constitutionality and effective date thereof; and other matters properly relating thereto; and read the title of the bill into record

P. Olmedo discussed the Bill. Philips asked if existing businesses will be grandfathered in. Faga expressed she was against this Bill. Staff was directed to draft a letter from the Town of Round Mountain addressing questions had by residents and drafting another letter to business owners in the valley who may be affected by the passing of such Bill. Staff was directed to keep item on the agenda for August 9, 2022. Sweeney motioned to have P. Olmedo draft a letter to Brett Waggoner, Nye County Planning asking him to answer questions raised by citizens

and the board. Letter to be drafted by Aug. 1 with board response no later than Aug. 2. Faga seconded. Motion passed 4-0.

10. Round Mountain Volunteer Fire Department Update

S. Olmedo gave the Round Mountain Volunteer Fire Department update. Updated the Board that there are two new members with three prospects. August 13 is the Fire 1 Class in Pahrump. Eleven volunteers are interested. He has reached out to John Burton with Round Mountain Gold Corporation to help with scheduling at the mine so more firefighters can attend. He thanked Round Mountain Gold Corporation for allowing firemen to attend. A trainer will be coming out to Round Mountain to help with the schedules of the firemen in order for those interested to take the course. Faga thanked the firemen for the 4th of July firework show. Philips told S. Olmedo he would like to sit down with him and see what the department needs and what grant avenues are open. S. Olmedo explained that the remainder of the PSSST equipment came in. He will get a current list of items together and present to the board at a future meeting.

11. Correspondence, awards, department updates, and announcements

The following correspondence list was read into record:

1. Gmail from Arnold Knightly, re: Community Development Block Grant program 1st meeting public notice; County seeking Risk Manager, rec'd 7/5/2022
2. Tonopah Town Board and Tonopah Library District Board of Trustees agenda for July 13, 2022, rec'd 7/8/2022
3. Gmail from Arnold Knightly, re: Annual Social Services Fair, Tonopah, July 14th, rec'd 7/8/2022
4. Nye County Board of County Commissioners agenda for July 19, 2022, rec'd 7/14/2022
5. Belmont Advisory Board agenda for June 18, 2022, rec'd 7/14/2022
6. Nye County Regional Transportation Commission meeting agenda for July 20, 2022, rec'd 7/15/2022
7. Tonopah Town Board and Tonopah Library District Board of Trustees agenda for July 27, 2022, rec'd 7/22/2022

P. Olmedo went over the CDBG application for funding process. Currently \$3 million up for grabs which can include public funding, planning, economic development, low income, community development needs. Discussion of summer staff. They painted fire hydrants and zones, pond clean up, 4th of July event and scanning. The firework racks for the 4th of July event need to be fixed or go to an electronic display system (which is safer). Rescue 1 received new tires and shocks. Cargo trailer received new tires. Pool boiler/sand filter will be looked at on August 19. Recreation staff has been troubleshooting for contractor regarding the issue. Philips asked about bids. Stated that by statute the Town is required to obtain three bids. Faga asked if there will be a prolonged swim season if the pool is fixed. Old Town water leak as of Monday, July 25. Was fixed that day. The Round Mountain Public Utilities shop propane lines are out of order. Backhoe walk around training was done with employees after backhoe was serviced. The triathlon tough mudder event went well. Round Mountain maintenance team did well in building the pit. Thank you to Robert Spivey, Jr. and Blanca Spivey for the event. Car show is July 30. Clay will be delivered on Saturday, July 30. Dirt Works will start on field. The weight room swamp cooler is down. Philips stated to get cooler going. The water truck needs injector pump and needs to be fixed. P. Olmedo discussed the building of a non-regulation T-Ball field. She explained that she is behind on her statutory EDEN duties as well as quarterly reports. September 14, 2022 is the Town of Round Mountain financial audit. Meters will be installed on the ballfields, parks and town halls. Staff was asked if Commissioner Bruce Jabbour was invited to this meeting. Heidi Bunch answered yes. Silberschlag asked if the Town of Round Mountain was able to get onto the Nye County Regional Transportation Commission agenda. P. Olmedo answered no. Staff was directed to meet with Cale Dolan regarding Hadley Park parking lot hazards, agenize fuel tax for August 9 meeting, identify road emergencies and get them fixed.

12. For consideration and possible action relative to conducting the annual Performance Evaluation of Pearl Olmedo, Town Manager, but not limited to possible promotion, endorsement, engagement, retention, termination, suspension, demotion and reduction in pay, reprimand or “no action” in accordance with NRS 241.033

Silberschlag was asked if this performance evaluation was to be conducted in a closed meeting. She explained that it is not. She handed out filled out evaluations to all Board members. Silberschlag stated she doesn't like to give reviews publicly. The evaluation was filled out by Silberschlag and Faga as Philips and Sweeney had not been to a meeting prior to July 26, 2022. Board alerted to pool being closed, volunteers training employees and not utilizing POOL/PACT training to the fullest extent and preventative maintenance. Discussion of overcarrying monies from budget year to budget year. Questioned roads and equipment bought with road fund. Silberschlag expressed that the reviewing members can not remember any large achievements made by P. Olmedo over the last year. She expressed that she doesn't feel that the Town has given P. Olmedo the tools to do her job well. She wants to help P. Olmedo get resources needed, training and set goals and achievements. Bunch was asked to notice P. Olmedo again to discuss her goals, future developments and trainings. Philips asked that training be extended to Bunch in P. Olmedo's absence. He suggested a committee to meet with P. Olmedo to go over resources and a sounding board. Silberschlag stated she reached out to POOL/PACT regarding training. She stated as a Board they failed also as they didn't understand the budget. Bunch expressed that there is always an open door at Town Hall.

13. Review and approve invoices for the Town of Round Mountain

Faga motioned to approve the invoices from the July 26, 2022 meeting. Sweeney seconded. Motion passed 4-0. Philips expressed that Maci Philips, is his niece and is receiving a refund from the pool.

14. General Public Comment (SECOND)

Lisa Davila made a general comment about projects and goals being met. Silberschlag stated that this will be addressed.

15. Adjourn meeting

Faga motioned to adjourn meeting at 8:50 p.m. Philips seconded; motion passed 4-0.