

**ROUND MOUNTAIN TOWN BOARD MEETING
DONALD L. SIMPSON COMMUNITY CENTER
650 CIVIC DRIVE, HADLEY SUBDIVISION
ROUND MOUNTAIN, NEVADA
TUESDAY, DECEMBER 27, 2022 – 5:30 P.M.**

MINUTES

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

Also Present: Heidi Bunch, Administrative Supervisor
Maci Cole, Administrative Aide
Dennis Bunch, Maintenance Supervisor

Citizens Present: Vicky Richardson
Kendra Larson
Captain David Boruchowitz (via phone)



Sam Faga
John Larson
Troy Davis

1. Call meeting to order/roll call

Nicole Silberschlag called the meeting order at approximately 5:32 p.m. Silberschlag – Chair, Chris Philips – Vice Chair and Sara Sweeney – Clerk were in attendance.

2. Pledge of Allegiance

The Pledge of Allegiance was recited.

3. Public Comment (FIRST)

Heidi Bunch asked all in attendance to speak up so that the recording device can pick up their voices. Kendra Larson came in to ask about the softball and baseball fields. She stated she had been told it is acceptable to get the dirt for the fields in February. She said that it was unacceptable.

4. Approval of the December 27, 2022 meeting agenda

Silberschlag stated that since legal counsel is not in attendance that items 13-17 be removed. Philips motion to accept items 13-17 be removed. Sweeney seconded; motion passed 3-0. Philips then motion to approve the December 27, 2022 agenda with the changes. Sweeney seconded; motion passed 3-0.

5. Approval of the December 13, 2022 meeting minutes

Sweeney motioned to approve the December 13, 2022 meeting minutes as presented. Philips seconded; motion passed 3-0.

6. Lot 13 @ Horse Corrals and 18 Dixie Court, as requested by Richard L. Snow

H. Bunch addressed the Board stating that Richard Snow was to call in and is not on the line. Silberschlag stated that per the back up material provided by Snow, that he has not owned the property at Lot 13 – Horse Corrals since 2016. H. Bunch advised that Snow’s name is listed as owner of the property on the Nye County Assessor website though it is held in Nye County Trust. Silberschlag asked if Snow is the person that turned the services off in 2016. H. Bunch stated that Snow began to receive billing for the property when the renter moved from the corral as he is listed as the registered owner. Sweeney asked if Madziarek’s moved to a different corral. H. Bunch advised Sweeney to stay on topic. Philips asked if either party was at the property. H. Bunch stated that it is registered to Snow through Nye County. Silberschlag then asked about the 18 Dixie Court account. Silberschlag asked if anyone lives in the resident, currently. She wanted to know if both the current resident and Snow were receiving bills for the property. H. Bunch stated that Snow’s bill is a finalize account that has been accruing penalties. Philips asked if Snow can prove that he hasn’t lived at the property. H. Bunch explained that Snow was to call in and discuss this with the Board. Philips said his idea is if he can prove that he has not resided at the addresses then it should have been legally removed. Philips asked if Snow can get the proper paperwork to prove so. Silberschlag directed staff to reach out to Snow, advise him of when the next meeting is and to submit proper paperwork. Item was tabled.

7. NCSO Half Cent Tax Expenditure, as requested by Captain David Boruchowitz

Cpt. David Boruchowitz joined the Board via teleconference. He apologized with the lateness of the item due to the election as the current sheriff did not want to spend funds if there was an incoming sheriff. He explained that the radar company has offered a deal to Nye County Sheriff’s Office that if radars are purchased the sheriff’s office can get 15 free radars. The sheriff, sheriff-elect and Cpt. Boruchowitz have met and agreed that this would benefit the department. He stated that the sheriff’s fleet is virtually radar-less countywide. He asked the Board to approve his request to absorb the reoccurring costs of prior PSST purchase of body-cam as well as purchase of the radars. If approved, Sheriff McGill will be back in front of the Town Board to go over the rest of the PSST expenditure. Silberschlag asked if approved, will the radars be used in the sheriff’s fleet that patrols Round Mountain? Cpt. Boruchowitz stated it will outfit all vehicles. Philips stated that he has a concern that there is no coverage and that the Town Board is buying radars for the whole county verses purchasing for the Round Mountain area. Philips asked why are we paying for the whole county. Silberschlag stated that Round Mountain patrol go to Tonopah and are dispatched from there. Silberschlag asked about the reoccurring charge as stated on the agenda item. Cpt. Boruchowitz stated that it is the cost of the body camera software. Philips requested a visit from the newly elected sheriff and his undersheriff to address the Board to speak about these particular issues before he feels comfortable making and decision on expenditures for the Sheriff’s Office at this time. Silberschlag asked Cpt. Boruchowitz if that was doable. Cpt. Boruchowitz asked if he heard the Board correctly when they stated they would like an in-person visit. Philips affirmed and stated that he would like to address the rest of the issues. Cpt. Boruchowitz stated that the Sheriff forbade him to bring up the Sheriff-Elect and unfortunately, she was still in charge. Philips stated again that he would like a face-to-face with the sheriff and undersheriff about issues within the community. Sweeney agreed. Boruchowitz asked that this agenda item be continued to next meeting as well as an agenda item regarding the discussion of Nye County Sheriff’s Office, in general. Item was tabled.

8. Discussion, deliberation and possible decision regarding Declaration of Reservations – Hadley Subdivision of Round Mountain – Nye County, Nevada set to expire and setting time and date of possible workshop for said Declaration of Reservations revisions, if needed

Philips explained that he did some research. He stated that in order for the Town to have Round Mountain Town ordinances, there are several steps that need to be taken per Nevada Revised Statute. Establishment of boundaries need to be set as well as a resolution stating such. Philips stated the NRS he is referring to is NRS 269. Philips stated that as a charter, the Town is recognized by the State but if the Town Board wishes to move forward, the Town needs to start at “a” and move to “z” again. He stated that the Public Works Department as well as the Fire Department will all need to be recognized by resolution. This will be a long process. Silberschlag asked if these

are tasks which can be done by Town staff. Philips explained it will need to be done legally by an attorney. He stated that some of the steps will need to be approved by the Board of County Commissioners, Secretary of State and results publicized. Sweeney asked if the boundaries of the Town were already set. Philips stated it is not set in the charter. Silberschlag stated this should be done by the Town Manager and that the Board should be following up with tasks. Philips stated at some point the Board needs to go through all the paperwork and figure out the ordinances and resolutions that have already been adopted. Philips stated that resolutions and ordinances already on file will need to be adapted over. He also advised that the Town look at Pahrump Town Advisory Board resolution section for legal descriptions. Silberschlag asked Philips to meet with Town Manager to get this process started. Item tabled.

9. Discussion, deliberation and possible decision to form an advisory committee to review the Declaration of Reservations and expectations for said committee

Silberschlag gave a brief history of why the formation of the advisory committee is needed. Philips stated he would like to hear from the community as a whole regarding the charter. Silberschlag asked if this can be advertised for applicants. H. Bunch asked if the Board would like applications or letters of interest. Philips stated letters of interest. Silberschlag motioned to request letters of interest to form Declaration of Reservations expectations and advisory committee. Sweeney seconded; motion passed 3-0. Silberschlag asked that letters of interest notice be out to public and back to the Board by January 10, 2023 Board meeting. Faga asked if Town staff can get notice to her by Friday she will put in Valley View.

10. Discussion, deliberation, and possible decision to approve Resolution No. 2022-02 A RESOLUTION TO REPEAL THE APPROVAL OF "RESOLUTION NO. 2020-02 A RESOLUTION OF THE TOWN BOARD OF ROUND MOUNTAIN, NEVADA TO TRANSFER FROM THE TOWN OF ROUND MOUNTAIN'S GENERAL FUND – SPECIAL REVENUE FUND – ROAD MAINTENANCE TO NYE COUNTY'S GENERAL FUND"

Silberschlag stated that this is the Resolution that needs to be voted on so that the Town can keep their money. H. Bunch asked Silberschlag to read Resolution No. 2022-02 by title into record. Philips motioned to approve Resolution No. 2022-02 as presented. Sweeney seconded; motion passed 3-0. Staff was directed to take item off agenda.

11. Discussion, deliberation and possible decision on approving the Town of Round Mountain – Recreation Department fee schedule for FY 2022-2023

H. Bunch reminded the Board that this was brought back to the Board at their request with changes made. Silberschlag went over requested changes. K. Larson requested a copy of changes as presented. Philips discussed some of the changes. Philips motioned to accept the Town of Round Mountain – Recreation Department fee schedule for FY 2022-2023 as presented. Sweeney seconded; motion passed 3-0.

12. Round Mountain Volunteer Fire Department Update

H. Bunch advised the Board that the chief is not in attendance. Item tabled.

13. Closure of meeting, pursuant to NRS 241.015(3)(b)(2) for purposes of conferring with legal counsel regarding potential or current litigation

Item removed from agenda.

14. Closed meeting, pursuant to NRS 241.015(3)(b)(2) for purposes of conferring with legal counsel regarding potential or current litigation

Item removed from agenda.

15. Discussion and deliberation on conference with legal counsel regarding potential or current litigation presented in closed meeting

Item removed from agenda.

16. Closed meeting, pursuant to NRS 288.220 for purposes of conferring with the Town's management representatives regarding labor negotiations, issues and other personnel matters

Item removed from agenda.

17. Discussion and deliberation on labor negotiations, issues and other personnel matters presented in closed meeting

Item removed from agenda.

18. Discussion, deliberation and possible action on Department Reports: Town Administration, Town Maintenance, Pool, Parks, Recreation, Community Center, Capital Projects, Grants, Round Mountain Public Utilities – Water and Sewer Funds, and Road Tax Fund.

H. Bunch updated the board that the Town had experienced frozen lines over the last two weeks. The office will be closed Jan. 2 and Jan. 16, 2023 for observed holidays. Silberschlag asked for updates on projects. Dennis Bunch updated the Board that a trucking company has been obtained to bring in dirt for the fields as the previous trucking company chose not to deliver to Round Mountain, again. Silberschlag stated she had been thinking about the engineering of the T-Ball fields and does the Town have to go that route. D. Bunch stated it will alleviate the Town from any liabilities. Discussion on an engineering firm. D. Bunch stated that the pool engineer will be coming up to assess the Ingvart Christensen Swimming Pool and he can reach out to see if that person is willing to assist on T-Ball field or knows of someone. Sweeney asked if the work will be done this year as the current T-Ball field is dangerous. D. Bunch asked if the Little League Field can be used for T-Ball field and that he will be grading the area once he gets a grader here. Silberschlag asked what else the grader will be used for. D. Bunch gave her a list of projects. Silberschlag asked about the grading of the road to and from the tanks. D. Bunch explained the easement of the road. Discussion of cattle guard at Hadley Park. John Larson asked about the improvements to the ballfields. J. Larson asked about leveling of proposed T-Ball field against existing ballfields. D. Bunch stated liability. K. Larson stated that the Town could have been sued 10 years ago. Faga asked where the documentation is for the standards. D. Bunch explained he is being told about bodily harm on the fields. Philips stated that he thinks the Town is trying to mitigate any further damages or injuries. K. Larson stated there is no follow-through is getting dirt and there is a lack of communication. Silberschlag explained that last year the softball field could have been finished but the teams did not want to stop playing. K. Larson stated that softball season starts February. K. Larson expressed her frustrations over the fields. Silberschlag asked if the Town has reached out to Nye County School District has been contacted about use of the field. Discussion of the batting cage and the new storage at the field. Silberschlag asked about the pool repairs. D. Bunch explained the need for a public works bid number. Silberschlag asked for a list of repairs and time line. Discussion on road issues in Hadley. Troy Davis said the Town needs to figure it out and get with the company that was at the mine. Philips stated that the road company wouldn't give us a bid due to oil prices. Silberschlag asked about the new operator of record for Round Mountain Public Utilities. D. Bunch stated that the new company starts January 2023. Joe Westerlund was finished as of December 2022. Discussion of multi-purpose room update, remodel and bid process. Vicky Richardson asked about why the floors have to be redone in the multi-purpose room. Silberschlag asked about the fencing around Hadley Park. D. Bunch stated he needs the equipment that will be on the next agenda to put in holes for posts.

19. Correspondence, awards, and announcements

H. Bunch presented the following correspondence:

1. Nye County Board of County Commissioner agenda for 12/20/22, rec'd 12/15/22.

2. Gmail from Katie Coleman, re: Nevada Rural Housing Launches New Buy in Nye Homeownership Program for Nye County Homebuyers, rec'd 12/20/22.
3. Notice from Nye County Clerk's Office, re: Nye County Board of County Commissioners Agenda Item Request Form for 1) Appoint three members to the Round Mountain Town Board due to expiring terms from the following is a list of applicants: Christopher E. Philips, Vicky Richardson and Sara Sweeney or 2) Readvertise for the appointment, rec'd 12/20/22.
4. Tonopah Town Board and Tonopah Library District Board of Trustees agenda for 12/29/22, rec'd 12/27/22.

Richardson asked about the appointment on the Board of County Commissioner agenda. H. Bunch stated it is for January 3, 2023. Silberschlag asked if Town Hall has a notary. H. Bunch stated no. Sweeney stated the library has some.

20. Review and approve invoices for the Town of Round Mountain for the December 27, 2022 meeting

Philips asked about the NV Energy invoice as to cost increase. H. Bunch stated this is normal for this time of year. Philips stated the Town needs to go solar. Philips motioned to approve the Town of Round Mountain invoices as presented for December 27, 2022. Sweeney seconded; motion passed 3-0.

21. Public Comment (SECOND)

Faga thanked the Town for the takedown and set up fee on the approved fee schedule. She advised that last year she had an event where she was charged a \$200 cleaning fee. She stated that it was unkind customer service. She explained that the Town does employee two gals and does all the cleaning fall onto the renter. D. Bunch asked that Faga contact him regarding any issues or concerns when renting the facilities. H. Bunch asked if Faga is given a cleaning checklist when she rents a facility. Faga stated she knows that one exists but hasn't been given one. H. Bunch will email one to her. Silberschlag advised Faga that she can submit an agenda request to speak about this issue if Faga would like action taken. J. Larson stated that he had sent Pearl a "wish list" of items for the ballfields. He did acknowledge the work done on the grass on the fields. T. Davis asked how many employees the Town employs. He stated that it is improper that when the biggest employer in this valley has a Town Hall meeting which talks about the Mine, that a 13-person meeting for the Town be moved and the Mine be accommodated. He stated he was making this statement as a person who works at the Mine. He stated that this was a coaching event for employees, is what he was told. He stated this was a meeting held in the middle of November. H. Bunch stated she was unaware of what T. Davis was speaking about. Faga explained that T. Davis doesn't represent the Mine and that she called and asked for Round Mountain Gold Corporation to hold their annual Town Hall event at the Simpson Center. She stated she was told no. She tried three times to book the center due to date availability. This is RMGC's reasoning for having the meeting at the safety building. Faga stated that she met with Olmedo last week about this issue as well as other issues and that the talk was well received. Faga doesn't believe this was done maliciously but out of laziness. Faga stated that she is hearing in the community that RMGC is refusing to use the Simpson Center when that is not what happened. Silberschlag stated that the Board is not allowed to take action. Philips thanked Faga for bringing this to the Board's attention. T. Davis again stated that he had heard that the Mine was unable to use the facility due to a Town staff meeting. The date was November 16, 2022. Faga stated that the Mine is not asking for special treatment but will go higher up for a conversation to be community partners. The Board thanked T. Davis for his comments. Sweeney advised T. Davis he should be on the Town Board.

Adjourn meeting

Philips motioned to adjourn the meeting at 6:58 p.m. Sweeney seconded; motion passed 3-0.

APPROVED THIS DAY 10 OF January, 2023.

Yvonne Silberschlag
Chair

Sara Sweeney
Vice Chair

Richardson
Clerk

Vacant, Member

Vacant, Member