WEST WENDOVER CITY COUNCIL, MINUTES OF THE
REGULAR MEETING OF MARCH 20, 2018

1. CALL TO ORDER AND ROLL CALL

<table>
<thead>
<tr>
<th>Attendee Name</th>
<th>Title</th>
<th>Status</th>
<th>Arrived</th>
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</thead>
<tbody>
<tr>
<td>Jerry Anderson</td>
<td>Councilman</td>
<td>Present</td>
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<tr>
<td>Nick Flores</td>
<td>Councilman</td>
<td>Present</td>
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<tr>
<td>Izzy Gutierrez</td>
<td>Councilman</td>
<td>Present</td>
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<td>John B. Hanson</td>
<td>Councilman</td>
<td>Present</td>
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<tr>
<td>Jasie Holm</td>
<td>Councilwoman</td>
<td>Late</td>
<td>7:03 PM</td>
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<tr>
<td>Daniel J. Corona</td>
<td>Mayor</td>
<td>Present</td>
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<tr>
<td>Bryce Kimber</td>
<td>Public Works Director</td>
<td>Present</td>
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<tr>
<td>Burdel Welsh</td>
<td>Police Chief</td>
<td>Present</td>
<td></td>
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<tr>
<td>Chris Melville</td>
<td>City Manager</td>
<td>Present</td>
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<tr>
<td>Jeff Knudtson</td>
<td>Fire Chief</td>
<td>Present</td>
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<tr>
<td>Michelle Giovo</td>
<td>Chief Financial Officer</td>
<td>Present</td>
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<tr>
<td>Anna Bartlome</td>
<td>City Clerk/Records Officer</td>
<td>Present</td>
<td></td>
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Others Present: Angela Poole, Robert Eglet, Kathy Durham, Corinne Copelan, John Spillman, Nancy Collazo, Cannon LaCombe, Lillia Lopez, Crystal Luscan, Fabiola Rojas, Sofi Luna and Felisha Valenzuela

Mayor Corona called the meeting to order at 7:00 p.m. in the West Wendover City Hall, Council Chambers #137. All those present and excused are noted above.

2. PLEDGE OF ALLEGIANCE

Mayor Corona led those present in the Pledge of Allegiance.

3. COMMENTS FROM THE GENERAL PUBLIC

None offered or received.

4. APPROVAL OF THE MINUTES (For Possible Action)

a. City Council - Regular Meeting - Mar 6, 2018 7:00 PMAccepted

Council Member Flores made the motion to approve the minutes of the regular meeting of March 6, 2018. The motion was seconded by Council Member Anderson and passed unanimously.

5. PRESENTATION

a. Mayor’s Youth Award - West Wendover Elementary, Middle and High Schools

Angela Poole introduced Fatima Chihuahua as the Mayor’s Youth Award winner for the West

“The City of West Wendover is an equal opportunity provider.”
Wendover Middle School. Angela stated that it is a pleasure to have Fatima in class as she is hard working, helpful and a pleasure to teach.

b. Presentation by Mr. Eglet and Mr. Adams Regarding the Opioid Crisis in Nevada and Potential Litigation Measures

Robert Eglet gave a presentation regarding the opioid epidemic and potential litigation of the drug manufactures. Mr. Eglet stated that opioids before 1990 were only prescribed in certain circumstances which included end of life treatment, short-term extremely acute pain or extremely painful problem that was not alleviated any other way. Drug companies began an aggressive marketing campaign that helped lead to one of the largest drug epidemics in the country. In 2016 the Surgeon General sent out a letter stating that opioid epidemic is an urgent health crisis facing America and decades ago doctors were convinced to be more aggressive in how to treat pain, often without enough training or support to do so safely. In 1970 Congress enacted the Controlled Substance Act which would create a closed system as well as prevent drug manufactures from selling directly to pharmacies and retailers. The law required drug distributors to be on alert for suspicious orders by pharmacies but of the 800 registered drug companies 3 control 85% of the market share and not reporting or stopped suspicious orders. In 2016 there were over 300 million prescriptions for opioids and a 450% increase in opioid prescription since 1999. Opioids are the most commonly prescribed medication in the United States. Opioid addiction impacts all people regardless of race, gender, socio-economic background and political affiliation. In 2016 there were more overdose deaths in the US than the number of Americans that died in the Vietnam War. Nearly 80% of heroin users took prescription opioids before starting heroin. Nevada has the 4th highest drug overdose rate in the United States. Every city and county’s budget has been strained to the brink by this public health crisis. The drug companies knew their marketing and the way opioids were being prescribed was contrary to scientific and medical evidence but continued the same way. Mr. Eglet stated that Nevada cities are entitled to past and future damages.

Tom Coyle asked if Eglet Prince have prevailed with litigation for any of the smaller cities regarding the opioid epidemic. Mr. Eglet stated that none of the cases have gone to trial but this is one of the best liability cases ever. Mr. Coyle asked how damages were determined. Mr. Eglet stated that there are firms that will come in and determine that. Mr. Coyle asked if there was a statute of limitations on this type of a case. Mr. Eglet stated there was no statute of limitations. Mr. Coyle asked if there was a conflict of interest if they were representing multiple cities and counties. Mr. Eglet stated that if there was limited resources than there could be a conflict but it was in the best interest for the cities and counties to be represented by one firm and pursue the same strategy. Mr. Coyle asked if there was a risk to the City or potential for counter claims. Mr. Eglet stated that there is no risk to the City as they are putting up the money. Mr. Eglet stated that there may be time required by some city employees to help pull some information but the cost will be reimbursed.

Council Member Gutierrez stated that Utah is preparing a case regarding the opioid crisis and was wondering if Nevada was also going to be filing a lawsuit. Mr. Eglet stated that the States will receive different damages as the cities and counties are responsible for the police, court, social services and first responders. The State handles Medicaid costs.
Mr. Eglet stated that in this last Nevada Legislative session the Attorney General was stripped of their power to hire outside counsel but any money won by the State would stay there very little would go to the cities or counties.

Mayor Corona stated that he is convinced this is something worthwhile to pursue as we do have costs associated with this problem and would like to see this on a future agenda to hire Eglet Prince.

Council Member Gutierrez stated that he works in the medical field an opioids effect everyone. Council Member Gutierrez stated that people should watch the meeting and let the Council know how to proceed.

6. NEW BUSINESS

a. Discussion and Decision to Accept or Reject the Request for Proposals (RFP) for Financial Auditor for the City of West Wendover and Other Matters Appropriately Related Thereto (For Possible Action)

Report By Chief Financial Officer

Review/Comment/Action: City Council

Michelle Giovo explained that we had did a request for proposals and received one proposal back which was from our current auditors of HintonBurdick, PLLC. Michelle stated that the rates did increase slightly but was mostly due to the items required by the State. Michelle stated that we have a great working relationship with HintonBurdick and would recommend accepting their proposal.

Summary of proposed professional fees for years of contract are as follows:

<table>
<thead>
<tr>
<th>YEAR</th>
<th>FINANCIAL AUDIT</th>
<th>SINGLE AUDIT</th>
<th>TOTAL</th>
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<tbody>
<tr>
<td>2018</td>
<td>$37,000.00</td>
<td>$3,500.00</td>
<td>$40,500.00</td>
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<tr>
<td>2019</td>
<td>$38,000.00</td>
<td>$3,600.00</td>
<td>$41,600.00</td>
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<tr>
<td>2020</td>
<td>$39,000.00</td>
<td>$3,700.00</td>
<td>$42,700.00</td>
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<tr>
<td>2021</td>
<td>$40,000.00</td>
<td>$3,800.00</td>
<td>$43,800.00</td>
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<tr>
<td>2022</td>
<td>$41,000.00</td>
<td>$3,900.00</td>
<td>$44,900.00</td>
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Council Member Anderson asked if the auditors change every year. Michelle stated that the senior auditors stay the same but some of the staff will change from year to year.

Council Member Anderson made a motion to accept the request for proposals (RFP) for financial auditor for the City of West Wendover. The motion was seconded by Council Member Holm and passed unanimously.
b. Discussion and Decision to Appoint HintonBurdick, PLLC as the Financial Auditors for the City of West Wendover and Approve the Related Engagement Letter and Authorize the City Manager to Prepare and the Mayor to Execute Any and All Related Documents and Other Matters Appropriately Related Thereeto (For Possible Action)

Report By Chief Financial Officer
Review/Comment/Action: City Council

Michelle Giovo stated that we are required by NRS to appoint our auditors no later than 3 months before the end of the fiscal year. Michelle stated that with the acceptance of the request for proposals from HintonBurdick she asked that they be appointed as our auditors.

Council Member Gutierrez made the motion to appoint HintonBurdick, PLLC as the financial auditors for the City of West Wendover and approve the related engagement letter and authorize the City Manager to prepare and the Mayor to execute any and all related documents. The motion was seconded by Council Member Holm and passed unanimously.

c. Discussion and Decision to Accept the Resignation of the Chief Financial Officer Michelle Giovo, and Authorization for City Manager to Proceed with Appropriate Recruitment for the Vacancy of Chief Financial Officer per City Code 1-16-3 and Other Matters Appropriately Related Thereto (For Possible Action)

Report By City Manager
Review/Comment/Action: City Council

Chris Melville stated that Michelle Giovo has done a great job for the city and we are sad to see her go. Chris explained the two options regarding the recruitment process and the two options for interview/selection panel. The first recruitment process would be to do local recruitment/advertisement in the immediate area and state using local/county publications as well as trade resources. The second recruitment option would be to use all of the first option and include hiring a recruitment company. The second option is more expensive and requires much more time. The first option for the selection/interview process would consist of a City Manager interview/selection panel potential consisting of the Mayor, two Council Members, himself, current CFO and two other individuals from the City with appropriate experience and/or background. The first interview/selection committee would conduct interviews and then make a recommendation of the main candidate and an alternate to the Council. The second option for the selection/interview process would consist of the Mayor, all Council Members, City Manager, CFO and any other individuals deemed appropriate. The second option would need to follow open meeting laws and interviews would be open to the public; a formal recommendation would be taken at a regular council meeting. Mayor Corona asked if we would advertise with the Nevada League of Cities also. Chris stated that yes we would advertise with them as well as local publications and trade resources/agencies. Council Member Gutierrez stated that he had gone through the process with the head hunter and did not like it; he would like to keep it local.

Council Member Hanson made a motion to authorize the City Manager to proceed
with the appropriate recruitment for the vacancy of Chief Financial Officer per City Code 1-16-3 with option 1 on the local recruitment/advertisement (local recruitment/advertisement in the immediate area and state using local/county publications as well as trade resources) and option 1 on the selection/interview panel (City Manager interview/selection panel potential consisting of the Mayor, two Council Members, himself, current CFO and two other individuals from the City with appropriate experience and/or background). The motion was seconded by Council Member Holm and passed unanimously.

**Discussion and Decision to Accept the Resignation of the Chief Financial Officer Michelle Giovo, and Authorization for City Manager to Proceed with Appropriate Recruitment for the Vacancy of Chief Financial Officer per City Code 1-16-3 and Other Matters Appropriately Related Thereto (For Possible Action)**

*Report By City Manager*

*Review/Comment/Action: City Council*

Council Member Anderson made the motion to accept the resignation of the Chief Financial Officer Michelle Giovo. The motion was seconded by Council Member Hanson and passed unanimously.

7. **DEPARTMENT REPORTS**

1. **Youth City Council**

Cannon LaCombe stated that they have been helping Mrs. Durham with the 17 acts of kindness which will continue after spring break. Cannon stated that there will be a pancake breakfast at the Senior Center and they are recruiting students to help with Cinco de Mayo.

2. **Fire Chief**

Jeff Knudtson had nothing to report.

3. **Police Chief**

Burdel Welsh stated that he had attended a task force meeting discussing the opioid crisis which did cover a lot of the same information provided in the presentation. Burdel stated that they are working on identifying the areas where they are having the spikes in prescriptions and emergencies. Burdel stated that they have received the Naloxone from the Nevada Attorney General’s office; they have received one for each officer. Burdel explained that he had also attended the Nevada Attorney Generals committee on school shooting awareness in which they discussed public policies and confidential protocols.

4. **City Clerk/Records Officer**

Anna Bartlome had nothing to report.

5. **Chief Financial Officer**

Michelle Giovo stated that it is very difficult to leave as it is a great team to work with. Michelle explained that she had attended the Elko County Recreation District meeting and they had approved the annual funding request we made which goes to help fund the Welcome Center. Michelle stated that she is currently working on budgets and will have further meetings with the Department Heads prior to the special meetings with the Council.

Council Member Anderson asked what days the budget meetings would be held. Michelle
stated that they are scheduled for April 4th and 5th.

6. **Public Works Director**
Bryce Kimber thanked Michelle Giovo for her work as she has been a great asset to the city.

7. **City Manager**
Chris Melville had nothing to report.

8. **COMMUNICATIONS**

Reports by Elected Officials

Council Member Holm congratulated the Mayor's Youth award winner. Council Member Holm stated that the new Shipping Depot is open and they also do printing and copying. Council Member Holm stated that she has not heard anything from the DMV yet but will be in contact with them over the next couple of weeks. Council Member Holm stated that she would hate to see Michelle Giovo leave but wishes her the best. Council Member Holm stated that she would be attending the Long Canyon meeting on March 21st.

Council Member Anderson thanked the audience for attending and thanked the Youth City Council for showing an interest. Council Member Anderson offered congratulations to Michelle Giovo on her future plans.

Council Member Flores thanked Mr. Eglet and Mr. Adams for their presentation on the opioid crisis. Council Member Flores congratulated the Mayor's Youth award winner. Council Member Flores thanked Michelle Giovo for her years of service and the audience members for attending the meeting.

Council Member Gutierrez congratulated the Mayor's Youth award winner. Council Member Gutierrez thanked Cannon LaCombe and Mrs. Durham for the work they are doing with the Youth City Council. Council Member Gutierrez stated that he would hate to see Michelle Giovo go but wishes her luck in her new chapter of her life. Council Member Gutierrez thanked the audience for attending.

Council Member Hanson thanked Michelle Giovo for all the work she has done. Council Member thanked the audience members as well as all the youth for attending the meeting.

Mayor Corona thanked Mr. Eglet and Mr. Adams for their presentation on the opioid crisis. Mayor Corona stated that he is a vocal supporter of recreational marijuana but there is a opioid problem. Mayor Corona thanked Michelle Giovo for all of her years of service. Mayor Corona stated that he would be attending a Water Now Alliance conference in Salt Lake City Utah.

9. **APPROVAL OF THE CLAIMS**

a. **Claims for March 20, 2018 (For Possible Action)**

b. **February 2018 Hand Checks/EFT (For Possible Action)**
c. **February 2018 Insurance (For Possible Action)**

Council Member Holm made the motion to approve the claims of March 20, 2018, February 2018 hand checks/EFT and February 2018 insurance. The motion was seconded by Council Member Anderson and passed unanimously.

10. **COMMENTS FROM THE GENERAL PUBLIC**

Kathy Durham thanked the Mayor, Council Members, Police Officers and First Responders that attended a lunch with the students. Kathy stated that it was a great experience for the kids and she is looking at doing it next year at least once a month. Kathy stated that a reporter from Education Weekly had been there and was going to do a story on the event.

11. **NEXT MEETING DATE AND ADJOURNMENT**

a. Motion to: **Adjournment (For Possible Action)** Adopted

The next meeting date is a regular meeting on April 3, 2018 at 7:00 p.m. in the West Wendover City Hall, Council Chambers #137. The next special meeting dates are on April 4, 2018 and April 5, 2018 both meetings are at 6:00 p.m. in the West Wendover City Hall, Conference Room #127. Council Member Gutierrez made the motion to adjourn at 8:15 p.m. The motion was seconded by Council Member Anderson and passed unanimously.

**ATTEST:**

Anna E. Bartlome  
City Clerk/Records Officer