WEST WENDOVER CITY COUNCIL, MINUTES OF THE
REGULAR MEETING OF SEPTEMBER 04, 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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<td>Jasie Holm</td>
<td>Councilwoman</td>
<td>Present</td>
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<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>Absent</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>Anna Bartlome</td>
<td>City Clerk/Records Officer</td>
<td>Present</td>
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Others Present: Nancy Green, Senera Healy, Allen Nelson, Corinne Copelan, Kathy Durham, Raul Naranjo and Donald Lining

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 - Aug 21, 2018 7:00 PM Accepted

Council Member Holm made the motion to approve the minutes of the regular meeting of August 21, 2018. The motion was seconded by Council Member Gutierrez and passed unanimously.

5. CONSENT CALENDAR

a. Discussion and Decision to Adopt Resolution #2018-16; A Resolution of the City of West Wendover, Nevada, Opposing Question 3, “The Energy Choice Initiative” for the 2018 General Election (For Possible Action)

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

“The City of West Wendover is an equal opportunity provider.”
Chris Melville explained that the resolution is based on the one used by Carlin and Wells but has been modified to reflect the information the Council has been provided. The resolution was created in house for no cost as funds cannot be spent to support or oppose a ballot question as per NRS 281A.520.

Council Member Anderson disclosed that he does sit on the Board of Directors for Wells Rural Electric but will not benefit from this resolution.

Council Member Hanson made a motion to adopt Resolution #2018-16; a resolution of the City of West Wendover, Nevada, opposing Questions 3, "The Energy Choice Initiative" for the 2018 General Election. The motion was seconded by Council Member Holm and passed unanimously.

6. **NEW BUSINESS**
   a. **Discussion and Decision to Approve the Language for the Proposed Nevada League of Cities Bill Draft for the 2019 Nevada Legislative Session Regarding Amendments to NRS Chapter 481 Requiring the Nevada Department of Motor Vehicles to Provide Certain Branch Offices in Rural Communities Meeting Certain Criteria and Other Matters Appropriately Related Thereto (For Possible Action)**

   Report By Mayor Corona

   Review/Comment/Action: City Council

   Mayor Corona stated that back in June the Council decided to use the 1 Bill Draft Request (BDR) that the City can use on trying to get DMV services in the City. Mayor Corona stated that the BDR has been submitted but we just need to approve what language to use in the bill. The language will include is a requirement of changing NRS 481.055 to require that the DMV establishes and maintains branch offices in incorporated cities that are located more than seventy-five miles away from a nearest existing branch office and that the host city provide office space for the DMV.

   Council Member Anderson asked if there was space or a building the DMV could go into. Chris Melville stated that we could look at space at the City Hall but the DMV used to provide services out of the library. Council Member Holm stated that this could create jobs but there will be some expense. Mayor Corona stated that the language could change with this bill as that is what happened in 2017 with the medical marijuana bill that allowed the City to get one of the licenses here. Council Member Anderson stated that we do not know what the cost associated with the potential DMV location would be. Mayor Corona stated that do not know yet what the cost would be will have to wait until the fiscal notes come out. Council Member Holm stated that we do have space to work it out.

   Council Member Gutierrez made a motion to approve the language for the proposed Nevada League of Cities Bill Draft for the 2019 Nevada Legislative Session regarding amendments to NRS Chapter 481 requiring the Nevada Department of Motor Vehicles to provide certain branch offices in rural communities meeting certain criteria. The motion was seconded by Council Member Anderson and passed unanimously.
b. Discussion and Decision on Potential Attendees to the National League of Cities Annual City Summit in Los Angeles, California on November 7-10, 2018 and Other Matters Appropriately Related Thereto (For Possible Action)

Report By Mayor Corona

Review/Comment/Action: City Council

Mayor Corona stated that the registration cost per person is $460.00 and that some of the classes do cost extra but there should be no need to take those classes. Mayor Corona stated that the most expensive cost would be the hotel rooms for 5 nights at about $1,400.00 per person but he has done some research and found a condo that could be rented out at around $1,000.00 total. Mayor Corona stated that driving would be cheaper than flying. Mayor Corona stated that he thinks it is important to be involved with the National League of Cities as so many decisions being made at the national level we need to have a voice at the table.

Council Member Flores stated that whoever gets to go comes back and shares the information. Mayor Corona stated that it is important to share information. Council Member Holm stated that the conference starts the day after the election. Chris Melville stated that the City would need to be reimbursed for the cost of the conference if those selected did not win the election. Chris stated that we would need to make sure that there is a quorum at the meeting of November 6th. General discussion was had regarding possible attendees of the National League of Cities meeting, if there would be a quorum at the November 6th meeting (in person and by phone) and if those obligated to go are not elected they must reimburse the City the registration cost.

Council Member Holm made a motion to approve 3 potential attendees to the National League of Cities Annual City Summit in Los Angeles, California on November 7-10, 2018 and if one of the selected attendees does not get reelected they must pay back the registration fee. The motion was seconded by Council Member Hanson and passed unanimously.

7. OLD BUSINESS

a. Discussion and Decision Whether to Approve the Retainer Agreement by the City Attorney, the Law Firm of Eglet Prince of Las Vegas, Nevada, as Previously Presented and with Proposed Amendment(s), to File a Court Action for Damages on Behalf of the City Against Multiple Private Companies Who Sell and/or Cause the Distribution of Opioids and Other Matters Appropriately Related Thereto (For Possible Action)

Report By City Legal Counsel

Review/Comment/Action: City Council

Gary Di Grazia explained that on June 19th they had meet with Eglet Prince to discuss some of the issues that we were concerned about and had reached a tentative agreement with regard to those issues. Gary stated that a letter was sent to Eglet Prince outlining the agreement but when contacted by Eglet Prince they had agreed to all but the counterclaim and whether the City could choose to withdraw. Gary stated that they have agreed to provide a defense to the City without cost to the City and would indemnify the City for attorney fees, costs and expenses if there was a counterclaim. Gary stated that they have also agreed that the governing law would be Elko County. Gary stated that something that could not be agreed upon was whether the City could withdraw without penalty from
the claim; it was felt that if it was part of the retainer agreement the defense would file a counterclaim as the retainer agreement is considered discoverable. Gary stated that the changes discussed would be included and the City could withdraw but would face the penalty of $700.00 per hour in attorney fees. Gary explained that the Council needs to decide whether to proceed with the agreement and changes as discussed.

Council Member Gutierrez asked if Eglet Prince would provide a defense if there was a counterclaim made. Gary stated that yes Eglet Prince would provide a defense.

Council Member Anderson made a motion to approve the retainer agreement by the City Attorney, the law firm of Eglet Prince of Las Vegas, Nevada, as previously presented an with proposed amendment(s), to file a court action for damages on behalf of the City against multiple private companies who sell and/or cause the distribution of opioids. The motion was seconded by Council Member Holm and passed unanimously.

8. DEPARTMENT REPORTS

1. Youth City Council

Mayor Corona stated that they will start trying to get the students together to meet and choose potential members of the Youth City Council. Mayor Corona stated that there are approximately 6 kids interested in being on the council.

2. Fire Chief

Jeff Knudtson stated that there has been some work taking place around the Peppermill, Rainbow and Montego Bay parking lots which includes some resurfacing and the handicapped parking.

3. Police Chief

Donald Lininger stated that the National Night Out was a success with over 200 people attending and they would like to make it an annual event. Don stated that they have renewed the agreement with Washoe Crime Lab for this fiscal year. The Brazo electronic ticket writers are here and training is scheduled for September 8th; the reimbursement paperwork has been submitted to the State for the grant used to purchase the ticket writers. Officer Love has attended patrol rifle instructor course and will be assisting Detective Hillaker with the department’s annual firearms training. The grant reimbursement paperwork for the purchase of the ballistic shields has been submitted to the Office of Criminal Justice. Don stated that Christian Aranda has accepted a Patrol Officer position and started work on August 28th; Matthew Ulm has accepted a Patrol Officer position and will start work on September 10th. Don stated that Nicholas Herrera began in Dispatch on August 27th and once his training is complete Luis Perez will transfer from Dispatch to a Patrol Officer. Don stated that the transport van did break down again this last month but it has been repaired and is back in service.

4. City Clerk/Records Officer

Anna Bartlome stated that she and Robyn Smith will be attending training the end of September for the new marriage license software that will soon be upgraded.

5. Chief Financial Officer
6. **Public Works Director**

Raul Naranjo stated that the annual audit for the laboratory at the water treatment plant and everything went fine with no issues coming up.

Council Member Flores congratulated Raul Naranjo for the good report on the audit.

7. **City Manager**

Chris Melville stated that the information he has received regarding the Air Force conveyance was the memorandum of agreement that would be between the BLM, City of West Wendover, Tooele County and the Air Force. Three of the entities have reviewed the agreement with it now being in the hands of the Air Force with no action yet being taken on it. Chris stated that he is still waiting for the authority to go out for an appraisal on the Downtown property but the lease should be coming within the week and then the appraisal would come after that. Chris explained that the review of the Downtown Infrastructure has been completed by the State level of USDA and we are just waiting for the National office of the USDA to make a decision on the Fire Station/Downtown Property purchase. Chris stated that those projects are tied together and you cannot complete the infrastructure without the property purchase. Chris stated that the plans for the Fratelli’s Pizza have been received and are being reviewed by Code Review Services; permit should be issued in a couple of weeks for the tenant improvements. Chris stated that Newmont has been doing some hydrology tests over the past few months and it has helped them model the hydrology better than before. Chris stated that final information regarding the hydrology testing will be provided towards the end of the year which will determine what the impacts to the two new wells that they have provided to the City. Chris stated that he has been working on getting an electric vehicle charging station; there is a grant program with the Governor’s Office of Energy regarding the charging stations. Chris stated that he will bring back an agreement with Wells Rural Electric in which they will install the stations and maintain them. Chris stated that the potential location is the Welcome Center due to its central location.

Mayor Corona asked if there would be any cost to the City on the Electric Vehicle Charging Station. Chris stated that there hopefully would not be any cost it would depend on the cost of the stations and installation costs. Council Member Holm asked how many stations there would be. Chris stated that there would be one rapid charger and one regular or one rapid and two regular it depended on cost. Council Member Hanson asked how people would pay to use the stations. Chris stated that they would take credit cards but the City would not be involved in that process. Mayor Corona asked if the charging stations by the Wendover Chevron are for Tesla cars only. Chris stated that yes they were only for Tesla vehicles. Chris stated that he has had people contact him about potentially bringing their vehicles out but are unable to due to there not being a place to charge them.

9. **COMMUNICATIONS**

**Reports by Elected Officials**

Council Member Holm thanked the Department Heads for all their hard work and she wanted to especially thank Animal Control Officer Peterson and Lieutenant Lininger for their help with all the dogs they have had over the last few weeks. Council Member Holm stated that they are struggling to get the animals out as their normal rescue groups have been busy with
Council Member Anderson thanked the Department Heads for their work and thanked the audience for attending the meeting.

Council Member Flores thanked the Department Heads for their work. Council Member Flores stated for those attending the various conferences to please bring back information.

Council Member Gutierrez thanked everyone and he would be attending the Nevada and National League of Cities. Council Member Gutierrez stated that there could be a big event for a small city as the City of Albuquerque has a hot air balloon event and he would like to see something like that here.

Council Member Hanson thanked all the Department Heads and he appreciated everyone that has been working on the animals that go through the animal shelter.

Mayor Corona thanked the WendRover Pet Connection group, Animal Control Officer Peterson and Lieutenant Lininger for all their work on the animal rescues and for not putting animals down. Mayor Corona also wanted to thank Animal Control Officer Peterson for helping when there is a crisis like having to put a sick animal down. Mayor Corona thanked the Council for passing the language for the Bill Draft Request and he will be working with Wes Henderson to get it submitted to the legislature. Mayor Corona thanked the Council for approving to go to the National League of Cities and it is important to go to these types of events and learn. Mayor Corona stated that he has been asked to moderate panel on opioids.

10. APPROVAL OF THE CLAIMS
   a. Claims for September 4, 2018 (For Possible Action)
      Council Member Holm made a motion to approve the claims of September 4, 2018. The motion was seconded by Council Member Anderson and passed unanimously.

11. COMMENTS FROM THE GENERAL PUBLIC
    Corinne Copelan asked how many people would be attending the National League of Cities meetings. Mayor Corona stated that up to 3 people would attend.

12. NEXT MEETING DATE AND ADJOURNMENT
    a. Motion to: Adjournment (For Possible Action) Adopted
    The next meeting date is a special meeting on September 18, 2018 at 6:00 p.m. in the West Wendover City Hall, Conference Room #115. The next regular meeting date is September 18, 2018 at 7:00 p.m. in the West Wendover City Hall, Council Chambers #137. Council Member Gutierrez made a motion to adjourn at 7:46 p.m. The motion was seconded by Council Member Flores and passed unanimously.
ATTEST:

Anna E. Bartlome
City Clerk/Records Officer