WEST WENDOVER CITY COUNCIL, MINUTES OF THE
REGULAR MEETING OF DECEMBER 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>
</tr>
</thead>
<tbody>
<tr>
<td>Jerry Anderson</td>
<td>Councilman</td>
<td>Remote</td>
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<tr>
<td>Kathy Durham</td>
<td>Councilwoman</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>Izzie Gutierrez</td>
<td>Councilman</td>
<td>Remote</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>Present</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>
<td></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: Brian Boatman and Michael Christensen

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

Michael Christensen stated that he would like to ask the council to vote against weed dispensaries as it will permanently change the character of the City for the worse. It will have a negative influence on the City and will make drug use more likely. People say we need the dispensary for tax revenue but any business will bring tax revenue. Michael further stated that half the population does not want the dispensary, why push a controversial store. Michael stated that he was told it will bring about 35 jobs to the City; are these high paying jobs or $12.00 an hour jobs. Casinos higher many more employees throughout the year and 2 fast food places could higher the same amount of employees. Michael stated that the dispensary will not bring unique benefits to the City but will come with its own set of drawbacks. Michael stated that the dispensary will become a permanent fixture in the community; it will have weight and decisions of the City as do all stakeholders in the City. The welfare of the dispensary will have to be considered as all businesses are considered. Michael stated that there was still a chance to not bring the dispensary in as once it is here it will always be here. Michael stated that the presence of the dispensary will make drug use more likely; drug use by kids and adults will be easier. Michael asked how many kids would be introduced to drugs by weed from that store and how many kids would get

“The City of West Wendover is an equal opportunity provider.”
involved with harder and more dangerous drugs because the store made pot more prevalent, 
normalized and popular. Michael stated that we have the chance to stop a store from selling 
drugs in the community. Michael stated that the dispensary will not have a good effect on the 
City as the taxes and jobs will not outweigh the bad effects especially when we can get the same 
taxes and jobs from other businesses. Michael stated that there will be more drug use not less as 
there will be an entire store with 35 employees whose livelihoods depend on people getting high. 
Michael asked if the increased use of weed make our children better students and more likely to 
go to college, and will there be less unplanned teenage pregnancies. Michael stated that he is not 
laying all the ills at the foot of the weed store he is just saying it won't help. Michael stated that 
most people that use heroin and meth do not start out with those drugs they start with lighter more 
accessible drugs. Michael asked that more useful and noncontroversial businesses be brought in. 
Michael stated that the last election was not a statement about weed as the election of Mrs. 
Durham was because she cares about the community and will do a great job but also because she 
does not work for the casinos. Michael asked if this weed store is what Mayor Corona would like 
his legacy to be because it will be all he is known for. Michael explained that when Mayor 
Corona ran for office he talked about bringing in new industries and this is his big 
accomplishment as you never hear anything else about him. Michael stated that Mayor Corona 
might be doing good things that are great and that he would support but the dispensary is all you 
here about. Michael stated that if you regret dividing the City than drop the issue and stop 
dividing the City. Michael asked if other stores or businesses have been approached about 
locating in West Wendover; ones that would not be controversial. Michael asked if it has been 
considered to force the sale of casino land through eminent domain or work with BLM in selling 
or leasing some of property to businesses. Have you considered the people on the Utah side who 
don't want the dispensary and will not benefit from it? Michael stated that there is a chance to 
stop the dispensary before we are stuck with it.

Mayor Corona congratulated Michael Christensen on his winning his seat for West Wendover 
Recreation District.

4. APPROVAL OF THE MINUTES (For Possible Action)  
a. City Council - Regular Meeting - Nov 20, 2018 7:00 PM Accepted 

Council Member Holm made the motion to approve the minutes of the regular meeting of 
November 20, 2018. The motion was seconded by Council Member Durham and passed 
unanimously.

5. PRESENTATION  
a. Swearing In of Police Officer Matthew Ulm 

Judge Brian Boatman swore in Matthew Ulm as a Police Officer.

6. CONSENT CALENDAR  
a. First Reading and Filing of Ordinance No. 2018-03, an Ordinance Entitled "Recreational 
Marijuana Dispensary Establishment", which amends the City Code to Permit a Specified 
Recreational Marijuana Dispensary Establishment and to Provide Comprehensive 
Regulations Concerning the Same Within the City 

Report By City Manager  
Review/Comment: City Council 

Mayor Corona read the above entitled ordinance and filed it with the clerk.
Chris Melville explained that there were limited changes which are as follows:

- All language referencing a prohibition on a recreational marijuana dispensary or sales has been removed.
- Retail marijuana sales have been added in various sections of the ordinance as an authorized establishment with related definitions.
- A square footage building requirement was added for retail dispensary; that number mimics what is required as a minimum for a medical dispensary.
- Accessory uses were modified to allow a recreational dispensary to also offer clothing, novelties and related paraphernalia.
- Parking requirements were added for a recreational dispensary; this mimics the same requirement for a medical dispensary.
- Specific license classification was added for a retail dispensary/store; this in conjunction with adding retail marijuana sales to other sections noted previously.
- Origination and related licensing fees were added for the recreational marijuana dispensary establishment. These fees mimic those of the other uses, both recreational and medical.
- The ordinance modification under 3-10-5 section B, reflects the ability and requirement for a recreational retail dispensary to operate in a dual use mode with a medical dispensary and limits licensing in the City to only one (1) recreational marijuana dispensary. Thus, in order to operate the more profitable recreational dispensary of which only one license will be granted, the licensee is also required to take on the less profitable medical dispensary business.

b. **Discussion and Decision to Adopt Resolution 2018-18, a Resolution Establishing the City of West Wendover Adopt A Street Litter Removal Program and Providing for the Related Agreement, Application and General Safety Requirements for Participants and Other Matters Appropriately Related Thereto (For Possible Action)**

Report By City Manager

Review/Comment/Action: City Council

Chris Melville stated that he is proposing a resolution that will adopt this particular program which came about after discussion with Newmont Long Canyon Mine employees wanting to have this type program as an Adopt a Street. Chris stated that this is similar to the State program as well as the City of Elko. The resolution includes the application, agreement, the general outline of the safety rules and how the program would operate. Chris stated that this program requires a safety liaison which would coordinates with Public Works to insure that proper signage is put up, that the dates are chosen and the streets chosen. Chris stated that there was an accident in Wisconsin with a similar type of program but on a state highway with speed limits up to 55 mph.

Mayor Corona asked if POOL/PACT had reviewed this program. Chris stated that yes POOL/PACT did review the program and make some changes which were incorporated into the final documents. Council Member Flores asked that the group has to coordinate with Public Works before work begins. Bryce Kimber stated that yes they would have to coordinate dates and streets. Council Member Flores asked if there would be police at
the locations to divert traffic. Chris stated that this program is designed to keep the pedestrians away from the street and be on the shoulder of the roadway to avoid conflict and that there would not be a police presence. Chris stated that the youngest a person can be for this program is 12 years old and there has to be one adult for every 5 people under the age of 18 years old. Council Member Anderson asked if there was any impact to the City's insurance. Chris stated that the program was reviewed by POOL/PACT and provided changes. Council Member Anderson stated that he did not want the City to be liable. Chris stated that is why he brought up the issue in Wisconsin because if something like that were to happen the City would be involved in litigation. Council Member Flores asked how Bryce Kimber and Public Works feel about the program. Bryce Kimber stated that he thinks it is a good idea and makes the participants responsible. Chris stated that the applicant will be reviewed by Public Works first. Council Member Holm asked what the sign would say to notify people working along the roadway. Bryce stated it would be the current men working signs. Council Member Durham asked who would pay for the Adopt a Street signs. Chris stated that the City would be responsible.

Chris explained that the correct Resolution number is 2018-19 and to please use that number when making a motion.

Council Member Durham made a motion to adopt Resolution #2018-19, a resolution establishing the City of West Wendover Adopt A Street Litter Removal Program and providing for the related agreement, application and general safety requirements for participants. The motion was seconded by Council Member Holm and passed unanimously.

7. **NEW BUSINESS**

   a. **Discussion and Decision to Accept the Completed Annual Audit for Fiscal Year 2017-2018 and Other Matters Appropriately Related Thereto (For Possible Action)**

   Report By Representative from HintonBurdick

   Review/Comment/Action: City Council

   Chad Atkinson from HintonBurdick thanked Chris Melville, Michelle Giovo and all the staff that assisted with the audit. Chad went through the completed annual audit explaining times required for the audit, report on internal controls and compliance.

   Council Member Flores made the motion to accept the completed annual audit for fiscal year 2017-2018. The motion was seconded by Council Member Holm and passed unanimously.

   b. **Discussion and Decision Regarding a Proclamation Declaring January 2019 as “National Radon Action Month in West Wendover, Nevada” and Other Matters Appropriately Related Thereto (For Possible Action)**

   Report By City Manager

   Review/Comment/Action: City Council

   Chris Melville explained that this is similar to last years proclamation but is for January.
Council Member Holm made the motion to approve the proclamation declaring January 2019 as "National Radon Action Month in West Wendover, Nevada". The motion was seconded by Council Member Flores and passed unanimously.

8. DEPARTMENT REPORTS

1. Fire Chief

Jeff Knudtson had nothing to add to the memo, which stated that on November 7th the department participated in a full evacuation drill for West Wendover Elementary School. The repairs to the pump on engine 1312 had been scheduled for November 20th but after the repairman spent 2 1/2 hours getting the leaking pump housing off the truck it did not match the part that had been sent. A new part has been ordered and will be installed when received.

2. Police Chief

3. City Clerk/Records Officer

Anna Bartlome stated that the new marriage license software is now in use and seems to be going well. The marriage license total is 82 with three licenses issued in November.

4. Chief Financial Officer

Michelle Giovo thanked Chad Atkinson for the work on and the presentation of the annual audit. Michelle stated that the Consolidated Tax is up over last year, property taxes are also looking steady but the motor fuel tax is still declining due to the census numbers. Michelle thanked HintonBurdick for the audit process going smoothly. Michelle stated that there were some good candidates for the CFO position.

Mayor Corona thanked Michelle Giovo for helping during this transition period.

5. Public Works Director

Bryce Kimber had nothing to add to the memo, which stated that Cashman Equipment was out over the month to do some warranty work on the 950 loader. The sprinkler system has been installed at the City Hall facility except for the control box which will be done before spring. New batteries were installed in the school zone signs but one of the control boards needs to be replaced. The memo further stated that some street signs have also been replaced due to the wind and some bad drivers. The six month cleaning of the membrane at the Reuse Plant has been done and everything looks good.

6. City Manager

Chris Melville stated that Michelle Giovo has been very helpful during this transition period. Chris stated that the committee interviewed two candidates for the CFO position earlier in the day (December 4th) and will hopefully have a selection on the December 18th meeting for approval. Chris stated that Cal Kunz is finishing up the employment process and if everything goes well he should be ready to take his oath of office on the January 2nd meeting. The recruitment process for the Firefighter position has completed with Fernando Reina was selected to fill the position. Interview for a Police Officer position was done on November 29th and hopefully the process will be wrapped up in December and we can get another Officer on board. Chris stated that there is advertisement for a Dispatch position which will close the middle of December. Chris explained that the health insurance renewal is now underway with the same benefits and components and an 11% increase to the family
plan. Chris stated that the conveyance on the Air Force property has been sent back to the local BLM office as they are now handling it and it could take up to 2 more years to complete. Chris stated that the BLM is moving forward with the Downtown property and he has told them they need to be more cognizant of the information they give out as we base our process off of it. Chris stated that the Rusty Palm C-Store is moving forward with the last couple of changes that deal with the street light and the dumpster enclosure. Chris explained that Deep Roots has filed the Conditional Use Permit and it is scheduled for December 18th and we should be receiving the business application sometime around the 18th also. Chris thanked Bryce Kimber and the Public Works Department for their help Gunner Carter and his Eagle Scout Project. Chris stated that the census numbers that have just come out have the City at a 5% increase which will help the fuel tax numbers.

Council Member Anderson asked if Deep Roots has changed the lease for the property in the Industrial Park to a purchase. Chris stated that no not yet as they had to wait at least 2 years before they could do that.

9. COMMUNICATIONS

Reports by Elected Officials

Council Member Anderson congratulated Officer Ulm and thanked all the Department Heads for everything they do. Council Member Anderson thanked Michelle Giovo for keeping everything going and staying involved.

Council Member Gutierrez congratulated Officer Ulm and thanked the City employees for their hard work on the Christmas decorations. Council Member Gutierrez hopes everyone had a good Thanksgiving.

Council Member Holm congratulated Officer Ulm and welcomed him to the Police Department. Council Member Holm expressed her condolences to Lieutenant Lininger on the passing of his father. Council Member Holm thanked Chad Atkinson and HintonBurdick for their work on the annual audit. Council Member Holm thanked Michelle Giovo for helping with everyone over these past few months. Council Member Holm stated that we should try to something for the 100 marriage license.

Council Member Flores thanked Michael Christensen for his comments regarding the marijuana dispensary. Council Member Flores congratulated Officer Ulm and thanked Michelle Giovo and Chad Atkinson for their work on the annual audit. Council Member Flores stated that his thoughts and prayers are with Lieutenant Lininger and his family during this time. Council Member Flores thanked all the Department Heads for everything they do.

Council Member Durham thanked the Department Heads for the work they do and for Bryce Kimber working on the Adopt a Street program. Council Member Durham congratulated and welcomed Officer Ulm to the Police Department. Council Member Durham thanked Chad Atkinson and Michelle Giovo for the work on the annual audit. Council Member Durham stated that the CFO interviews earlier in the day went very well and we will have some tough
choices to make. Council Member Durham gave her condolences to Lieutenant Lininger and his family during this time. Council Member Durham thanked all the City employees for helping get her set up in this new position. Council Member Durham thanked everyone that showed up to the meeting tonight.

Mayor Corona thanked Michelle Giovo for everything she has done during this transition period. Mayor Corona congratulated and welcomed Officer Ulm. Mayor Corona thanked the City employees for all the Christmas decorations. Mayor Corona stated that it may not seem like a lot is happening in the City but things do move slow and we should be breaking ground on the Downtown property in the new year.

10. APPROVAL OF THE CLAIMS
   a. Claims for December 4, 2018 (For Possible Action)

Council Member Holm made the motion to approve the claims of December 4, 2018. The motion was seconded by Council Member Durham and passed unanimously.

11. COMMENTS FROM THE GENERAL PUBLIC
None offered or received.

12. NEXT MEETING DATE AND ADJOURNMENT
   a. Motion to: Adjournment (For Possible Action) Adopted

The next meeting date is a regular meeting on December 18, 2018 at 7:00 p.m. in the West Wendover City Hall, Council Chamber #137. Council Member Durham made the motion to adjourn at 8:03 p.m. The motion was seconded by Council Member Holm and passed unanimously.

ATTEST:

Anna E. Bartlome
City Clerk/Records Officer