



CITY OF WEST WENDOVER

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WEST WENDOVER CITY COUNCIL MINUTES OF THE REGULAR MEETING OF FEBRUARY 3, 2009

The West Wendover City Council met for a regular meeting on February 3, 2009. The meeting was held at the West Wendover Library, Pilot Peak Room. Mayor Andersen presided.

Council Members Present: Bryant Blake, Roy Briggs, Emily Carter, Johnny Gorum and Alan Rowley II

Others Present: Bryce Kimber, Arieh Copelan, Dixie Melville, Ron Supp, Scott Weyland, Pat Zamora, Jeff Knudtson, Reese Melville, Aleta Kimber, Sondra Schmidt, Sandi Gunter, Mike Gunter, Chris Melville and Anna Bartlome

The following proceedings were had.

1. CALL TO ORDER AND ROLL CALL

Mayor Andersen called the meeting to order at 7:00 p.m. All those present and excused are noted above.

2. PLEDGE OF ALLEGIANCE

Mayor Andersen led those present in the Pledge of Allegiance.

3. COMMENTS FROM THE GENERAL PUBLIC:

None offered or received.

4. *APPROVAL OF THE MINUTES:

Council Member Briggs had a change to the minutes of January 20, 2009.

Under New Business the change is as follows:

Item d: *“Chris Melville explained that this was to ask for changes to City Code 8-5A-5(E) in relation to manufactured homes being built in residential R-1 zones.”*

Council Member Carter made the motion to approve the minutes of the regular meeting of January 20, 2009 with the change as noted above. The motion was seconded by Council Member Briggs and passed unanimously.

5. PRESENTATION

2008 State of the Court Report and Outline of 2009 Projects – Stephanie Carsrud

This item would be forwarded to the next meeting.

6. CONSENT CALENDAR

***a. Second Reading and Adoption of Ordinance #2009-01; Consideration and Possible Approval of an Ordinance Providing for the Issuance by the City of West Wendover of Its General Obligation (Limited Tax) Medium-Term Bonds, Series 2009 for Purpose of Acquiring, Constructing, Improving and Equipping a Building Project (Government Complex); Providing Details Concerning the Bonds and Providing Other Matters Relating Thereto**

Mayor Andersen read the above entitled ordinance. Council Member Carter made the motion to adopt Ordinance #2009-01, an ordinance providing for the issuance by the City of West

Wendover of its general obligation (limited tax) medium-term bonds, series 2009 for purpose of acquiring, constructing, improving and equipping a building project (Government Complex); providing details concerning the bonds and providing other matters relating thereto. The motion was seconded by Council Member Blake and passed unanimously.

Pat Zamora explained that four proposals from three banks had been received. The proposals are as follows: Wells Fargo with a 5.75% interest and no fees, US Bank with a 4.80% interest and fees of \$4,400.00, Suntrust #2 with a 4.66% interest, fees of \$3,000.00 and callable at Par at any time, and Suntrust #1 with a 4.46% interest, fees of \$3,000.00 and callable at 3% premium. Pat Zamora explained that they are recommending using the Suntrust #1 option.

***b. Second Reading and Adoption of Ordinance #2009-02; An Ordinance Entitled “Fingerprint Submission Code Second Amendment”, Which Amends the City Fingerprint Code to Make Changes for Additional Specificity to Comply with New Requirements of the Federal Bureau of Investigations Concerning Fingerprint Submissions Wherever Such are Required by City Code or Resolution of the Council for Background Investigations in Various Employment, Licensing, Permitting and Other Permissible Categories for Such Investigation**

Mayor Andersen read the above entitled ordinance. Council Member Blake made the motion to adopt Ordinance #2009-02; an ordinance entitled “Fingerprint Submission Code Second Amendment”, which amends the City fingerprint code to make changes for additional specificity to comply with new requirements of the Federal Bureau of Investigation concerning fingerprint submissions wherever such are required by city code or resolution of the Council for background investigations in various employment, licensing, permitting and other permissible categories for such investigation. The motion was seconded by Council Member Gorum and passed unanimously.

c. First Reading and Filing of Ordinance #2009-03, an Ordinance Amending Title 3, Chapter 3, of the West Wendover City Code Entitled “Tax on Transient Lodging” by Revising Portions of Subsection 3-3-9B Entitled “Penalties and Interest Charged,” to Change the Amount of Penalties Due if Delinquency Occurs

Mayor Andersen read the above entitled ordinance and filed with the City Clerk.

d. First Reading and Filing of Ordinance #2009-04, an Ordinance Amending Title 8, Chapter 5A, Section 5 (E) 11, of the West Wendover City Code Entitled “Design Standards and Zoning for Mobile Homes, Manufactured Homes, and Factory-Built Homes as Single-Family Residences,” by Changing Certain Requirements and Limitations for the Construction, Reconstruction or Replacement of Mobile Homes, Manufactured Homes and Factory-Built Homes as Single Family Residences

Mayor Andersen read the above entitled ordinance and filed with the City Clerk.

***e. Discussion and Decision to Adopt Resolution Number 2009-01 A Resolution Finding that it is in the Best Interests of the City to Sell Certain Real Property Without Offering the Property to the Public and for Less than Fair Market Value for the Purpose of Economic Development**

Chris Melville explained that the appraisals had come in lower for all but two lots. Lots 1 through 8 in Village One Phase Two went down \$7,000.00 from \$45,000.00 to \$38,000.00. Lots 9 through 13 went down \$7,000.00 from \$40,000.00 to \$33,000.00. Lots 1 and 2 of Village One Phase One went down \$2,000.00 from \$35,000.00 to \$33,000.00. Chris stated that he adjusted the incentive amounts for the years 2010, 2011 and 2012 to keep the first year at a \$7,000.00 incentive. The incentive amounts are as follows: 2009 incentive \$7,000.00, 2010 incentive \$3,000.00, 2011 incentive \$1,000.00 and 2012 incentive \$500.00. With the changes in the appraised amount it would bring the loss to around \$70,981.00. The agreement still has the 30-day termination policy. Council Member Gorum made the motion to adopt Resolution #2009-01, a resolution finding that it is in the best interests of the City to sell certain real property without offering the property to the public and for less than fair market value for the purpose of economic development, using schedule 1A. The motion was seconded by Council Member Carter and passed unanimously.

7. NEW BUSINESS

***a. Discussion and Decision to Approve Change Order for Change to the Emergency Generator with Regard to the West Wendover Government Complex and Other Matters Appropriately Related Thereto**

Chris Melville explained that the change order is for the emergency generator and includes the extra conduits, panels and electrical work. Chris explained that due to the price of this change order he went back to the architects on the wainscoting to have them match a paint color instead. Council Member Carter made the motion to approve the change order for the change to the emergency generator with regard to the West Wendover Government Complex, change order #21. The motion was seconded by Council Member Briggs and passed unanimously.

***b. Discussion and Decision to Select Applicants for the Nevada League of Cities & Municipalities Youth Award and Other Matters Appropriately Related Thereto**

Anna Bartlome explained that there were three applicants for the youth award, which include Margaret Wheeler, Nyssa Salazar and Nicholas Patten. The application for Margaret Wheeler did not include all of the required letters. Council Member Briggs made the motion to select Nyssa Salazar and Nicholas Patten for the Nevada League of Cities & Municipalities Youth Award. The motion was seconded by Council Member Carter and passed unanimously.

***c. Discussion and Decision to Select Applicants for the Nevada League of Cities & Municipalities Youth Award Program College Scholarship and Other Matters Appropriately Related Thereto**

Anna Bartlome explained that it is similar to the above discussed item with the same criteria required. The applicants are Margaret Wheeler, Nyssa Salazar and Nicholas Patten. Council Member Carter made the motion to select Nicholas Patten and Nyssa Salazar for the Nevada League of Cities & Municipalities Youth Award Program College Scholarship. The motion was seconded by Council Member Briggs and passed unanimously.

***d. Discussion and Decision Regarding Appointment of City Manager by Mayor, Ratification by City Council and Other Matters Appropriately Related Thereto**

Mayor Andersen appointed Chris Melville as City Manager. Council Member Blake made the motion to ratify the Mayors appointment of Chris Melville as City Manager. The motion was seconded by Council Member Briggs and passed unanimously.

***e. Discussion and Decision Regarding Appointment of Chief of Police by Mayor, Ratification by City Council and Other Matters Appropriately Related Thereto**

Mayor Andersen appointed Ron Supp as Police Chief. Council Member Carter made the motion to ratify the Mayors appointment of Ron Supp as Police Chief. The motion was seconded by Council Member Blake and passed unanimously.

***f. Discussion and Decision Regarding Appointment of Fire Chief by Mayor, Ratification by City Council and Other Matters Appropriately Related Thereto**

Mayor Andersen appointed Jeff Knudtson as Fire Chief. Council Member Carter made the motion to ratify the Mayors appointment of Jeff Knudtson as Fire Chief. The motion was seconded by Council Member Briggs and passed unanimously.

***g. Discussion and Decision Regarding Appointment of Public Works Director by Mayor, Ratification by City Council and Other Matters Appropriately Related Thereto**

Mayor Andersen appointed Bryce Kimber as Public Works Director. Council Member Gorum made the motion to ratify the Mayors appointment of Bryce Kimber as Public Works Director. The motion was seconded by Council Member Carter and passed unanimously.

***h. Discussion and Decision Regarding Appointment of Chief Financial Officer by Mayor, Ratification by City Council and Other Matters Appropriately Related Thereto**

Mayor Andersen appointed Sondra Schmidt as Chief Financial Officer. Council Member Briggs made the motion to ratify the Mayors appointment of Sondra Schmidt as Chief Financial Officer. The motion was seconded by Council Member Carter and passed unanimously.

***i. Discussion and Decision Regarding Appointment of City Clerk/Records Officer by Mayor, Ratification by City Council and Other Matters Appropriately Related Thereto**

Mayor Andersen appointed Anna Bartlome as City Clerk/Records Officer. Council Member Carter made the motion to ratify the Mayors appointment of Anna Bartlome as City

Clerk/Records Officer. The motion was seconded by Council Member Briggs and passed unanimously.

j. Swearing in of the Following Appointive Offices: City Manager, Chief Financial Officer, City Clerk/Records Officer, Public Works Director, Fire Chief and Police Chief
Judge Reese Melville swore in Chris Melville as City Manager, Sondra Schmidt as Chief Financial Officer, Anna Bartlome as City Clerk/Records Officer, Bryce Kimber as Public Works Director, Jeff Knudtson as Fire Chief and Ron Supp as Police Chief.

***k. Discussion and Decision Regarding an Appointment by the Mayor and Ratification of the Council for the City's Representative to the Nevada League of Cities & Municipalities Board**

Mayor Andersen appointed Councilwoman Emily Carter to be the City's representative to the Nevada League of Cities & Municipalities Board. Council Member Blake made the motion to ratify the Mayors appointment of Emily Carter as the City's representative to the Nevada League of Cities & Municipalities Board. The motion was seconded by Council Member Briggs and passed unanimously.

***l. Discussion and Decision Regarding an Appointment by the Mayor and Ratification of the Council for the City's Representative to the Nevada League of Cities & Municipalities Legislative Committee**

Mayor Andersen appointed Councilwoman Emily Carter to be the City's representative to the Nevada League of Cities & Municipalities Legislative Committee. Council Member Blake made the motion to ratify the Mayors appointment of Emily Carter as the City's representative to the Nevada League of Cities & Municipalities Legislative Committee. The motion was seconded by Council Member Briggs and passed unanimously.

***m. Discussion and Decision Regarding an Appointment by the Mayor and Ratification of the Council to Attend the West Wendover Recreation Board Meetings**

Mayor Andersen appointed Councilman Johnny Gorum to attend the West Wendover Recreation Board meetings. Council Member Carter made the motion to ratify the Mayors appointment of Johnny Gorum to attend the meetings of the West Wendover Recreation Board. The motion was seconded by Council Member Briggs and passed unanimously.

***n. Discussion and Decision Regarding an Appointment by the Mayor and Ratification of the Council to Attend the Utah City Council Meetings**

Mayor Andersen appointed Councilman Roy Briggs to attend the Utah City Council meetings. Council Member Gorum made the motion to ratify the Mayors appointment of Roy Briggs to attend the meetings of the Utah City Council. The motion was seconded by Council Member Carter and passed unanimously.

***o. Discussion and Decision Regarding an Appointment by the Mayor and Ratification of the Council for the City's Representative to the Elko County Recreation Board**

Mayor Andersen appointed Councilman Johnny Gorum to be the City's representative to the Elko County Recreation Board. Council Member Carter made the motion to ratify the Mayors appointment of Johnny Gorum as the City's representative to the Elko County Recreation Board. The motion was seconded by Council Member Briggs and passed unanimously.

***p. Discussion and Decision Regarding an Appointment by Mayor and Ratification of the Council for the City's Representative to the Nevada Public Agency Insurance and Compensation Trust**

Mayor Andersen appointed Councilwoman Emily Carter to be the City's representative to the Nevada Public Agency Insurance and Compensation Trust. Chris Melville stated that Claude Fratto would remain as the alternate. Council Member Blake made the motion to ratify the Mayors appointment of Emily Carter as the City's representative and Claude Fratto as the alternate to the Nevada Public Agency Insurance and Compensation Trust. The motion was seconded by Council Member Briggs and passed unanimously.

***q. Discussion and Decision Regarding an Appointment by the Mayor and Ratification of the Council to Attend the Elko County Commissioners Meetings**

Mayor Andersen explained that he had no one to appoint due to the timing of their meetings. General discussion was had regarding attending when items on the agenda concerning West Wendover and having someone attend when they can. Mayor Andersen appointed

Councilman Alan Rowley II to attend the Elko County Commissioners meetings. Council Member Carter made the motion to ratify the Mayors appointment of Alan Rowley II to attend the Elko County Commissioners meetings as applicable. The motion was seconded by Council Member Briggs and passed unanimously.

***r. Discussion and Decision Regarding an Appointment by the Mayor and Ratification of the Council for the City's Representative to the Elko County Debt Management**

Mayor Andersen appointed Councilman Bryant Blake to be the City's representative to the Elko County Debt Management. Council Member Gorum made the motion to ratify the Mayors appointment of Bryant Blake to be the City's representative to the Elko County Debt Management committee. The motion was seconded by Council Member Carter and passed unanimously.

***s. Discussion and Decision Regarding an Appointment by the Mayor and Ratification of the Council to Attend the Elko County School Board Meetings**

Mayor Andersen appointed himself to attend the Elko County School Board meetings. Council Member Carter made the motion to ratify the Mayors appointment of Donnie Andersen to attend the Elko County School Board meetings. The motion was seconded by Council Member Gorum and passed unanimously.

***t. Discussion and Decision Regarding an Appointment by the Mayor and Ratification of the Council for the City's Representative to the West Wendover Advisory Committee (1% Committee)**

Mayor Andersen appointed Chris Melville to be the City's representative to the West Wendover Advisory Committee (1% Committee). Council Member Carter made the motion to ratify the Mayors appointment of Chris Melville to be the City's representative to the West Wendover Advisory Committee (1% Committee). The motion was seconded by Council Member Briggs and passed unanimously.

***u. Discussion and Decision Regarding an Appointment by the Mayor and Ratification of the Council for the City's Representative to the Elko County Economic Diversification Authority (ECEDA)**

Mayor Andersen appointed Chris Melville as the City's representative and Donnie Andersen as the alternate to the Elko County Economic Diversification Authority (ECEDA). Council Member Carter made the motion to ratify the Mayors appointment of Chris Melville to be the City's representative and Donnie Andersen as the alternate to the Elko County Economic Diversification Authority (ECEDA). The motion was seconded by Council Member Briggs and passed unanimously.

8. DEPARTMENT UPDATES

Fire Chief – Jeff Knudtson explained that he had been in Idaho with the burn trailer. Jeff stated that the beams on the City Hall Complex should be done on Thursday, February 5th.

Police Chief – Ron Supp had nothing to add to memo, which stated that due to staffing levels officers and supervisors that would have been assigned to work day shift have been moved to other shifts. Supervisors have been placed on relief schedules to cover days off of the other shift supervisors.

The department responded to the following for the month of January.

Calls for Service	698
Adult Arrests	29
Warrants Served	4
Juvenile Arrests	4
Citations Issued	100
Transports	23
Field Interviews	2
Civil Papers Served	103

City Clerk/Records Officer – Nothing.

Chief Financial Officer – Sondra Schmidt wanted to say thank you for reappointing. Sondra explained that the budget process would be starting soon.

Public Works Director – Bryce Kimber had nothing to add to memo, which stated that there had been a water leak in the Santiago Estates Mobile Home Park were the meter yoke had

failed. The meter for the 16" line on Three Mile has been installed. Start up for Shafter Wells 1 and 2 has been completed and they are now pumping into the system. The crew has spent time working on the storm drain on Pueblo Boulevard by the golf course in order to clean up the culverts. The litter fence has been installed at the landfill. The newest clarifier at the reuse plant had broken down twice but has been fixed and seems to be working fine. Work has been done on the residential garbage truck including taking the compactor out and put new rollers on it, cutting off some of the worn out metal and welding new metal on.

Discussion was had regarding the Needle Point Trailer Park going to meters and the agreement for the change being placed on a future agenda.

City Manager – Chris Melville explained that the Governors reception would be on February 11th in Carson City and the same day was a School Board meeting to discuss the upcoming budget concerns. Chris explained that he would be making a presentation to the Nevada Legislature on February 9th. Chris stated that on February 5th there would be a lunch meeting with a potential new doctor. There would be a construction meeting for the City Hall Complex on February 6th at 9:00 a.m. Chris stated that he would be attending a meeting in Carson City for CDBG on February 17th. Chris stated that Bryce Kimber and he had meet with NDOT about some various issues concerning West Wendover. Chris explained that a Capital Improvement Projects readiness list had been sent to the Governors Office, the Legislative Budget Committee, as well as Senator Reid and Ensigns Office. Chris also stated that the monthly briefing for Wendover Propane was available and the company is operating safely.

The memo stated that the construction for the City Hall is still on schedule with completion sometime in June. The new billboards are up for the Logistics/Industrial Park. The new Public Works facility is still moving forward with the final environmental assessment being completed. The appraisal for the property concerning the Charboneau Right of Way issues has been completed and sent to the landowner. The final grant work for the D.W. Reynolds Foundation has been completed and sent to them. The final building permit for the Rusty Palms has been issued. The Department Heads have completed some budget revisions in December for the current budget.

9. COMMUNICATIONS

Ron Supp explained that there was a bill draft proposal for the Department of Public Safety to take of POST. POST currently is a separate entity and if changed would be under the department it is supposed to monitor. Ron Supp asked that when in contact with the Legislators to explain how this should be kept separate.

10. *APPROVAL OF THE CLAIMS:

Council member Gorum made the motion to approve the claims for February 3, 2009. The motion was seconded by Council Member Carter and passed unanimously.

11. *NEXT MEETING DATE AND ADJOURNMENT

The next meeting date is a regular meeting on February 17, 2009 at 7:00 p.m. at the West Wendover Library, Pilot Peak Room. Chris Melville explained that he would not be present at the next meeting. Council Member Carter made the motion to adjourn at 8:05 p.m. The motion was seconded by Council Member Briggs and passed unanimously.

ATTEST:

Anna E. Bartlome
City Clerk/Records Officer