

TONOPAH TOWN BOARD

MEETING MINUTES

JUNE 08, 2011

Tonopah Town Board Vice-Chairman Horace Carlyle called the meeting to order at 6:59 pm. Also present were Javier Gonzalez, Glenn Hatch, and Duane Downing. Jon Zane arrived late at 7:01 pm. There were ten other people in attendance.

1. Review and Approval of Minutes from Regular Meeting held on May 25, 2011.

Glenn Hatch made a motion to approve the minutes, in context, from regular meeting held on May 25, 2011. Duane Downing seconded. Motion passed 4-1 (Javier Gonzalez abstained).

2. Approval of 5/8ths of 1% Room Tax Grant to advertise and promote the “2011 Tonopah Farmers Market” – Amy Meier

Irene Carlyle and Mary Farris represented the Farmers Market. Irene Carlyle noted that they are asking for \$688.00 for radio ads, newspaper ads, posters and flyers for the upcoming season. Horace Carlyle disclosed that his wife is on the Board of Directors for the Farmer’s Market, he is a volunteer for the Farmer’s Market, and his wife also vends at the Farmer’s Market, which does not net any revenue. He explained that because of his involvement and his wife’s involvement he will recues himself.

Duane Downing expressed concern about the funds available. The Board was informed that there was enough funds available. Jon Zane questioned if the Town had given them funds last year. Irene Carlyle noted that the Farmer’s Market had received funds from the Town last year. She noted that it was more than they are requesting this year.

Duane Downing made a motion to approve the 5/8 of 1% Room Tax Grant to the Tonopah Farmer’s Market in the amount of \$688.00. Javier Gonzalez seconded. Motion passed 4-1 (Horace Carlyle abstained).

Irene Carlyle noted that the Farmer’s Market starts on July 11, 2011. She explained that it is always held on Mondays from 4:00 pm until dusk.

3. Discussion and possible decision regarding setting of priorities for scope of work for repairs to Convention Center and Belvada – Susan Dudley

Horace Carlyle noted that it was his understanding that James Eason wanted this item tabled. Susan Dudley explained that the Town was going to present information first. On May 03, 2011 the Board made the decision to suspend the project and asked the Town to complete a few tasks: notify the funders of the Board’s decision, ask CDBG if they would allow the Town to continue with the \$250,000 grant to secure the Belvada and ask Aptus to revise their cost estimates for the

repair or replacement of the roof, to give cost estimates for more efficient heating and cooling, and to give cost estimates for more efficient electrical. For the Belvada, to give cost estimates for those items the Town asked CDBG for: to repair or replace the roof, repointing of the bricks, the gutters and downspouts, and replacement of the windows.

Susan Dudley explained that on May 13, 2011 they took a trip to Carson City. They informed USDA of the Board's decision that due to circumstances beyond its control that the financial conditions were different and the Board would like to step back and see what the financial impact on the Town would be later. USDA asked the Town to provide them with a letter to that effect. The Town then spoke to Des Craig, the executive director of CDBG, and explained the situation and that the Town would like CDBG to allow it to continue with the \$250,000 grant. Susan Dudley explained that she contacted Aptus and explained what the Board was looking for and on May 24, 2011 they sent the revised costs for the Belvada. On June 1, 2011 the Town had a meeting with Aptus and they provided the numbers for the Convention Center on June 6, 2011.

Susan Dudley explained that on June 2, 2011 the Town received an email from Des Craig stating that he has been considering the Town's request and he wants a revised scope based on the numbers provided by Aptus and a fresh budget. A letter should accompany the revised scope and budget from the Board explaining why it is not going to go ahead with USDA funding but why it wants to go ahead with CDBG funding. He further wants reassurance that if CDBG dollars are used per the architect's proposal and spent in isolation to rehab the Belvada, that they will be well spent. He does not want the money to be spent and then the building sits unattended for up to fifteen years and the rehabilitation efforts and CDBG dollars are essentially wasted. He wants the Town to take ownership of the building before September 30, 2011, if that is a reasonable date. Once he has the letter he has to get permission from Nye County.

Susan Dudley directed the Board to the costs estimates. She noted that for all items listed the total is \$320,169 in addition to \$18,250 for architect fees. She noted that Brownsfield people were here on Tuesday and Wednesday of the previous week to do a Phase II on the Belvada and a Phase I on the Convention Center. Those results will not be known until the end of June. Those results on the Belvada will tell how to mitigate the hazards and the costs to mitigate. She explained that the Town does not have a complete picture on the Belvada at this time. She informed the Board that USDA and CDBG will be here on June 22, 2011 and want to talk to the Board about the Belvada and Convention Center project.

Susan Dudley directed the Board to the numbers for the Convention Center. She noted that the cost for the roof, the heating and cooling and the electric is \$336,587 in addition to \$35,000 for additional architect fees. She noted that unless the Phase I comes back with asbestos in places previously unknown, the costs include replacing the roof over top of the existing roof so as not to disturb the asbestos so the Town does not have to mitigate it. She noted that there is \$249,000 Special Capital Projects Money budgeted. She explained that the heating and air conditioning is \$75,602 and all of the electrical is \$39,483. The Town Staff recommends that the Board absorb everything presented. She noted that the funders are going to be at the next meeting.

Jon Zane clarified that CDBG wants the Town to take possession of the building before getting the funding. Susan Dudley reiterated that Des Craig wants the Town to take possession before September 30, 2011 if it is reasonable. She explained that the Town could wait and go with the Nye County approach. She explained that when the County takes the building back, the Town can approach the Commissioners to take title to the building but there is a process. There is a ninety day notification process and then another thirty days to do a title search. Jon Zane noted that there would still be a chance that the Town may not get the funding. Susan Dudley explained that Des Craig has not made his decision. He wants to know what approach the Board will take and he wants to know about his decision. Glenn Hatch noted that there is not much the Town can do until it gets the title. Susan Dudley noted that the Board could do the letter and state that the Town is moving forward with the title.

Duane Downing explained that because the funders are going to be here on the June 22, 2011 meeting it would be premature to make a decision at this point. He feels it may be better to table this item until the June 22, 2011 meeting so the Board can find out from CDBG and USDA exactly where they stand and what the Town would have to do if it decides to go forward.

Susan Dudley explained that the funders will be here earlier than the Town Board meeting to meet with Paul Winkleman from Shaw Engineering to get an update on the arsenic project before the Board meeting. She noted that in addition to making a decision on the arsenic project the Board will also have to make a decision on the State Revolving Loan Fund application because the deadline is June 30, 2011.

The Board discussed setting up a workshop with the funders before the meeting. Horace Carlyle explained that the Board suspended the project with the idea that it may want to reopen it several years from now. He noted that the Board may want to readdress the project when it reads the letter from CDBG. Susan Dudley explained that USDA was not sure how long the Town could suspend the loan and grant because it is ARRA funding. She explained that USDA put the provision of a year. She noted that the money has to be spent by 2015 so the Town has to start somewhere at the end of June 2012. She noted that the project has to begin in the budget year that begins July 1, 2012.

Horace Carlyle noted that the Board is making a multi-million dollar decision. He felt that based on the letter the Board received, it may want to review its prior decisions. Jon Zane feels it would be better to hold a workshop before that day.

The Board decided to hold a workshop with the funders regarding the Convention Center Project on Tuesday June 14, 2011 at 10:00 am at the Convention Center.

The Board tabled any decision regarding this action.

The Tonopah Town Board recessed to the Tonopah Library Board at 7:23 pm.

The Tonopah Town Board reconvened at 7:34.

4. Tonopah Department Budget Reports

Horace Carlyle questioned how the Town is doing on Property Tax. Chris Mulkerns noted that the Town is still short about \$33,000. Horace Carlyle noted that he was just curious if Nye County or anyone else was holding any property taxes.

Chris Mulkerns noted that the Room Tax and Consolidated tax are up. She explained that the Town will be looking at doing budget transfers in the second meeting in July. Where there are negative amounts in some of the different departments, there will be transfers in those departments to balance out the accounts.

No action taken by the Board.

5. Tonopah Development Corporation Report

No action taken by the Board.

6. Public Comment

Susan Dudley explained that the Board received the packet for the arsenic project workshop on June 14, 2011. She noted that there is already an amendment and explained that there will very likely be another amendment.

No action taken by the Board.

7. Town Board Member's/Department Manager's/Nye County Commissioner's Comments

Chris Mulkerns noted that the Town hired the lifeguards. There are three certified lifeguards and three attendants. She noted that there is an invoice in the vouchers from the temporary employment agency for the two pay periods in June. Two people have been hired for the Mining Park. They will start training on Friday. One individual has been hired for maintenance who will be working with Manny and will start on June 20, 2011. She noted that the Town lucked out with the grant program for summer help. It is called the Best Program and is through the same people from Cooperative Extension. The kids have to be signed up for a program that includes tutoring, they have to keep their grades at a certain level and attend school. Currently there are two, who will start on June 14. One will be assigned to Diane Perchetti at the Convention Center and the other will be assigned to Heather Ingalls to help at the pool.

Javier Gonzalez asked if the pool hours would still be the same. Chris Mulkerns noted that pool hours will still be the same and the tentative opening date is June 21, 2011. She noted that the lifeguards will be starting on June 14, 2011 to help get everything cleaned up. She noted that the three lifeguards, Heather Ingalls, Summer Ashby, and Kayla Galli, are CPR and water rescue certified and the other three, Seth and Spencer Littlefield and Derek Otero, are CPR certified.

8. Closure of Meeting, Pursuant to NRS 288.220 for purposes of conferring with Town's Management Representative regarding labor negotiation issues, and other personnel issues.

This item was tabled.

9. Closed meeting, pursuant to NRS 288.220 for purposes of conferring with Town's Management Representative regarding labor negotiation issues, and other personnel issues

This item was tabled.

10. Discussion deliberation, and possible decision on labor negotiations, issues and other personnel matters presented in the closed meeting

This item was tabled.

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

This item was tabled.

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

This item was tabled.

13. Discussion, deliberation and possible decision on conference with legal counsel regarding potential or current litigation presented in the closed meeting

This item was tabled.

14. Correspondence

10 Years and 10-Million Dollars for Emergency Response – 05/26/2011

Nye County Commissioners Regular Meeting Agenda – 06/07/2011

Experts Share Updates on Groundwater at Beatty Open House – 06/07/2011

Beatty Town Advisory Board Meeting Agenda – 06/08/2011

Nye County Commissioners Teleconference Meeting Agenda – 06/13/2011

15. Approval of Vouchers for Payment

Jon Zane questioned if the propane bill was just for the fire side of the fire house. Mariah Rivero explained that the highest bill is part of the initial fill and is from a fund that is not part of the Town. She noted that the Town is splitting the Amerigas bills for the new firehouse with Nye

County Emergency Services. She explained that the Board is approving payment of the full bill but the Town is only paying for half of the bill. The Town has approval to use the fund number from Emergency Services for their half.

The vouchers were reviewed and all were signed by Board members. Duane Downing made a motion to approve the vouchers as presented for payment. Glenn Hatch seconded. Motion passed 5-0.

16. Adjourn

Meeting was adjourned at 7:58 pm.

Minutes transcribed by:

Approved:

Mariah Rivero

Jon Zane, Chairman

Horace Carlyle, Vice Chairman

Javier Gonzalez, Clerk

Glenn Hatch, Member

Duane Downing, Member