

TONOPAH TOWN BOARD
MEETING MINUTES
JUNE 10, 2015
TONOPAH CONVENTION CENTER
301 Brougner Avenue, Tonopah, NV 89049

Tonopah Town Board Chairman Horace Carlyle called the meeting to order June 10, 2015 at 7:05 p.m. Also present were Tom Seley, Janet Hatch and Doug Farinholt. Duane Downing was absent. Twelve others were in attendance. Chairman Carlyle led in the Pledge of Allegiance.

Doug Farinholt was present after item 2.

James Beresovoy, owner of Hoss Disposal, was on the phone between 7:52 p.m. and 7:58 p.m.

The Town Board recessed to the Library Board of Trustees at 7:39 p.m. and reconvened as the Town Board at 7:53 p.m.

1. Public Comment

None.

2. Review and approval of minutes, in context, from the special meeting held May 29, 2015.

Janet Hatch motioned to approve the minutes, in context, from the special meeting held May 29, 2015. Tom Seley seconded. No further discussion. Motion carried 3-0.

3. Discussion, deliberation and possible action to authorize the request of 5/8ths Room Tax Grant in the amount of \$2,174.94 from Jennifer Klapper to advertise and promote the Nevada Judges of Limited Jurisdiction event to be held June 22nd - June 26th.

Jennifer Klapper, Tonopah Justice Court Justice of the Peace, explained that it was decided to hold the Nevada Judges of Limited Jurisdiction conference in Tonopah. She noted that she plans to show the judges the sights in Tonopah, like the Tonopah Historic Mining Park. Judge Klapper added that about 60 judges from Nevada will be attending the conference. She pointed out that all meals are provided by local businesses or groups. Judge Klapper explained that she would like to have T-shirts made for all the judges and as she was trying to keep the business local, the prices for the shirts was a little higher. Tom Seley inquired whether the conference was held in different locations every year which Judge Klapper affirmed. She stressed that this year would be Tonopah's chance to promote what it has to offer.

Tom Seley motioned to authorize the request of 5/8ths Room Tax Grant in the amount not to exceed \$2,174.94 for Jennifer Klapper to advertise and promote the Nevada Judges of Limited Jurisdiction event to be held June 22nd through June 26th in Tonopah. Doug Farinholt seconded. No further discussion. Motion carried 4-0.

4. Discussion, deliberation and possible action to authorize the use of Joe Friel Sports Complex and old paint ball area during the 2016 "Vegas to Reno" Race – August 19-20, 2016.

Casey Folks, Director of Best in the Desert Racing Association, presented the Town Board the plan for the 20th anniversary event the following year. He noted that the race will be 600 miles long with the group staying overnight in Tonopah. Mr. Folks stated that entries include motorcycles, ATV's, trucks etc. and that the event will be covered by two to three cable stations.

He added that he anticipates over 300 entries and over 5,000 people as part of the racing entourage. Mr. Folks pointed out that over 1,000 vehicles will have to fuel up in Tonopah and that all participants will have to sleep and eat in the Town. He stated that once the event is announced, all rooms and RV spaces will be sold out for that night. Mr. Folks explained that he would like to use Joe Friel Sports Complex and the old paint ball area for camping and parking. He added that he had approached businesses in Town to seek permission to use their parking lots etc. Mr. Folks stressed that he will make sure the all properties will be cleaned afterwards. Tom Seley stated that everyone who was around in 2009 when the event came through Tonopah can testify how smoothly everything went. Mr. Folks said that he will donate \$1,000 to the Tonopah Volunteer Fire Department because the organization tries to support all the Fire Departments in Rural Nevada. Mr. Folks stated that after the race, the course will be graded so the Town or the Bureau of Land Management will not get any complaints. Horace Carlyle noted that the Board will do anything to support the event and asked Mr. Folks to let Town staff know if he needs help. Doug Farinholt asked if "Best in the Desert" was insured and whether a certificate of insurance will be provided to the Town. Mr. Folks explained that it will not be issued until about 30 days before the event. He acknowledged Mr. Seley for his work when he was still employed at the Bureau of Land Management and added that Mr. Seley was a man of integrity and that Tonopah was fortunate to have a man of his caliber on the Town Board.

Tom Seley motioned to authorize the use of the Joe Friel Complex and old paint ball area during the 2016 "Vegas to Reno" Race to be held on August 19th through the 20th, 2016. Janet Hatch seconded. Horace Carlyle asked if the motion should include that there will be no parking on the grass areas. Mr. Folks stated that they will only use the grass areas for a meeting, not for parking. Motion carried 4-0.

Timed Item: Open and read aloud bids for the Tonopah Public Utilities Pump Station #2 and Well #9 New Generator Project

Administrative Supervisor Chris Mulkerns noted that the bids will be opened in the order that they were received.

a. Creekside Electrical Contractors, Inc., Carson City, Nevada

Total Base Bid: \$259,700.00
Addendum A1: \$57,183.00
Addendum A2: \$16,417.00

Total Base Bid + A1: \$316,883.00
Total Base Bid + A2: \$333,300.00

b. Ben F. Dotson Construction, Inc., Fallon, Nevada

Total Base Bid: \$312,100.00
Addendum A1: \$50,919.00
Addendum A2: \$20,222.00

Total Base Bid + A1: \$363,019.00
Total Base Bid + A2: \$383,241.00

c. Pearson Brothers Construction, Pioche, Nevada

Total Base Bid: \$276,195.00
Addendum A1: \$46,134.00
Addendum A2: \$11,220.00

Total Base Bid + A1: \$322,329.00
Total Base Bid + A2: \$333,549.00

d. Walker River Construction, Inc., Schurz, Nevada

Total Base Bid: \$339,300.36
Addendum A1: \$54,193.00
Addendum A2: \$25,000.00

Total Base Bid + A1: \$393,493.36
Total Base Bid + A2: \$418,493.36

Town Manager James Eason asked for item 5 to be discussed later in the meeting so that Auditor Daniel McArthur can attend.

6. Discussion, deliberation and possible action regarding the possible Town of Tonopah Sponsorship for the Smoky Valley Country Fair.

Administrative Supervisor Chris Mulkerns explained that Elizabeth Keefner was not able to attend the meeting due to a storm and asked for the item to be tabled.

The item was tabled by the Board.

7. Discussion, deliberation and possible action to support "Free Summer Lunch Program" sponsored by NyE Communities Coalition, Food Security Committee and the Salvation Army by making a minimum donation of one thousand dollars towards the costs based on a nine week program.

Chairman Horace Carlyle pointed out that the free lunch program will cost between \$3,600 and \$5,760 and asked how the attendance has been. Shambra Jones of the Salvation Army explained that the attendance was around 20 children with the lowest number at 13 children and the highest number at 28 children. She added that the organizers are hoping to increase the attendance to 50 children and hopefully the cost for the program will be covered by a grant next year. Mr. Carlyle noted that the Salvation Army and NyE Communities Coalition are active groups in the community and stated that he supported aiding the program financially.

Doug Farinholt motioned to support the "Free Summer Lunch Program" sponsored by NyE Communities Coalition, the Food Security Committee and the Salvation Army by making a minimum donation of one thousand dollars towards the costs based on a nine week program. Janet Hatch seconded. She noted that she supported the program as she had worked with Maple Star in the past and knows that children do not get the needed nutrition at home. Jess Rosner of the NyE Communities Coalition stressed that if the "Free and Reduced Lunch Program" can be increased from 37% to 50%, the group can get money. If not, they can apply for grants. Motion carried 4-0.

8. Discussion, deliberation and possible action to renew franchise agreement with Hoss Disposal for a five year term.

James Beresovoy, owner of Hoss Disposal, was on the phone with the Board. Horace Carlyle stated that he thinks Hoss Disposal was doing a great job and asked if Mr. Beresoroy wanted to address the Board. Mr. Beresoroy apologized for not being able to attend the meeting due to the sand storm. Tom Seley inquired whether Hoss Disposal had roll-off receptacles available which Hoss Disposal employee Bob Stratford confirmed.

Tom Seley motioned to renew the franchise agreement with Hoss Disposal for a five year term commencing October 1, 2015 through September 30, 2020. Chris Mulkerns noted that the Town will be sending a letter confirming the renewal of the contract. Doug Farinholt seconded. No further discussion. Motion carried 4-0.

9. Discussion, deliberation and possible action to perform quarterly water sampling to test water at Sportman's Park to ensure water quality safety. The Town Board approved an agreement, 4-22-15, with U.S. Fish and Wildlife Service to allow specified birds from Rockwood Lithium, Inc. be released from the above location after being processed through a rehabilitation cycle. The Tonopah Town Board requests that Fish and Wildlife Service and Rockwood Lithium coordinate the appropriate testing and supply quarterly report of the test results to TPU/Tonopah.

Horace Carlyle noted that he put this item on the agenda because Tonopah resident Ed Tomany had objected to the release of birds at Sportman's Park. He explained that after consultation with multiple parties, he would like to table this item.

10. Department Budget Reports

Horace Carlyle stated that the Board has to carefully watch the restructuring of the Hospital District and the curtailment of Solar Reserve as the revenue of the Town has dropped by about \$65,000 while the Town's expenses have increased by about \$69,000. He pointed out that the Town will have to take another cut in revenues due to \$30,000 to \$90,000 going to the Hospital District. Tom Seley agreed and noted that the Board has been very conservative with their budgeting. Doug Farinholt also agreed and stressed that local store revenues have dropped significantly.

11. Tonopah Development Corporation Report

No action taken by the Board.

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

Tom Seley stated that a film crew will be filming at the Central Nevada Museum the following Saturday at 11 a.m. and that Allen Metscher had asked for people to visit the museum at that time.

Tom Seley explained that a bill was passed for the Conservation District which approved asking the County for an assessment of parcels for funding the District.

5. Discussion, deliberation and possible action to accept the audit for Fiscal Year ending June 30, 2014, for the Town of Tonopah/Tonopah Public Utilities, as presented by Daniel C. McArthur, Ltd.

Town Manager James Eason noted that the audit had not changed from the one presented to the Board in December of 2014, except for one change, being the 2007 Sales And Use Tax number of \$35,000 has been added. Auditor Daniel McArthur explained that at the meeting in December he discussed a management representation letter that is required to be signed by the Town Manager or the Town Board stating that they are taking responsibility for the financial statement. As the audit did not include the 2007 Sales and Use Tax in December, this letter was not signed. He pointed out that the Board needs to decide whether they want to sign the letter.

Daniel McArthur stated that Mr. Eason had requested an opinion from the Department of Taxation regarding the 2007 Sales and Use Tax asking for review of the statute as there was a problem regarding who had the authority to spend the money. He explained the following process in detail and noted that Terry Rubald of the Department of Taxation had stated that the Town Board has authority over the money. Ms. Rubald added that the County can propose expenditures but the Town Board can veto this. Mr. McArthur explained that per accounting requirements the money cannot be in the County's financial statement, it has to be in the Town's financial statement as the Town controls the money. He added that the money includes the Fire Department's and the Sheriff's Department's halves as the Town decides how the money is spent. Mr. McArthur stated that he cannot sign the financial statement until the representation letter is signed.

Daniel McArthur noted that another issue was the Community Foundation of Western Nevada investment as the question was asked who owns the asset. He explained that originally the money was put with the Foundation not to be part of the Town's budget. He pointed out that because the Town controls the money, it needs to be in the Town's financial statement.

Daniel McArthur explained that the budget submitted to the Department of Taxation for the following fiscal year does not include the Sales and Use Tax and therefore will have to be amended. He added that the changed tax rate due to the Hospital District will also have to be amended.

Daniel McArthur pointed out that there is one violation in the financial statement as the Department of Taxation feels that the Town did not submit their financial statement in time (the extension ending on February 28, 2015). He explained that the State will ask the Town what they will do next year to avoid late filing.

Daniel McArthur noted that there are two estimates in the financial statement, one being an estimate of depreciation, the other being the retiree insurance liability.

Daniel McArthur and the Board members discussed different aspects of the audit.

Daniel McArthur asked the Board members how they want to proceed with the representation letter. Horace Carlyle inquired whether anything was standing in the way of signing. James Eason asked whether the members were willing to accept the audit.

Tom Seley motioned to accept the audit for Fiscal Year ending June 30, 2014, for the Town of Tonopah/Tonopah Public Utilities, as presented by Daniel C. McArthur, Ltd. Doug Farinholt seconded. No further discussion. Motion carried 4-0.

13. 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. No action taken by the Board.
14. Closed meeting. Pursuant to NRS 288.220 for purposes of conferring with Town's Management Representative regarding labor negotiation issues. and other personnel issues. No action taken by the Board.
15. Deliberation, discussion and possible decision on labor negotiations, issues and other personnel matters presented in the closed meeting. No action taken by the Board.
16. Correspondence

Nye County BOCC Meeting Agenda, June 2, 2015
Project Completion Report Jim Butler Days Armwrestling, May 28, 2015
Nye County Airports- May 2015 Status Report
Beatty Town Advisory Board Meeting Agenda, June 1, 2015
Center for Water Policy: Climate Change Impacts on Agriculture in the Rio Grande River Basin
USGS: Publication Brief
TPU Report May 15, 2015 through June 10, 2015
Letter from Bill Farrar to James Eason, June 10, 2015
Letter from Tim Coward to BOCC, June 1, 2015

Horace Carlyle pointed out that he had submitted different items in the correspondence.

17. Approval of vouchers for payment

The Board reviewed and signed the vouchers. Tom Seley motioned to approve the vouchers as presented for payment. Doug Farinholt seconded. No further discussion. Motion carried 4-0.

18. Public Comment

Jess Rosner of the NyE Communities Coalition asked the Board how the Board's contribution to the Free Summer Lunch Program should be listed on the sponsor list. He noted that he will forward flyers to Chris Mulkerns regarding the Cow Bus Preschool.

7. Discussion, deliberation and possible action to support "Free Summer Lunch Program" sponsored by NyE Communities Coalition, Food Security Committee and the Salvation Army by making a minimum donation of one thousand dollars towards the costs based on a nine week program.

The Town Board reopened item 7 to discuss Jess Rosner's question during public comment.

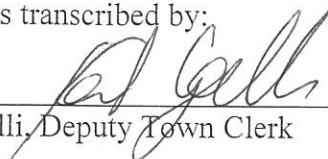
Jess Rosner of the NyE Communities Coalition thanked the Board for their contribution. He noted that the program will be advertised in the local newspaper and asked how the Board would like to be listed as a sponsor. He explained that the larger logos at the top of the list represent

those who have donated the most. He pointed out that the Town's contribution would be one of those. Horace Carlyle stressed that the contribution was not that of the Town Board, but of the people of Tonopah. Chris Mulkerns suggested "Tonopah Town Board on behalf of the Community of Tonopah".

19. Adjourn

The meeting adjourned at 9:25 p.m.

Minutes transcribed by:

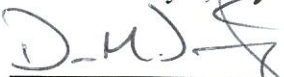


Kat Galli, Deputy Town Clerk

Approved:



Horace Carlyle, Chairman



Duane Downing, Vice-Chairman



Tom Seley, Clerk



Janet Hatch, Member

Doug Farinholt, Member



TONOPAH LIBRARY BOARD OF TRUSTEES
MEETING MINUTES
JUNE 10, 2015
TONOPAH CONVENTION CENTER
301 Brougner Avenue, Tonopah, NV 89049

The Tonopah Library Board of Trustees meeting was called to order June 10, 2015 at 7:39 p.m. by Tom Seley. Also present were board members Janet Hatch, Horace Carlyle, and Doug Farinholt. Duane Downing was absent. Twelve others were in attendance.

1. Public Comment

None

2. Review and approval of minutes, in context, from the regular meeting held May 27, 2015.

This item was tabled.

3. Library Budget Report

Horace Carlyle stated that he had seen the notice from the Department of Taxation regarding the Ad Valorem Tax for the Hospital District. He asked if the Town had received any notification on how the Hospital District will affect the Library District. He noted that the Town had lost \$.20 of their Ad Valorem Tax and added that he was wondering how much the Library would lose. Town Manager James Eason explained that the Library will not be losing any taxes due to the possible creation of the Hospital District.

4. Library Board Member's/Department Manager's Comments

Tom Seley asked whether the Board needed to take action to retain storage space for the restoration of the Historical Library. James Eason noted that this can be put on the next agenda.

5. Correspondence

None

6. Approval of vouchers for payment

The Board reviewed and signed the vouchers. Horace Carlyle motioned to approve the vouchers as presented for payment. Janet Hatch seconded. No further discussion. Motion carried 4-0.

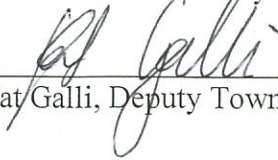
7. Public Comment

None

8. Adjourn

The meeting adjourned at 7:53 p.m.

Minutes transcribed by:



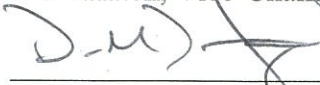
Kat Galli, Deputy Town Clerk

Approved:



Tom Seley, Chairman

Janet Hatch, Vice-Chairman



Duane Downing, Clerk



Horace Carlyle, Member

Doug Farinholt, Member