

Yerington City Council Meeting
June 12, 2023 at 10:00 a.m. – City Hall

The regular meeting of the Yerington City Council was held in the Council Chambers at 10:00 a.m. with the following present:

Mayor John J. Garry
Council Members Jerry Bryant, Shane Martin, Matthew Galvin and Frank Pizzo
City Manager Robert Switzer
City Attorney Chuck Zumpft
City Clerk Sheema D. Shaw
Chief of Police Darren Wagner
Public Works Director Jay Flakus
Building Official Joel Brown
Grants Administrator Angela Moore

Absent: None

Guests: Ms. Diane Arvizo, Lyon County Sherriff Brad Pope, Ms. Amy Miller, Ms. Susan Parker, Mr. Dave DeGrendele, Ms. Deb DeGrendele, Ms. Julia Pounds, Ms. Donna McDonald, Ms. Tina Peterson and Mr. Wayne Carlson

The meeting was called to order within the James Sanford Community Center and roll call was reported by Mayor Garry. The Pledge of Allegiance was led by Mayor Garry.

Public Participation

Mayor Garry asked for comments. Mr. Dave DeGrendele stated he noticed more patrol officers on the streets and he appreciates the extra effort from the Yerington Police Department. Mayor Garry asked for comments and no further comments were made at this time.

Agenda Approval

Mayor Garry stated the agenda would be approved as presented unless there were any objections or corrections. City Manager Switzer stated no corrections need to be made at this time. Mayor Garry stated the agenda was approved as presented and the motion was approved unanimously.

Minutes

Mayor Garry stated the minutes from prior meeting dated May 22, 2023 regular meeting would be approved unless there were any objections or corrections. Mayor Garry stated no objections were made at this time, the minutes from prior meeting dated May 22, 2023 regular meeting were approved as presented and the motion was approved unanimously.

Review Bills Previously Submitted for Payment

Bills, Salaries and Vouchers:

Accounts Payable Checks	05/16/2023	36979 through 37043
	05/22/2023	37044 through 37056
	05/24/2023	37057 through 37058
	05/25/2023	37059
	05/31/2023	37065 through 37098
Payroll Checks	05/30/2023	37060 through 37063
Payroll Vouchers	05/30/2023	6012301 through 6012324
Transmittal Checks	05/30/2023	37064
Transmittal Vouchers	05/30/2023	5302301

Mayor Garry stated the bills previously submitted for payment, checks 36979 through 37098 totaling \$1,817,112.12, would be approved unless there were any objections or corrections. Mayor Garry stated no comments or objections were made at this time and the bills previously submitted for payment were approved unanimously.

Approve New, Renewal and Name Change Business License Applications.

- A. Justin C. Warner dba Eagle Ship and Print, LLC., Shipping and Printing Services, 815 W. Bridge St. Space 1, Yerington, NV 89447 – NEW
- B. Emanuel Alves dba Rolling Frito-Lay Sales, LP., Wholesale Snacks, 26672 Towne Centre Drive, Suite 360, Foothill Ranch, CA 92610 – RENEWAL
- C. Robert Stoppek and Heather Brown dba Johnson Controls Security Solutions, LLC., Installation of Electronic Security Systems, 1105 South Rock Boulevard, Suite 128, Reno, NV 89502 – RENEWAL
- D. Darren A. Royalty dba Royalty Companies of Indiana, Inc., Roofing and Gutters, 2099 E. Tipton Street, Seymour, IN 47274 – NEW
- E. Ryan Harrison and Christian Harrison dba Progressive Technologies, Inc. dba Sign Crafters, Manufacture and Installation of Electric Signs, 955 S. McCarran Blvd., Suite 103, Sparks, NV 89431 – NEW
- F. Lisa Hartlauer dba Hartlauer Manufacturing, LLC., Installation, Service and Manufacturer of Illum/Non-Illum Signs, 3900 W. Dewey Dr., Las Vegas, NV 89118 – NEW
- G. Martin Crew, Justin Legg and Jon Del Santo dba Construction Materials Engineers, Inc., Engineering Consulting, 300 Sierra Manor Drive, Suite 1, Reno, NV 89511 – NEW
- H. Matthew Herron dba Herron Home Inspections, Home Inspections, 17568 Sunstone Court, Reno, NV 89508 – NEW

Mayor Garry stated the business license applications A. through H. would be approved as presented unless there were any objections or corrections. Mayor Garry

stated no objections were made and the business license application A. through H. were approved as presented.

Approve a recommendation from the Administrative Committee for records destruction of documents in accordance with the State of Nevada Records retention schedule.

City Clerk Shaw stated some records are at or past the destruction date and needs approval from City Council to have the records destroyed. The Administration Committee have approved for the records destruction which includes the bookkeeper's files, cash receipting and many more. Mayor Garry asked if any records of historical interest would be destroyed. City Clerk Shaw stated no, these records are just the daily activities for the City.

Councilman Galvin made a motion to accept item number seven as presented, seconded by Councilman Martin. Mayor Garry asked for comments, no comments were made and the motion was approved unanimously.

Approve renewal proposal from Nevada Public Agency Insurance Pool (POOL) and payment from fiscal year 2023 – 2024 funds.

Ms. Tina Petersen and Mr. Wayne Carlson with POOL Pact provided a presentation to City Council. Ms. Peterson stated the insurance coverage summary page shows a total cost in the amount of \$138,175.44 with the agent compensation in the amount of \$9,670.13 for a total program cost including all POOL services in the amount of \$147,845.57. Councilman Bryant asked how many claims the City currently has. Ms. Petersen stated the City has about five claims. Councilman Galvin asked what was the average amount of increase across the board for just law enforcement. Mr. Carlson stated there was a ten percent increase in all the values. Law enforcement for just the liability coverage drove up some of the cost, which has more risk and more exposures. The Risk Management Grant Program to improve companies risk levels is still being offered with a cost sharing amount. KnowBe4 training is an anti-phishing service for businesses to prevent the amount of losses to a company.

City Clerk Shaw stated City staff are actively involved in the KnowBe4 trainings. Ms. Lori Phillips has completed the Human Resources (HR) training and has her certification. She will be taking over the HR department within a year.

Councilman Bryant asked if the City is mandated to work with POOL Pact. The City would have a twenty percent increase with a \$2,000,000.00 decrease in coverage. Mr. Carlson added the only reduction is coverage is the cyber protection. City Manager Switzer stated every state has a POOL type of insurance and is common for municipalities to work with POOL companies. The insurance would start on July 1, 2023. Councilman Bryant asked who the City would get claims that were still outstanding closed or resolved. Ms. Petersen stated she could provide an explanation about the claim process and where the City of Yerington currently is standing in a private meeting.

Councilman Bryant made a motion to approve agenda item number eight with the option of the \$1,000.00 deductible for a total amount of \$147,845.57, seconded by Councilman Galvin. Mayor Garry asked for comments, no comments were made and the motion was approved unanimously.

Approval of Resolution 2023-02; A Resolution of the City Council of Yerington, Nevada Providing for the Transfer of the City's 2023 Private Activity Bond Volume Cap to the Nevada Rural Housing Authority; and Other Matters Related Thereto.

Ms. Diane Arvizo, Director for Nevada Rural Housing Authority (NRHA) was present for questions and provided a presentation to City Council. NRHA is requesting the Private Activity Bond Volume Cap transfer from the City of Yerington. The transfer will be benefitting rural communities within the city limits of Yerington. Southwood Apartments and Yerington Manor offers vouchers for assistance with rent. NRHA is mission driven and the federal government issues the Private Activity Bond Volume Cap. Councilman Bryant stated he is in favor of this program.

Councilman Bryant made a motion to approve agenda item number nine as presented and to transfer an amount of \$203,692.08 to NRHA, seconded by Councilman Galvin. Mayor Garry asked for comments, no comments were made and the motion was approved unanimously.

Approve the purchase of three (3) solar light poles in the amount of Sixteen Thousand Nine Hundred and Forty-Eight Dollars (\$16,948.00) from Greenshine New Energy, 23661 Birtcher Dr., Lake Forest, CA 92630. Each light pole will have two 5,288 lumens LED lamps, a solar charger and will be twenty feet (20 ft.) in height.

City Manager Switzer stated the solar lighting will provide more safety in the front of the City Hall parking lot. Three poles with two lights per pole will be purchased and placed in the middle row of the parking lot that will help with lighting in the night time and during dusk conditions. City Manager Switzer recommends approval of the lowest quote received, Greenshine New Energy.

Councilman Galvin made a motion to accept agenda item number ten as presented, seconded by Councilman Pizzo. Mayor Garry asked for comments. Ms. Susan Parker stated she is interested in this agenda item due to light pollution. What direction will the lights shine? City Manager Switzer stated the focus of the lights will be pointing downward. Mayor Garry asked for further comments, no comments were made at this time and the motion was approved unanimously.

Approve installation of three (3) solar light poles at the City Hall customer parking lot. The City received one quote for preparation of concrete footings, assembly of the poles and final installation from Desert Engineering in the amount of Ten Thousand Five Hundred and Twenty-Eight Dollars (\$10,528.00). Total cost for the solar lights and installation is Twenty-Seven Thousand Four Hundred and Seventy-Six Dollars (\$27,476.00) to be paid from ARPA funds.

City Manager Switzer stated the City had a hard time receiving quotes for the work. A quote was received from Desert Engineering in the amount of \$10,528.00 with a total cost for the project in the amount of \$27,476.00 with a budgeted amount of \$50,000.00. Mayor Garry asked if bollards would be installed as well. City Manager Switzer stated those would be an additional cost.

Councilman Bryant made a motion to accept agenda item number eleven as presented, seconded by Councilman Galvin. Mayor Garry asked for comments, no comments were made and the motion was approved unanimously.

Approve changing the City of Yerington's Room Tax Board from a decision-making board to a recommendation-making board advising the City Council on expenditures from Transient Lodging Tax revenues. Per prior Council discussion, this action addresses concerns over non-elected board members making spending decisions with tax revenues. Yerington City Code 3-11-5B gives the City Council authority to spend Room Tax monies for any lawful purpose pursuant to applicable Nevada Revised Statutes.

City Manager Switzer stated this agenda item addresses a concern from prior discussions. The City of Yerington boards are created from City Council. The issue is that City Council has the authority to appoint a board to spend tax revenues but the City has not performed that. City Council let a non-electing board decide to spend monies which was the Room Tax Board. City Manager Switzer recommends for City Council to remove this authority and to change the Room Tax Board from a decision-making board to a recommendation board. Some spending decisions that the Room Tax Board has been making is about \$25,000.00 to \$28,000.00 every six months. The City collects between \$95,000.00 to \$100,000.00 each year in room tax revenues which will increase with the addition of the new RV Park. Mayor Garry stated only elected City officials should be making money decisions but a final decision should rest with City Council. Councilman Bryant stated the Room Tax Board should be in line with the rest of the boards.

Councilman Galvin made a motion to accept line item number twelve as presented, seconded by Councilman Bryant. Mayor Garry asked for comments. Ms. Donna McDonald asked if changing the Room Tax Board to a recommendation board would slow down or change the process of the room tax funding. Councilman Galvin stated it would slow down the process slightly but only by about two weeks or so. City Clerk Shaw stated City Council would approve the funding before spending is authorized on July 1st. Mayor Garry asked for comments, no further comments were made and the motion was approved unanimously.

Approve leasing of a Schwarze A9 Street Sweeper in the amount of \$333,283.00 with a five-year lease payable in annual installments of \$79,711.38 for a total cost of \$398,556.90.

City Manager Switzer stated a resolution needs to be in place before a rental agreement could be signed for the Street Sweeper. Councilman Bryant asked if there is

a possibility to be added on the Lyon County or the State of Nevada agreements regarding the roads. City Manager Switzer stated the Street Sweepers are a very high maintenance item and the lease option would offer less maintenance and would be included within the lease. The City should stick to maintaining our current streets as well as the Yerington Municipal Airport. Public Works Director Flakus stated Public Works is on a five-week rotation that covers every City street. Mayor Garry added the State of Nevada is required to maintain Main Street. Public Works Director Flakus stated the mile of Main Street, Nevada Department of Transportation (NDOT) does street sweep it. The City has discussed taking over Main Street between Bridge Street and Goldfield Avenue.

Mayor Garry asked for comments and no comments were made at this time. Mayor Garry stated the agenda item will be tabled until approval is given to the City from the Department of Taxation.

Consider a request from the Lyon County Fair Board for an additional room tax expenditure in the amount of Two Thousand and Sixty-Five Dollars (\$2,065.00). There were more requests for funds that the budgeted amount of Twenty-Five Thousand Dollars (\$25,000.00) and several applicants' requests were reduced. The Lyon County Fair Board is asking for the additional funding which, if awarded, would restore the full funding request of Five Thousand Dollars (\$5,000.00).

City Manager Switzer stated at the recent Room Tax Board meeting, applicants applied and many amounts were reduced. The Lyon County Fair Board was awarded with a reduced amount for \$2,065.00.

Councilman Galvin stated the Lyon County Fair Board missed the deadline for the room tax money. City Manager Switzer stated the City accepted the application at the meeting but instead of offering the full amount, other applicants reduced their amounts in order for the Lyon County Fair Board to receive a portion of their amount. City Manager Switzer recommends for City Council to hold strong with the Room Tax Board's recommendation for the reduced fees. Councilman Bryant asked Lyon County Fair Board if an amount is given, what would the dollars be going to. Ms. Donna McDonald with the Lyon County Fair Board stated the use of the money would help fill the hotel rooms which would benefit the City. Advertising, paper ads, social media, radio, print ads, trifold to all the Chamber of Commerce's in Lyon County will be purchased with the money. The money received from room tax dollars have increased the attendance of all the events. Councilman Bryant stated digital advertisement would have more of a benefit for attendance at the events and it was also help spend the word. For a process standpoint of the City's rules, City Council needs to stand firm on this decision.

Mayor Garry asked for comments. Ms. Susan Parker asked how many years the fair has been in existence. Councilman Galvin stated at least over twenty-five years, but the application should have been turned in on time. Ms. McDonald stated there was confusion on the City's website which stated two different types of information on the deadlines. Councilman Bryant asked how many other applicants were on time with

submitting their applications. Councilman Galvin stated roughly ten. Mayor Garry stated the City does not want to be in a position of breaking our own rules.

City Manager Switzer stated City Council can also approve of no action. City Attorney Zumpft stated if no action is taken, the motion was then be dead.

Mayor Garry stated no action was made and the motion was denied. Mayor Garry asked for comments. Mr. Dave DeGrendele stated one of the biggest disappointments was of the funding for the county fairs, which are well funded. The fair does bring people into town and to the hotels. The county fair has made a bunch of improvements within the twenty years that they have been here. Mayor Garry asked for comments and no further comments were made at this time.

Public Participation

Mayor Garry asked for comments and no comments were made at this time.

Department Reports

Chief of Police Wagner stated Officer Wisner attended the School Resource Officer (SRO) training and is now certified in that position. The Police Department is very busy with weed complaints, nuisance complaints and the current flood warning. Councilman Bryant stated he met the new K-9, Joker over the weekend and he is happy to see everything coming along with that position. Councilman Bryant stated it is also very good to see the community presence around town.

Public Works Director Flakus stated the Yerington Police Department has a new Facebook page, please see that page for updates within the community. The Main Street Car Show was this weekend and many people came to the event. Fire Chief Draper placed the trashcans and benches and planted the trees within the planters along Main Street. City Manager Switzer stated he is working with Dowl to improve East Goldfield Avenue which will solve the issue with the curb and gutter in front of the new city sign.

Building Official Brown stated building permits for the month of May were in the amount of \$52,583.02 received by the City.

City Manager Switzer stated the City advertised for consulting work for the Master Plan and no proposals were received. A different plan needs to be set up and the City is looking at sending information to the University of Nevada, Reno (UNR). Once a plan is in place, an update will be provided to City Council.

City Clerk Shaw stated it is almost the end of the fiscal year and City staff is very busy wrapping up their reports. Mr. Jim Sciarani should be here soon to start the audit and the next few weeks will be very busy.

Councilman Pizzo stated a good event was held over the weekend with a live band that was put on by the Chamber of Commerce.

Councilman Bryant thanked Public Works Director Flakus, the Public Works crew and Chief of Police Wagner for the community presence. The Public Works Department will be very busy with standing water conditions along the storm drains and keeping the public safe with the removal of the water.

Councilman Galvin stated a sandbag station is currently at Lyon County Jail and thank you to Lyon County Sherriff Brad Pope. Work along the river is being performed and thank you to everyone for their help.

Mayor Garry thanked Mr. Omar Lopez with the Chamber of Commerce for the event over the weekend. Mayor Garry also thanked Lyon County Emergency Services, Peri and Sons, Public Works Director Flakus, Chief of Police Wagner and to the public for being in support of the City of Yerington. This valley is definitely a neighbor helping neighbor community.

There being no further business, the meeting was adjourned.

Mayor of the City of Yerington

ATTEST:

City Clerk of the City of Yerington