

**CARLIN CITY COUNCIL
CITY OF CARLIN, STATE OF NEVADA
CARLIN MUNICIPAL COURT ROOM
101 SOUTH EIGHTH STREET
CARLIN, NEVADA**

**September 22, 2021
7:00PM**

Call to Order and Roll Call

Mayor Dana Holbrook called the meeting of the Carlin City Council to order at 7:00 p.m.

**Council Members Present: Mayor Dana Holbrook
Vice Mayor Lincoln Litchfield
Councilperson Pam Griswold
Councilperson Cameron Kinney**

Council Members Absent: Councilperson Margaret Johnston

**Staff: Madison Mahon, Carlin City Manager
LaDawn Lawson, Carlin City Clerk**

**Public: Linda Bingaman, Carlin Volunteer Fire Department Chief
Tom Bingaman
Danyelle Keller, Carlin Volunteer Fire Department
Silvano Robles (by phone)
Kim Starr**

Pledge of Allegiance

- 1. Comment by the General Public (Non-Action Item):** Pursuant to NRS 241.020(2)(D)(3) (I & II) this time is devoted to comments by the general public and possible discussion of those comments. No action may be taken upon a matter raised under this item until the matter has been included on a successive agenda pursuant to the required procedures at the discretion of the City in accordance with applicable law and identified as an action item.

**PUBLIC COMMENT MAY BE TAKEN DURING DISCUSSION OF
INDIVIDUAL AGENDA ITEMS.**

❖ **None.**

- 2. Curb, Gutter, and Sidewalk Application (For Possible Action):**

- A) Review, discussion, and possible approval of an application to waive or defer curb, gutter, and sidewalk installation at 102 Hamilton Street, Carlin NV, 89822.
- a. Mayor Holbrook stated this was brought back from a previous agenda. We did table this to give everybody time to review, research, and to give them opportunities for action.
 - b. Madison Mahon, Carlin City Manager, stated the applicant was supposed to be available via the polycom. It doesn't look like he's been able to call in, yet. Our office has also had no contact with him in order to apply or seek information for any type of a promissory note or any other action.
 - c. Vice Mayor Litchfield asked so we don't know what his timeframe is or anything on this?
 - d. Madison Mahon, Carlin City Manager, stated no.
 - e. Mayor Holbrook stated we had a fairly good discussion on this, with him the last time. I mean, my personal opinion at that time was that we do not give a waiver on this; that we move forward. I felt that the City actually was very generous on what we'd given him for the application on, what the value of that was. I thought that was fair, way more than fair. And I didn't see that I heard anything for my opinion to waive this.
 - f. Vice Mayor Litchfield stated I'm not in favor of waiving it. Two reasons. One, it puts a hardship on City Hall with the girls trying to track when did this waiver come up and stuff like that. And the other thing is that we're trying to get the curb and gutter in the entire City. And if we start, continue waiving them, or deferring them, it just gives us a black eye, in my opinion.
 - g. Councilperson Kinney stated I think that one of the comments that was made by the individual was that they didn't know they had to do curb, gutter, and sidewalk. However, there it is, on the very first page of the application for a permit, it says that you may have to do curb, gutter, and sidewalk. So, I believe that because of that and with how much discussion curb, gutter, and sidewalk gets around the City, I think that when this individual purchased the house, I'm sure that they would have understood or heard from somebody that well, you're probably going to have to do curb, gutter, and sidewalk. Probably from the individual that sold it to them, as well.
 - h. Mayor Holbrook stated but it is on the application.
 - i. Councilperson Griswold stated but the thing on the application, you know, can be confusing because of the \$10,000. A lot of people think that it's under \$10,000 they don't have to do it, and so I think maybe we might need to look at the application and put in there that you're going to have to put in curb, gutter, and sidewalk no matter what.
 - j. Silvano Robles joined by phone.
 - k. Mayor Holbrook summarized the discussion prior to him joining the call and that we usually don't defer it. Mayor Holbrook asked since the last meeting, have you come up with anything else you would like to discuss or bring up to the Council.
 - l. Silvano Robles stated yeah, so last Council, I thought we had talked about me taking time to think about tabling it, and to table it, and talk about this arrangement for like a year, and then after that you would lien the property if I didn't get it done.
 - m. Councilperson Griswold stated you're talking about a promissory note.
 - n. Silvano Robles stated yeah.
 - o. Mayor Holbrook stated right, having you sign a promissory note. That was a discussion, I believe that has happened in the past, but it is a hardship on the City to try to do something like that because we have to keep track of it. And then, assuming that you don't honor it,

- then the City has to go to court and fight for it, you know, and put a lien on it. I mean, essentially, there's a lien on the property as soon as you sign that because you wouldn't be able to sell it without it being done. So yeah, I've thought about it. I'm personally not in favor of moving that route. I think that you just need to put in curb, gutter, and sidewalk. This is the Mayor, and my personal opinion, but there's other Council Members here.
- p. Councilperson Kinney introduced himself and stated I know that there was discussion that you were going to get some quotes on what it would cost you to do the curb, gutter, and sidewalk. Did you get those quotes?
 - q. Silvano Robles stated yeah, I talked to the inspector and he said that I could do the concrete work myself, but I don't think that you guys, trying to get the surveyors out and then everything worked out, so it wouldn't even happen for a while. He said it would be a month out before this would even happen. And all I know is that when I called the concrete company, they said it was about \$600 to \$700 dollars a truckload to get it out to Carlin. But they couldn't tell me how much I needed because I didn't know how much I would need, like how much yardage I needed worth of concrete. I guess I wouldn't know until I get this measured out in survey, and how it would work. But, like I said, I thought that was what we had agreed on, and so I was hoping you'd say that we would like to see you with a promissory note, but it seems as if you guys have changed your mind on how you felt on that, and so, I mean, I'm just going to let you guys know again, I don't know if I'll be able to get this curb, gutter, and sidewalk in because we were, when we signed this permit with the inspector, we were under the assumption, that we would have some time, that we could ask for some time to get this done. Now we don't.
 - r. Councilperson Griswold introduced herself and stated it almost, and Lincoln, you're going to remember this probably better than I do, but the way it's written is if curb, gutter, and sidewalk's not put in within, what, 90 days? The City can put it in with a lien against the property. So, we're almost at a catch here. We can either do a promissory note with him, or if he doesn't do it, we're still going to do it and put a lien against his property. So, I mean, either way, it's like sixes.
 - s. Silvano Robles stated whether I get a lien or not. Either you're going to do it, or I'm going to do it. And then, I mean, at least this way I'm going to say that I'm going to do it, and you can hold me legally that I'm going to do it. I mean, I don't understand.
 - t. Mayor Holbrook stated right, and I guess if we don't waive or defer this curb, gutter, and sidewalk, the City also understands going through the Public Works and through that. This doesn't happen overnight. It's a matter of that you're moving forward and getting it, and you have to work with the building inspector and all that. We know that if we say you have to do this, you're not going to be able to put it in in two or three weeks. You can't get anything done that quick. But you have to be doing something. We're just saying that, we're not going to let you wait six months or a year to start on doing it. You have to be starting to work on getting it done and that it's got to be done before you'll get an occupancy permit to be able to live in the house.
 - u. Silvano Robles stated yeah, I can't do that. So, you're talking I have to get this curb, gutter, and sidewalk done. The house isn't even livable right now, but, and I live out here. I've got things going on. Like, I'm getting married next, in November, in two months from now, so it's like I've got these things going on and I just need, I'm asking just for a little bit of time. And like she said, I mean, regardless, you guys are going to put it in. I can still, I don't know why, what the big, like I don't understand where, why you guys aren't understanding

- with me. I'm not. I understand that in the past people have made decisions, but I'm willing to go through a promissory note with you guys right now, to be held legally bound to it.
- v. Councilperson Kinney stated so your permit right now is based on the date that you were issued the permit, it has 180 days expiring, and you have a one time that you can extend that permit if the circumstances are correct to make that extension. So, either way, you have 180 days from the time you got your permit to finish the work. And then, when that 180 day expires, then you can apply for an extension on that permit.
 - w. Vice Mayor Litchfield asked and when did you apply for your permit?
 - x. Silvano Robles stated I don't have the permit in front of me right now. I wouldn't be able to tell you.
 - y. Vice Mayor Litchfield asked okay, was it in August, July, June, May?
 - z. Silvano Robles stated maybe July?
 - aa. Councilperson Griswold stated so if you put in for an extension, you're still looking at almost a year, and that's what you're asking us to pretty much give you.
 - bb. Silvano Robles stated yeah. I'm just hoping for a year to, right now, what, in the case that I get deferred is that I would be able to at least live there until I get this done. Right now, it's not livable, and it'd be really hard for me to come from all the way over here to all the way over there. It's a four-and-a-half, five-hour drive just to get there to be able to make it either first of all livable, and then work on curb, gutter, and sidewalk. Now I've got to do the curb, gutter, and sidewalk work first before I can even finish the livable part. And it puts me in a hardship situation. Which is all I'm trying to do is get you guys to understand that I'm working, we're trying to get this done. I'm not saying I won't get this done. It's just, I could use some time. I don't understand. I'm at a loss right now with what's going on. I mean, I understand the Councilwoman that spoke that said regardless of it or not, whether I get it done or through a promissory note, or you guys get it done through a lien, I mean, it's going to be liened. We're talking sixes. Sixes are just getting it done in the same way as like one way it can be done, I don't know without having to go through all the court costs and the liening it rather than I just go and have a promissory note with you guys, notarized in a legally bound document.
 - cc. Vice Mayor Litchfield stated the problem I see in that is that we're not in the concrete business. We're not in the construction business. We're in the business of running the government. And it's not up to us to put in curb, gutter, and sidewalk for people. We do it if we have to, but that's on a very limited basis. And what you're asking us to do right now is go into a business venture with you on putting your curb, gutter, and sidewalk in. And I'm not for that at all.
 - dd. Silvano Robles stated well, I'm not asking you to create a concrete company or anything. All I'm saying is, all I'm asking is for you to give me some time so that I can put the curb, gutter, and sidewalk myself. That's all I'm asking.
 - ee. Mayor Holbrook stated right, and I think like we said, you have 180 days and if you're moving forward on it, I believe you would probably get an extension, which gives you another 180, which gives, that's almost a year, right? So, to get it in, and correct me, I don't know if anybody's for sure, but I believe that if you're moving forward on it and that, I think you can get a temporary permit to be living in the house while you're finishing that project up. That, I'm not a hundred percent sure, but I believe you can get a temporary. And that just prevents somebody from, by not giving you a full permit, it prevents from somebody selling it and not finishing it, because you wouldn't have a permit on the house.

So that's, you know, and I guess what we're looking at as a City Council, if here in six months it's not done and you're not getting a permit, then that's when you come back to us. You can still come back to Council if it doesn't get done, so if we do not approve it at this time, doesn't mean you can't come back before us in the future when that permit's running out.

- ff. Councilperson Griswold asked did that make sense to you?
- gg. Silvano Robles stated all I'm understanding is that I got to apply now for a temporary living permit, once I get the property livable, and then from there, I have the six months from the start of the permit that I applied already for, so it's already coming down on. And then from there, it's not even a year, I mean, so I'm, because now I have to reset the game to get this curb, gutter, and sidewalk in. And so that's where I'm like, you guys keep saying it's 180, add another 180 and it makes a year, and it's like, well, no, because I'm already passed my 180. I mean, I've already signed that. My countdown has already started. But I understand if you guys want to go like this. I mean, I have nothing I can do for it. I mean, I'm going to try my best, I guess. I guess we'll see what happens. I'm going to try to get this curb, gutter done and sidewalk in for you guys because, and try to live there, too. I don't know. I guess I'll have to make a plan for that because I was under the understanding last month that we had come to an agreement as long as I, as long as we decided that was a good idea on my end. And now you come with this? Like agreeing that and now it's like a whole different setup.
- hh. Councilperson Kinney stated well, there was no agreement made. It was just discussion.
- ii. Mayor Holbrook stated it was discussion and it was tabled so everybody could look into the option because of what that's done. And I know personally I've talked to some of our staff and about it, so that's why we did not want to make a decision at that time and it was something I looked into, and after looking into it over this month, I have felt that that is not what I believe is a good option. So that's what I did with this time that I've had. This is the mayor again.
- jj. Councilperson Griswold stated I'm just concerned that I think he needs to understand what his options are, because it sounds like he's still confused on it.
- kk. Councilperson Kinney stated so what you need to do is, if this does not get approved, which it hasn't been voted on yet, if it does not get approved, you need to go back and look at your permit, find out what day it was issued to you, and 180 days from that date, that is when your permit expires. You need to come back to the Council before that date, and you can apply for an extension on your permit. And then we can go from there. Does that make sense?
- ll. Silvano Robles stated yeah.
- mm. Councilperson Griswold stated so you can actually be working on your house without putting in the curb, gutter, and sidewalk first, within 180 days. If you don't have all the work done, you go back for an extension for 180 days and you come back to us regarding curb, gutter, and sidewalk at that time because that's going to give you that additional 180 days.
- nn. Mayor Holbrook stated and the building inspector and all the Public Works have a lot of information, too. They can and definitely work with the public.
- oo. Vice Mayor Litchfield stated just to clarify something, the waiver doesn't come to us. The waiver goes to Public Works to have the building inspector approve an extension for another 180 days. It doesn't come back to us.

- pp. Councilperson Kinney stated so you would have to apply with the building inspector.
- qq. Vice Mayor Litchfield stated right, yes.
- rr. Silvano Robles asked to get a waiver? Or to get an extension?
- ss. Vice Mayor Litchfield stated an extension, right. You have to go back to the building inspector to get the extension. It doesn't come to us. We do deferments or waivers.
- tt. Councilperson Kinney stated but you would do that like maybe a week or two before your permit would expire.
- uu. Councilperson Griswold stated so that does give you some time to work on the trailer and get some information going on the curb, gutter, and sidewalk.
- vv. Silvano Robles stated yes. It doesn't give me the time I asked for, but it gives me time.

❖ **Councilperson Kinney moved to deny the application to waive or defer curb, gutter, and sidewalk installation on 102 Hamilton Street, Carlin, Nevada 89822. Councilperson Griswold seconded. Motion passed.**

3. Citizen Agenda Request (For Possible Action):

- A) Review, discussion, and consideration of prohibiting the City of Carlin's compliance with and/or enforcement of COVID-19 vaccine mandates. This item is based upon a citizen request.
 - a. Kim Starr asked did you see the new VAERS report? We're at 9,565,000 adverse events, nine and a half million.
 - b. Mayor Holbrook stated just so you know, I did actually go through and look on there, the page and that, and I see where you're getting some of this information from.
 - c. Kim Starr stated right. We're at 139,000 deaths and 70,000 in Nevada adverse events already. And of course, we all know the VAERS is underreported, so this is a percentage, nine million adverse events. And now they're starting to push this on the children through the college and through the NIAA sports. As human beings, at what point do we stop supporting this?
 - d. Mayor Holbrook stated and I guess on that I would say, are we supporting it? I think as parents, and that, when you're bringing up the schools and that, parents, that is their choice whether or not they wish to have their kids vaccinated before going to college. That is their choice whether or not they get their—now when we start getting where we don't have choices, then it becomes a little point, but I would say that on this, right now the City does not have any mandates that we have to mandate any vaccination, and it is does not, we do not have any enforcement on the vaccination. So, the City, this Council right here, does not have any authority or any, I mean, we can't say hey, we're not following the mandates, because we don't have to.
 - e. Kim Starr stated but you're still in a contract with the State or government, a government entity, to collect money to continue to wear a mask on your face?
 - f. Mayor Holbrook stated and whether or not we wear masks or not is our choice.
 - g. Kim Starr stated I know. But you are in a contract, correct?
 - h. Councilmembers stated no.
 - i. Kim Starr asked you're not in any contract? You don't receive any money? You don't have to do any of this at all?
 - j. Councilmember Kinney stated not from the masks.

- k. Kim Starr stated I'm not talking about masks.
- l. Mayor Holbrook stated or vaccine. We're not under anything with the vaccines either. I mean, there's nothing that is actually mandated.
- m. Kim Starr asked you have no contract with anybody for this mandate?
- n. Councilperson Kinney stated no.
- o. Kim Starr asked nothing?
- p. Councilperson Kinney stated no.
- q. Kim Starr asked you haven't signed anything?
- r. Councilperson Kinney stated no, we haven't. This mandate is not even being placed into effect, yet. And we wouldn't even fall under the criteria for the mandate either. We have 25 employees that work for the City, and the mandate is for 100 employees or more.
- s. Kim Starr asked so why is the State of Nevada still doing this if we're at nine and a half million adverse events?
- t. Councilperson Kinney asked still doing what?
- u. Kim Starr stated the whole mandate, emergency mandate for Nevada.
- v. Councilperson Kinney stated well, that's the Federal Government that's working on a mandate, and it's not actually in place, yet. As far as I know.
- w. Kim Starr asked so this is all coming down through the Federal to the States, and then the States are pushing it on the schools and pushing it on everybody?
- x. Mayor Holbrook stated and this is, right, the Governor, the President. And there are people that believe in some of what they're doing. There's some that do not. I mean, I feel for, where, I think I believe a little bit I understand where you're at. I do not believe in forced vaccination myself. I do not. I think it is a personal choice. I think it is a personal choice for parents. But as sitting here as a Councilmember, as the mayor, and that, we do not have the authority to enforce any of that, anyway, for anything on vaccines. It's not even there. So, to me this is a little bit of a moot point. Now if the Governor somehow comes and says, and puts something on us where we have to say, hey, all the city employees have to be vaccinated or something, then this comes into a little bit of play. But it's not, this hasn't happened.
- y. Kim Starr stated well, actually, for enforcing the vaccines, yes. Biden's already signed the executive order, didn't he, with the FDA, with the Federal employees?
- z. Councilperson Kinney stated we don't have over a hundred employees, so it does not pertain to us.
- aa. Kim Starr stated no, please, listen. My son is an air traffic controller. He is being told that if he doesn't take the vaccine, he loses his job.
- bb. Vice Mayor Litchfield stated yeah, but he's a federal employee.
- cc. Kim Starr stated correct.
- dd. Vice Mayor Litchfield stated it doesn't affect the local governments.
- ee. Kim Starr stated I'm not talking about that. I'm talking about on the federal level this is happening.
- ff. Councilperson Kinney stated this agenda item is for the City of Carlin.
- gg. Councilperson Griswold stated we have no control over them, absolutely none.
- hh. Mayor Holbrook agreed that we have no control.
- ii. Kim Starr asked so is it possible for you guys to send a letter to the NIAA asking them to stop this whole vaccine push on the children, considering where we're at?
- jj. Councilperson Kinney stated I mean, I don't know, I don't see any vaccine push. There's

- nothing that has been mandated by the State that children have to take vaccines as of now.
- kk. Mayor Holbrook stated and there again, that's not the City, this is not the City Council's place to be sending something to the NIAA that is the parents of the kids that are in school. It is their place to do it. I personally have a kid in school, right? I'm getting really close to having to deal with this. And if it does come to that, I have a choice to either comply with that, if it comes through, which it's not. I mean, we're still talking about something that hasn't happened. Or, I can pull him out of school and do homeschooling and some of these other things. But that is going to be a parental choice of what they do with their kids and whether they have it. That is not a City of Carlin choice of what's going on.
- ll. Kim Starr stated I understand that. But how about as human beings?
- mm. Mayor Holbrook stated I would hope that, and there are a lot of people as human beings, but they're on both sides of this argument. I think everybody in this room probably discusses what's going on in this world all the time with all this, but what I'm saying is it's not a Council decision.
- nn. Kim Starr asked so there's nothing as a City that you can do to say, hey, this is bulls**, stop? We are a year and a half, and nine and a half million adverse events on the vaccine into this. Two weeks to flatten the curve and it's just a mask. This is never going to end unless all of us say so.
- oo. Councilperson Griswold stated and actually, you're asking us to do something that's out of our purview. If we do, we've been asked before to write a letter of support for or against something, but that's always generated from Elko County because we are part of the County. If you give Carlin, the size that we are, we are like a miniscule drop in the bucket. It would do no good, if you think of everybody, and especially if you think of the State itself, if we want to go against something that our Governor puts into effect, you will find Counties, and they've done this before, you'll find Counties that say we don't want to do this, and they'll ask for the various towns within the County to support them. And then we have the option of saying yes, we support what you're going to do or not, we don't. And that's where this would come in. But as an individual town, it wouldn't begin to make a dent.
- pp. Kim Starr stated okay. So just a personal question, why do you have masks on then?
- qq. Mayor Holbrook repeated why?
- rr. Kim Starr asked why?
- ss. Mayor Holbrook stated because that is what I felt like wearing today.
- tt. Kim Starr asked why?
- uu. Vice Mayor Litchfield stated that is what the Governor has asked us to do. I am an elected official for that, and in my opinion, if I don't wear a mask when I'm doing something, I'm telling everyone else out there, you don't have to wear a mask. If my actions cause the death of one person, not only would I feel terrible, but I'm also liable, because I'm not following a certain criterion.
- vv. Kim Starr stated you didn't read any of this, then, if you don't believe there is a problem.
- ww. Vice Mayor Litchfield stated actually, I called CDC, and I found out that all those numbers on there are factual numbers. They're not made-up numbers. They're true numbers. The thing I'm saying, though, is that I have a personal right, whether I wear a mask. I'll tell you right now, when I walk out that door, I take my mask off, and it doesn't go back on until I go into my workplace. And I have to wear it there because they pay me money. Alright? I get paid money here also.

- xx. Kim Starr told him they can't force him.
- yy. Vice Mayor Litchfield stated actually, they can.
- zz. Kim Starr stated actually, they cannot.
- aaa. Vice Mayor Litchfield stated what I'm saying, though, is that my personal opinions and stuff like that, are my personal opinions. I do my research. I do my due diligence to know everything about this, and stuff like that. I would be the last person to tell someone you have to get a vaccination or you can't get a vaccination. People want to call me an anti-vaxxer if I don't have a vaccination. I would venture to say that if I took the poll in this room, I've probably had more vaccinations than maybe with exception of Linda, more than anyone else in the room, because I was in government. Every vaccination I got when I was a kid, I had to receive a second time. I'm not against vaccinations. I want my personal beliefs and my personal reference and my personal thoughts to be mine. Alright? And that's why I do research and stuff like that. So that's my opinion. And there's fear mongering on both sides. There are the people that have gotten the vaccination, oh, if you don't have a vaccination then you're this, that, and this. And then there's the people on the other side of this that don't take a vaccination and say to the vaccination people, well, you're a bunch of lemons.
- bbb. Kim Starr stated right here I have the statistics.
- ccc. Vice Mayor Litchfield stated I realize that. But what I'm saying, though, is that on both sides, they are so against each other.
- ddd. Kim Starr stated okay, I don't want to talk about that. I want to talk about nine and a half million adverse reactions.
- eee. Mayor Holbrook stated and people that are getting the vaccination are making a choice to get the vaccination.
- fff. Kim Starr stated they are not informed. They are not being informed. Nobody has a clue what's in them because I know with emergency use authorization, they do not have to declare what's in them.
- ggg. Mayor Holbrook stated right, and if people aren't informed, that is somewhat on them, Kim. It's not the City Council to inform the people about the vaccinations. And like I said, I do not think that what's going on with the vaccination is anywhere right. I am not for what they're doing. I have my reservations, but it's my own personal thing. As the Mayor of this City, I was elected to represent everybody in this City. There are people here that feel that people should be vaccinated. There are people that aren't. And I am going to try to stay neutral, and I'm going to try to support both sides until something actually comes before this Council that is like, I have to do something that I feel is unethical or unconstitutional. Then I'll stop and say, hey, we got to do something. At this time, the City is not being asked to do anything unethical or unconstitutional, and wearing a mask doesn't make me say that I'm any different than anybody else, and why does it matter if somebody's wearing a mask or not? It shouldn't bother anybody.
- hhh. Kim Starr stated it was a big deal when I didn't wear a mask. I was medically discriminated against all last year. So yeah, it does make a difference.
- iii. Mayor Holbrook stated right, but that's neither here nor there.
- jjj. Kim Starr stated also, so you understand, PCR tests have been recalled, they are under a Class I recall. Idaho has stopped using them, and yet Nevada continues.
- kkk. Mayor Holbrook stated there is an election coming up. It cannot get here soon enough. I hope that people are paying attention and that with people like you that are putting material

out there, you're getting the information out there. I hope the people are getting educated and reading the information. I think people are pretty smart. I think they're going to figure all this out. And eventually we are going to have another election. Things, I think, are going to change. But that is the people's choice to do it, and no matter what, our Governor was elected by the majority of people in this State, and whether we agree with what he's doing, he was elected. And we're going to have a time and a day that we're going to have to go back and redo this, and as much as I grit my teeth and wake up in the morning mad over some of this stuff that he does, until we have that next election, we're going to do something as long as I'm not being required to do anything unethical or unconstitutional.

- lll. Kim Starr stated okay. So, I understand Carlin's on track for two million dollars?
- mmm. Councilperson Kinney asked I'm sorry, how does that pertain to the agenda item that we're discussing?
- nnn. Kim Starr stated it's just part of the conversation, sorry.
- ooo. Mayor Holbrook stated well, we have to stay on the agenda. We are getting off the agenda item.
- ppp. Kim Starr asked oh, you don't want to talk about the two million you're going to get?
- qqq. Councilperson Kinney stated who's going to get what two million?
- rrr. Kim Starr stated at the Elko County Commissioners meeting, they were talking about the distribution of the money that was coming to Carlin.
- sss. Mayor Holbrook stated right, the City has been brought up, it's been discussed on agendas that we are receiving federal funds.
- ttt. Kim Starr stated you don't want to talk about that.
- uuu. Vice Mayor Litchfield stated it doesn't pertain to the vaccination.
- vvv. Kim Starr stated never mind. Thank you. You're not going to do it. You're right. They're adults. They can go do this. Thanks for doing nothing.
- www. Vice Mayor Litchfield stated come on, Linda. You know anything at all?
- xxx. Linda Bingaman, Carlin Volunteer Fire Department Chief, stated nope. I'll keep my opinions to myself.
- yyy. Kim Starr stated well, Linda, you can have all of this, too.
- zzz. Linda Bingaman, Carlin Volunteer Fire Department Chief, stated I understand that, Kim. I understand that. I also see the other side by transporting really, really sick patients.
- aaaa. Kim Starr stated yes, and we are also being denied life-saving medicine, and that's all in here, too.
- bbbb. Linda Bingaman, Carlin Volunteer Fire Department Chief, stated we are also now being denied care and life-saving medicines because the hospitals are so full of patients that they're choosing by your age and your health-risk whether you get care or not. That's wrong.
- cccc. Kim Starr stated well, no kidding. We have a shortage of doctors and nurses because of the forced vaccinations on them. That's been going on all summer.
- dddd. Linda Bingaman, Carlin Volunteer Fire Department Chief, stated it's not necessarily true. I don't want to argue about it.
- eeee. Kim Starr and we have nine million adverse events.
- ffff. Linda Bingaman, Carlin Volunteer Fire Department Chief, stated I encourage you to drill down on what those actual reported adverse effects are and what percentage. It could be anything small or big. They're all in there. Anybody can report, and they can be just something minor. I don't feel good, or I, you know. Some of them are bad, some of them

are good. But that's what, if you look at any other vaccination in that report, whether it be measles/mumps, flu shot, you'll have adverse reactions, too. Some people just do. Just like every medicine we take.

gggg.Mayor Holbrook asked if there was anything else on this agenda item.
hhhh.Kim Starr stated no. Thanks.

❖ **No action taken.**

4. Fire Department Gurney Requisition (For Possible Action):

A) Review, discussion, and possible approval of a requisition request, in the amount of \$19,119.65, from the Fire Department for the purchase of a new power gurney for use in the ambulance service.

- a. Linda Bingaman, Carlin Volunteer Fire Department Chief, stated we had our gurney serviced because we were having some issues, and we have the power load system and the power gurney that we received through POOL/PACT probably 10, maybe 12 years ago. It's been quite a few years ago. And we really need to have it serviced all the time, but we didn't have a service contract because nobody even recommended it at that time. So, we've had it on and off, but it hadn't been serviced for a few years. And so, anyway, we were having some trouble with it not always going up or not going down, or we'd get it down with the patient on it and then we couldn't lift it up, and trouble getting it to work in the system. So, we had it serviced, and they serviced the power load which is the part that's in the ambulance and got that all up and running without a problem. But when they tore our gurney apart, they found wires that are burnt and the connections and stuff were like melting and bubbled up and stuff, and he said, your gurney is not good. And it's a safety hazard. These gurneys really need to be replaced every 7 years, which we had no idea. And so, we asked, okay, what's our options? And we were given three options. Basically, they could rebuild this gurney that we have, except they're having trouble getting parts. They can give us a refurbished gurney that is as an option, or we could get a new one. And of course, they recommended new. You know, they're the only company, basically. The new one, they could take a trade-in for ours for the \$2,500 to drop it down to \$17,000. So then I called her and she gave us the prices, and we went through the process, and when she talked about the refurbished gurney, because I was going to look that direction, she said it's an old gurney that's been turned in, we changed the wheels, we put a new mattress on it, new straps, and we look at it; if anything's broken, we fix it, but other than that we don't do anything with it. And when we do that, we don't ever get the gurneys if it's a power load one, so then you have to buy a separate power load unit to put on that gurney, which brings it up to the \$10,000. So, my recommendation is we either fix the one we have; we know what we've got, why replace it? She said those gurneys are usually 8 or 9 years old. That's what ours is. Maybe 10. You know? So why not either fix ours or get us something new? And so that's what I'm kind of bringing to you guys.
- b. Councilperson Kinney asked so is the \$19,000 for a new? Or is that for the refurbished?
- c. Linda Bingaman, Carlin Volunteer Fire Department Chief, stated that is for a new. That is a new one, and if we trade ours in, we'll get \$2,500 off of that.
- d. Councilperson Kinney asked so are these other things on the quote things that we didn't need? Because I see the quotes at like \$27,000?

- e. Linda Bingaman, Carlin Volunteer Fire Department Chief, stated if you look at it, it has a refurbished and a new quote.
- f. Councilperson Kinney stated oh, so it has everything on it.
- g. Madison Mahon, Carlin City Manager, stated so the first three-line items, on the equipment products are the refurb price, all of those together, and then the \$19,000 is the new.
- h. Linda Bingaman, Carlin Volunteer Fire Department Chief, stated right. So, she just put it all on one quote, which made it confusing. I know when I first looked at it, I went whoa!
- i. Councilperson Kinney stated this is more like \$10,000 for the refurbished, then.
- j. Councilperson Griswold stated and \$17,000 on the new. Do they give any kind of warranties on the refurbished?
- k. Councilperson Kinney stated it has a two-year warranty, bumper to bumper, and a three-year warranty on the power train.
- l. Madison Mahon, Carlin City Manager, stated that's for a new one. It says the CPO cot has a one-year warranty.
- m. Councilperson Kinney asked it's \$1,200 a year for the warranty, right?
- n. Linda Bingaman, Carlin Volunteer Fire Department Chief, stated if we buy the warranty package, it's \$1,200, which I would recommend that we do, because then we can get it serviced every single year, and that covers all of it and any parts.
- o. Councilperson Kinney stated it prevents this from happening again, hopefully.
- p. Linda Bingaman, Carlin Volunteer Fire Department Chief, stated right.
- q. Councilperson Kinney asked we can get the contract on this.
- r. Linda Bingaman, Carlin Volunteer Fire Department Chief, stated I did not ask if we could get it on a refurbished.
- s. Councilperson Kinney asked you didn't ask?
- t. Linda Bingaman, Carlin Volunteer Fire Department Chief, stated I did not ask that question. I probably should have but I didn't think about it at the time.
- u. Councilperson Griswold stated about the refurbished, Linda. How old are the gurneys that they refurbish? Are you still looking at an 8-year-old gurney?
- v. Linda Bingaman, Carlin Volunteer Fire Department Chief, stated yeah, well, they said the refurbished would probably be 8 or 9 years old. So, yeah, it's like I don't see that's a value to us, especially when she said they didn't fix anything unless it was broken.
- w. Councilperson Kinney stated yeah, they don't tear it apart like they did yours. There could be something wrong with the wiring.
- x. Mayor Holbrook asked so I guess my question would be is, could we fix this one? Put the, what is it, \$3,000 to \$4,000 dollars in, get it fixed, and budget for a new one next year? And then, if we fix this one, and got it working, would it be worth our time to have a backup that's working? I guess, is it worth fixing up? Because it seems to me like a refurbished is quite a bit essentially, fix it, we're sort of refurbishing ours, and then we have one as an extra.
- y. Linda Bingaman, Carlin Volunteer Fire Department Chief, stated in all actuality, if we did that, we would use it on our backup ambulance. We don't have the load system in our backup ambulance, but we have a manual gurney, we have to pick it up to put in. So that would give us a power one that we could at least put it in the ambulance and pull the legs up, power, and roll it in. So that would give us a second one for our backup ambulance.
- z. Mayor Holbrook stated because I'm not usually in favor of a refurbished, but I also don't want to do a \$20,000 in the middle of our budget year if we can redo this one, and then I

- personally would be leaning towards budgeting next year and get a new one and do that, if you think that would get us a backup that would be useful and helpful for you guys.
- aa. Linda Bingaman, Carlin Volunteer Fire Department Chief, stated yeah. I think it would be. I mean, it would give us something that we could use in the other ambulance, that would be nice. Our manual one's harder to use and more difficult and more weight for us to carry and stuff, you know, to put in. The only thing, my only concern is, hopefully we can get the parts to get it fixed, and he said he had ordered parts, a kit, probably three or four weeks before he serviced this, and it still wasn't in. But if we could do that, if we could then maybe get something in the next year or two, a new one, that'd give us two powers.
 - bb. Vice Mayor Litchfield stated Mayor, I was thinking along the same lines except for a little bit different. Purchase a new one, have the old one, because you said the parts are not available sometimes, and you know, getting all the parts together and stuff like that. How long would it take to get a new one here?
 - cc. Linda Bingaman, Carlin Volunteer Fire Department Chief, stated about three weeks.
 - dd. Vice Mayor Litchfield stated that would be my option, to go with a brand new one, save our old one, and then refurbish the old one. After parts come in, get it refurbished then, once we get all the parts in. And that way you have a working gurney then.
 - ee. Councilperson Kinney stated with the way things are going right now on supplies for anything, I can imagine it would be very hard if not maybe completely impossible to get all the parts that they need.
 - ff. Linda Bingaman, Carlin Volunteer Fire Department Chief, stated that's what he said. Actually, our gurney, they don't make that hardwiring harness and all of that stuff in there anymore. So, it's going to be, they have to build one kind of thing, a kit, because it was one of the first ones that came out, and they don't build that type anymore, because they had problems with it, which now we are finding.
 - gg. Councilperson Kinney stated as far as budget-wise, where would this come out of? Like how would that work?
 - hh. Madison Mahon, Carlin City Manager, stated capital outlay. Because of the FEMA grant, we did budget for the SUBA bottles. We tried, was it \$30,000? We pulled it out while we were talking about it in my office. So, this expense would essentially take over into that budgeted expense that the FEMA grant will now cover.
 - ii. Mayor Holbrook asked but if we held off on buying a new one, is there any possibility of getting grants or something for a new one, if we budgeted and had time to look?
 - jj. Linda Bingaman, Carlin Volunteer Fire Department Chief, stated I know POOL and PACT used to do them, but then they started doing all the target solution stuff and they quit doing them. I don't know if they have anything in their future that they're going to do that again. Because they found them a tool, they bought them for a lot of places because they save backs; they save back injuries, you know, because you're not actually doing so much manual lifting. But I know that the FEMA grant has them in there. I have tried before and have not been successful, you know, so that's a hit and miss. That's the only thing grant-wise.
 - kk. Mayor Holbrook stated the thing is if we just buy it, then we do not have the option to look for stuff and do stuff where, so I guess on that is, if I was to go for doing the new and fixing the old one, I guess I would want to sort of have the caveat, from my opinion is, if you could look into that, with the fact that if you think there's some grants maybe available, if you can get that one fixed and hold it off and do it, I think that would be there. But then if

it doesn't look like anything's there, then if the Council approves to get a new, you got to get approval.

- ll. Linda Bingaman, Carlin Volunteer Fire Department Chief, stated I know I kind of did ask the gal if there was anything out there from Stryker, if she'd heard of anything that was going on, and her big thing was most of them were using CARES money because it qualified in the CARES money. So other than that, she didn't have any other ideas. I did ask that. And those are the only other places that I know of, but you know, we can always look.
- mm. Councilperson Griswold stated, but in the meantime, while you're looking, you basically don't have a gurney.
- nn. Linda Bingaman, Carlin Volunteer Fire Department Chief, stated well, we have it, but they recommended we're not using it, but obviously we're still using it because that's what we have.
- oo. Councilperson Kinney stated oh, you're using the power one.
- pp. Linda Bingaman, Carlin Volunteer Fire Department Chief, stated yeah, we cannot, we have our old manual one, but you cannot use the manual on the power unit. You have to use this one. We don't have a choice. Unless we take that whole unit out which we don't want to do. Trust me, we're using it a lot. Your crew is tired. We are running so hard.
- qq. Mayor Holbrook stated make sure you pass along that I am personally aware of how much work you guys are doing. Thank you very much.
- rr. Linda Bingaman, Carlin Volunteer Fire Department Chief, stated thank you. I don't mean to be whiney, but we're tired.
- ss. Mayor Holbrook stated no, I know, I've been hearing that ambulance way too much.
- tt. Linda Bingaman, Carlin Volunteer Fire Department Chief, stated yeah, I think we had eight calls on Sunday.

- ❖ **Councilperson Griswold moved to approve the requisition request, in the amount of \$19,119.65, for the Fire Department to purchase a new power gurney for use in the ambulance service and also that they purchase the warranty contract at the same time to ensure that the gurney can be inspected and repaired as needed every year, and using the old one to offset the extra \$2,000. No second. Motion died.**
- ❖ **Vice Mayor Litchfield moved to approve the requisition in the amount of \$19,119.65 for the Fire Department for the purchase of a new power gurney for the use in the ambulance service. Councilperson Kinney seconded. Motion passed.**

5. NDOT Chestnut Street Letter of Support (For Possible Action):

- A) Review, discussion, and possible approval of a letter of support to be included on an NDOT Complaint Submission for the completion and ADA compliance of the Chestnut Street Sidewalk Project.
- a. Madison Mahon, Carlin City Manager, stated so it was recommended that I look on NDOT's website, on the ADA website specifically for a complaint form, to submit a complaint based off of our experience with our TAP grants and our safe to school sidewalk project. That was not fully completed, to the entire scope of work we once desired when this project first started. I can make as many changes to this letter as the Council chooses. The actual letter will kind of be split up amongst the complaint form. There are several

questions and prompts I have to answer throughout the complaint, so I tried to hit all the answers in my letter. But just to review, I said that the City was awarded a TAP grant to the safe to school sidewalk project on State Route 221, also known as Chestnut Street. The intent of the grant was to allow for curb, gutter, and sidewalk to be constructed along both sides of SR 221. I make a note that the City of Carlin turned over the grant to NDOT in good faith to allow NDOT to administer and manage the project and funds. The original scope of work was cut by NDOT in the process. So, it's our desire to get that south side of Chestnut Street completed with full curb, gutter, and sidewalk. And I really make the statement that we need SR 221 to be compliant with ADA, so having curb, gutter, and sidewalk to allow children from the eastern side of town to be able to walk clear to the western side of town all on the same side of the street because we know that kids aren't going to want to walk through a crosswalk back through another crosswalk. They're just going to keep on walking through that non-ADA compliant section of SR 221. So, I got some statistics from the last ACS data collected from 2015 to 2019. The City of Carlin has a 17.7% population that is disabled, which is quite high compared to the national average of 12.6%, so I'm going to include that in the complaint. And I made a note of just saying that the citizens and children of Carlin are still at risk when traveling on SR 221. The City of Carlin is requesting NDOT review this project and designate funding to ensure that SR 221 is ADA accessible for children and adults with disabilities. So that is the letter, and I'm happy to make any changes.

- b. Councilperson Griswold referred to noticing the sidewalk where the curb is from Chestnut into Puett. She stated that there isn't a handicap ramp on that one. It's just a regular curb, and I've noticed several people when they're walking, women pushing baby carriages, and we do have some wheelchair people down there. They can't, unless they come up on our driveway, and then up around, they can't get up on that sidewalk, because it's just curb. They can't get themselves up onto it. So, I've noticed once they're on Chestnut, they just keep right on Chestnut and they don't get out of the middle of the road. I mean, they're still on that part of the road that's causing problems.
- c. Madison Mahon, Carlin City Manager, stated and that's good to know, because one of the things I wanted to point out, too, to NDOT were the number of crossings that don't have the textured, yellow, almost like a brail-like surface that'll allow somebody that's visually impaired to know when they're at a crossing. So, changes like that, I'd like them to incorporate if we're able to secure funding. From what I've been told is that the ADA complaint form can turn into priority funding. It can jump ahead of all of the 5-year plan projects that NDOT has laid out for the next 5 years for capital expenses, and ADA, per the State's guidelines, are supposed to be prioritized. So, I'd like our project to be prioritized.
- d. Councilperson Griswold described the ramp access location availability on the sidewalk right now.
- e. Vice Mayor Litchfield stated you know, Madison, I appreciate that you put in here that they have to cross Chestnut twice. That's my main concern. If they were going to put a sidewalk, I would have rather them just put the sidewalk on the south side and get it all the way to the school. But to cross Chestnut twice, it's just insane to me. It's putting our young children at risk, and I'd hate to see the Fire Department run out with the ambulance for a 6-year-old that got hit by a Coach America bus because they weren't paying attention.
- f. Mayor Holbrook stated plus, we do have people in wheelchairs that are trying to go up and

down this, and navigate this town, and it definitely could be better for them. So, yes, I am very much in support of this letter.

g. Councilperson Kinney stated I think it looks great.

❖ **Vice Mayor Litchfield made a motion to approve the letter of support to be included on an NDOT Complaint Submission for the completion and ADA compliance of the Chestnut Street Sidewalk Project. Councilperson Griswold seconded. Motion passed.**

6. Municipal Court Retirement Letter (For Possible Action):

A) Review, discussion, and possible acceptance of the retirement letter from Carlin Municipal Judge Teri Feasel.

- a. Madison Mahon, Carlin City Manager, stated unfortunately, I don't think we have Judge Feasel tonight, but she did submit a letter to me earlier this month, a notice of retirement, and so I wanted to submit this to the Council and also explain how our next steps are going to unfold. So, the Justice of the Peace for Elko County is the defacto Municipal Court Judge for the City of Carlin, per our charter, so the City reserves the right to find another Municipal Judge should we disagree with the County's decision for the Justice of the Peace. But historically, Carlin always adopts the Municipal Court Judge as the defacto from the Justice of Peace. So, when Teri does retire, her last day is effective January 3, 2022. Elko County has already started the process to accept letters of interest, and so I'll be working with the County and we'll go through the interview process, and as we get closer to the date, this will be brought back before the Council to potentially look at candidates or approve the County's decision.
- b. Mayor Holbrook asked so do you know how long this, the letters, or how long this is open, essentially?
- c. Madison Mahon, Carlin City Manager, stated I'll look into it and I can send an email. I don't think the County's released any official information, but I'll look into it.
- d. Vice Mayor Litchfield asked her term is for 6 years, correct?
- e. Madison Mahon, Carlin City Manager, stated I believe so. Is it 6 years, LaDawn?
- f. LaDawn Lawson, Carlin City Clerk, stated yes, it is.
- g. Vice Mayor Litchfield asked and do we know how far into this present term she is?
- h. Mayor Holbrook and LaDawn Lawson, Carlin City Clerk, indicated they thought she has two more years.

❖ **Vice Mayor Litchfield made a motion to accept the retirement letter from the Carlin Municipal Judge Teri Feasel. Councilperson Griswold seconded. Motion passed.**

7. APPROVAL of Expenditures (For Possible Action):

A) Review, discussion, and possible approval of City expenditures for the period of 09/04/2021-09/17/2021, and all related matters. The expenditure list is available for public inspection at City Hall, 151 S 8th Street, Carlin Nevada.

- a. Councilperson Kinney stated I just want to note that the actual report date on the report that

we received was from 09/09/2021 to 09/22/2021, whereas the agenda reads 09/04/2021 to 09/17. Are these actually for 09/04 to 09/17 or are they for 09/09/2021 to 09/22/2021.

- b. LaDawn Lawson, Carlin City Clerk, stated yeah, they are. Because we have to do that because of the dates in our system. We have the Council meeting, which we cut the checks on, but we have to have everything put in a week ahead, almost, for the Council packet. So, the one report is usually on off dates, from a Friday to a Friday, and then actual checks, we cut them, is from the dates behind the Council, the last Council meeting, to the Council meeting that you're in so that it has the Council meeting date on the check.
- c. Madison Mahon, Carlin City Manager, stated and I will note that this Payment Approval Report is due, everybody met Laura. We do have somebody new in our office that's learning how to do payables. The Payment Approval Report you see is just a different type of report that our accounting system spits out than we're used to. Normally it's in a horizontal form. It's the same report. It just breaks it down by, it says GL account, which can make it a little bit easier for the department heads to see their specific spending. So, it's the same exact report, just in a different format.

❖ **Councilperson Kinney moved to approve the City expenditures for the period of 09/04/2021-09/17/2021. Vice Mayor Litchfield seconded. Motion passed.**

8. PUBLIC COMMENTS: (Non-Action Item)

A) Pursuant to NRS 241.020(2)(D)(3) (I & II) this time is devoted to comments by the general public and possible discussion of those comments. No action may be taken upon a matter raised under this item until the matter has been included on a successive agenda pursuant to the required procedures at the discretion of the City in accordance with applicable law and identified as an action item.

❖ **None.**

9. Adjournment (For Possible Action):

❖ **Vice Mayor Litchfield moved to adjourn at 8:03 p.m. Councilperson Kinney seconded. Motion passed. Mayor Holbrook adjourned the meeting.**

Approved:

Attest:



Mayor Dana Holbrook



LaDawn Lawson, Carlin City Clerk