

PUBLIC MEETING NOTICE

The Carlin City Council, City of Carlin, State of Nevada, will conduct a **Regular** meeting on **January 22, 2020**, at the Carlin Municipal Court Meeting Room, 101 South Eighth Street, Carlin, Nevada, 89822, and beginning at **7:00 pm**.

Attached, with this Notice, is the Agenda for the City Council Meeting. We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements are necessary, please notify LaDawn Lawson, City Clerk, in writing at PO Box 787, Carlin, Nevada 89822 or by telephoning 775-754-6354.

In accordance with Federal law and U.S. Department of Agriculture policy, the City of Carlin is prohibited from discriminating on the basis of race, color, national origin, sex, religion, age, disability. To file a complaint of discrimination, write USDA, Director, Office of Civil Rights, 1400 Independence Avenue, S.W. Washington, D.C. 20250-9410 or call (800) 795-3272 (voice) or (202) 720-6382 (TDD).

Notice of the meeting was posted at the following Carlin locations:

- Carlin City Hall – 101 South Eighth Street
- Carlin Senior Citizen Center – 320 Chestnut Street
- Owen's Ace Hardware – 924 Bush Street
- Wells Rural Electric Company – 1322 Chestnut Street
- City of Carlin Website
- Public Works Shop – 810 Oak Street
- State of Nevada Public Notice Website


Madison Mahon, Carlin City Manager

Agenda prepared by City Manager Madison Mahon.

Posted on or before the **16th** day of **January, 2020**.

The City of Carlin is an equal opportunity employer and provider.

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

**January 22, 2020
7:00 pm**

The public may address the Board on agenda items as they are reviewed, at the discretion of the presiding officer or during the time reserved for Comments by the General Public, after being recognized by the presiding officer. The Public and all persons addressing the Board must abide by the requirements of the Carlin Municipal Code 1-6-11, detailed at the Public Comment section of this agenda.

Note: The Mayor or Vice Mayor Reserves the Right to Change the Order of the Agenda. Additionally, the Council may, by majority vote, combine two or more agenda items for consideration or may remove any item from the agenda or delay consideration to a future City Council Agenda.

Call to Order and Roll Call

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.

Municipal Code: 1-6-11: MANNER OF ADDRESSING BOARD; TIME LIMIT:

Each person addressing the board shall first give his name and address for the records, and unless further time is granted by the presiding officer, shall limit his address to five (5) minutes. All remarks shall be addressed to the board as a body and not to any member thereof. No person, other than the mayor, the members of the board and the person having the floor, shall be permitted to enter into any discussion, either directly or through a member of the board, without the permission of the presiding officer. No question shall be asked except through the presiding officer. (Ord. 81, 9-10-1975, eff. 9-17-1975)

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

2. Presentation from Carlin PTSO (Non-Action Item):

- A) Presentation from Carlin PTSO.

3. Special Use Permit Application (For Possible Action):

- A) Review, discussion, and possible approval of a Special Use Permit pursuant to Carlin City Code 3-2-6. The Special Use Permit has been filed by High Plains Services LLC for the use of a temporary office space at 2110 Griffen Street.
- B) Review, discussion, and possible approval of a Special Use Permit pursuant to Carlin City Code 3-2-6. The Special Use Permit has been filed by High Plains Services LLC for an above-ground temporary fuel tank located at 2110 Griffen Street.

4. Resolutions 2019-06, 2019-07, 2019-08, 2019-09, 2019-10 (For Possible Action):

- A) Review, discussion, and possible re-approval of Resolution 2019-06, A Resolution Adopting Additions and Deletions to the Electrical Code Per 2-5-5.
- B) Review, discussion, and possible re-approval of Resolution 2019-07, A Resolution Adopting Additions and Deletions to the International Building Code Per 2-7-2.
- C) Review, discussion, and possible re-approval of Resolution 2019-08, A Resolution Adopting Additions and Deletions to the Plumbing Building Code Per 2-2-3.
- D) Review, discussion, and possible re-approval of Resolution 2019-09, A Resolution Adopting Additions and Deletions to the Residential Building Code Per 2-1-2.
- E) Review, discussion, and possible re-approval of Resolution 2019-10, A Resolution Adopting Additions and Deletions to the Mechanical Code Per 2-9-2.

5. NDF Van Contract (For Possible Action):

- A) Review, discussion, and possible approval of an updated contract with the Nevada Division of Forestry for the use of the NDF van to transport Community Trustees to and from the Carlin Conservation Camp.

6. RV Utility Billing Rates (Non-Action Item):

- A) Discussion regarding the current utility rates for Recreational Vehicle lots in the City of Carlin;
- B) Discussion on a possible maintenance fee for utilities provided to unoccupied properties in the City of Carlin.

7. Collection Service of Nevada Reno Contract (For Possible Action):

- A) Review, discussion, and possible approval of a contract with the Collection Service of Nevada Reno.

8. Proclamation Declaring January 2020 as “National Radon Action Month” (For Possible Action):

- A) Review, discussion, and possible approval to declare January 2020 “National Radon Action Month in Carlin, Nevada.

9. 2020 General Election, Resolution 2020-01, Resolution 2020-02 (For Possible Action):

- A) Review, discussion, and possible approval of the City of Carlin Proclamation of the Carlin City General Election;
- B) Review, discussion, and possible approval of Resolution No. 2020-01 “Resolution that notice of time for candidates to file declaration of candidacy for Carlin City General Election on November 3, 2020, be given by the City Clerk substantially in the manner following: Notice of time for candidates to file declaration of candidacy for Carlin City general election November 3, 2020”;
- C) Review, discussion, and possible approval of Resolution 2020-02, “Resolution that the City Clerk is authorized and instructed to cooperate with the County Clerk of the County of Elko in all matters pertaining to the City of Carlin registration and election, and to have all necessary printing done, publications made, ballots prepared, etc., as shall be proper and lawful under the circumstances”.

10. APPROVAL of Expenditures (For Possible Action):

- A) Review, discussion, and possible approval of City expenditures for the period 01/04/2020-01/17/2020, and all other matters related thereto. The expenditure list is available for public inspection at the Carlin Administration Building, 151 S. 8th Street, Carlin, Nevada.

11. APPROVAL of Minutes (For Possible Action):

- A) Review, discussion, and possible approval of the Carlin City Council Regular Meeting Minutes for December 4, 2019 and all other matters related thereto. Draft minutes are available for public inspection at the Carlin Administration Building, 151 S. 8th Street, Carlin, Nevada.

12. 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.

13. Adjournment (For Possible Action):

Call to Order and Roll Call

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.

2. Presentation from Carlin PTSO (Non-Action Item):

A) Presentation from Carlin PTSO.

3. Special Use Permit Application (For Possible Action):

- A) Review, discussion, and possible approval of a Special Use Permit pursuant to Carlin City Code 3-2-6. The Special Use Permit has been filed by High Plains Services LLC for the use of a temporary office space at 2110 Griffen Street.
- B) Review, discussion, and possible approval of a Special Use Permit pursuant to Carlin City Code 3-2-6. The Special Use Permit has been filed by High Plains Services LLC for an above-ground temporary fuel tank located at 2110 Griffen Street.



MEMORANDUM

TO: CITY COUNCIL
FROM: MADISON MAHON
SUBJECT: SPECIAL USE PERMIT
DATE: 1/14/2020
CC:

Joe Lindsey, Carlin Building Official, has said that the temporary fuel tank is OK and would recommend the issuance of the requested special use permit.

He did note that there is still a required electrical inspection and permit, but both can be completed after the completion of the office trailer set-up and after a special use permit has been issued.



City Council Agenda Request

City of Carlin

PO BOX 787

Carlin, NV 89822

Phone: 775-754-6354 Fax: 775-754-6912

Applicant/Responsible Party: High Plains Services LLC

Address: _____ '8

Email: _____ om Telephone: _____

Date of the Event (If Applicable): _____

Location (If Applicable): _____

Date of desired Council Meeting for consideration: January 8th 2020

(Council meetings are usually held the 2nd and the 4th Wednesdays of the Month, unless otherwise scheduled.)

*Agenda request items **MUST** be submitted **at least a minimum of TWO (2) weeks** prior to the desired Council Meeting and may be placed on a subsequent future meeting agenda.

Agenda Item/Issue/Event: Special use Permits

Please answer the following so that the agenda accurately reflects the issue or concern you are bringing to the City Council:

1. Does your item require Action (vote) by the Council or is it informational only? Vote

2. Do you anticipate any financial or budgetary impact to the City from your agenda item? (If so, please explain and provide documentation of the impact) No

3. Have you addressed your issue operationally through one of the City Departments? If so, have you made contact with the appropriate Department Head or City Manager? No

4. Does your issue require Planning Commission action before going to the City Council? (If unsure, please check with the City Clerk's Office or City Manager) No

5. Have you provided copies of all materials, documents, maps, diagrams, etc. with this item for the Council to consider? (Submit to City Manager to be included in the Council's Agenda Packet) Yes

*Other Comments/Notes regarding this item that might be of assistance to the Council in considering your item: None

Office Use only

Received: This _____ day of _____, 20____. Receiving Officer: _____



CITY OF CARLIN
151 S. 8th Street
PO Box 787
Carlin, Nevada 89822

775-754-6354
775-754-6912 FAX
www.cityofcarlin.com

APPLICATION FOR SPECIAL USE PERMIT

PROPERTY OWNER=S NAME: Kelton Larsen

MAILING ADDRESS: 480 W 3rd N Sugar City, ID 83448

PHYSICAL ADDRESS: 2110 Griffen St. Carlin, NV 89822

TELEPHONE#:(HOME) _____ (BUSINESS) _____ (FAX) _____

1. Application is hereby made for a special use permit for a parcel of land in the City of Carlin more particularly described as follows:

Mobile Office Building

2. General description outlining reason for request: We are requesting a special use permit to have a mobile office building on the property of 2110 Griffen St. Carlin.

3. A \$175.00 fee associated with the special use permit will be paid by the property owner at the time of filing and an additional cost will be billed at the actual cost of mailing after ten (10) mailings.

4. No use permit shall be authorized unless it is determined the proposed use meets the following requirements:

(A) The specific site is an appropriate location for such use:

- (B) Will not be injurious or dangerous to the public health, or hazardous to the public safety, because of undue traffic congestion, danger of fire of other reasons;
- (C) Will not produce noise, vibration, dust, smoke, odor, heat or glare observable at the lot lines in amounts objectionable or detrimental to the normal use of adjacent property: and
- (D) Is located in a neighborhood residence, or rural residence or farming district, or in an Intermediate Residence District, will not be injurious to the character or amenities thereof, because of its design or appearance.

5. This Application will be heard by the Carlin City Council, where, in the opinion of the City Council such authorization or exception is granted, appropriate conditions and safeguards shall be imposed and made part of the permit.

DATED this 20 Day of December, 20 19.



PROPERTY OWNER SIGNATURE

ATTEST:

CITY CLERK OR ASSISTANT CITY CLERK

FEE PAID: _____



CITY OF CARLIN
151 S. 8th Street
PO Box 787
Carlin, Nevada 89822

775-754-6354
775-754-6912 FAX
www.cityofcarlin.com

APPLICATION FOR SPECIAL USE PERMIT

PROPERTY OWNER=S NAME: Kelton Larsen

MAILING ADDRESS: 480 W 3rd N Sugar City, ID 83448

PHYSICAL ADDRESS: 2110 Griffin St. Carlin, NV 89822

TELEPHONE#:(HOME) _____ BUSINESS) _____ (FAX _____

1. Application is hereby made for a special use permit for a parcel of land in the City of Carlin more particularly described as follows:

A Temporary Fuel Tank

2. General description outlining reason for request: We are requesting a
special use permit to have a above ground temporary fuel tank.
The fuel tank would be for private use only.

3. A \$175.00 fee associated with the special use permit will be paid by the property owner at the time of filing and an additional cost will be billed at the actual cost of mailing after ten (10) mailings.

4. No use permit shall be authorized unless it is determined the proposed use meets the following requirements:

(A) The specific site is an appropriate location for such use:

- (B) Will not be injurious or dangerous to the public health, or hazardous to the public safety, because of undue traffic congestion, danger of fire or other reasons;
 - (C) Will not produce noise, vibration, dust, smoke, odor, heat or glare observable at the lot lines in amounts objectionable or detrimental to the normal use of adjacent property: and
 - (D) Is located in a neighborhood residence, or rural residence or farming district, or in an Intermediate Residence District, will not be injurious to the character or amenities thereof, because of its design or appearance.
5. This Application will be heard by the Carlin City Council, where, in the opinion of the City Council such authorization or exception is granted, appropriate conditions and safeguards shall be imposed and made part of the permit.

DATED this 20 Day of December, 20 19.



PROPERTY OWNER SIGNATURE

ATTEST:

CITY CLERK OR ASSISTANT CITY CLERK

FEE PAID: _____

4. Resolutions 2019-06, 2019-07, 2019-08, 2019-09, 2019-10 (For Possible Action):

- A) Review, discussion, and possible re-approval of Resolution 2019-06, A Resolution Adopting Additions and Deletions to the Electrical Code Per 2-5-5.
- B) Review, discussion, and possible re-approval of Resolution 2019-07, A Resolution Adopting Additions and Deletions to the International Building Code Per 2-7-2.
- C) Review, discussion, and possible re-approval of Resolution 2019-08, A Resolution Adopting Additions and Deletions to the Plumbing Building Code Per 2-2-3.
- D) Review, discussion, and possible re-approval of Resolution 2019-09, A Resolution Adopting Additions and Deletions to the Residential Building Code Per 2-1-2.
- E) Review, discussion, and possible re-approval of Resolution 2019-10, A Resolution Adopting Additions and Deletions to the Mechanical Code Per 2-9-2.

Resolutions to the Building, International Building, Electrical, Plumbing, and Mechanical Code (For Possible Action):

- A) Review, discussion, and possible approval of Resolution 2019-06, A Resolution Adopting Additions and Deletions to the Electrical Code Per 2-5-5.
- B) Review, discussion, and possible approval of Resolution 2019-07, A Resolution Adopting Additions and Deletions to the International Building Code Per 2-7-2.
- C) Review, discussion, and possible approval of Resolution 2019-08, A Resolution Adopting Additions and Deletions to the Plumbing Building Code Per 2-2-3.
- D) Review, discussion, and possible approval of Resolution 2019-09, A Resolution Adopting Additions and Deletions to the Residential Building Code Per 2-1-2.
- E) Review, discussion, and possible approval of Resolution 2019-10, A Resolution Adopting Additions and Deletions to the Mechanical Code Per 2-9-2.

Note:

These resolutions were previously approved by City Council at the October 23, 2019 meeting. The 1st reading of Ordinance 248 (International Building Code Adoption) took place on October 23, 2019, but the 2nd reading and adoption did not take place until November 13, 2019. Because each of these resolutions reference back to Ordinance 248, they should have been approved AFTER the adoption of Ord. 248, not before. I apologize for the mistake.

The resolutions are in the same form as the October 23, 2019 meeting, and no changes have been made.

**CITY OF CARLIN
RESOLUTION NO. 2019 - 06**

**A RESOLUTION ADOPTING ADDITIONS AND DELETIONS TO THE
ELECTRICAL CODE PER 2-5-5**

Upon introduction and motion by _____ and seconded by _____, the following Resolution and Order was passed and adopted:

WHEREAS, on November 13, 2019, the Carlin City Council unanimously passed, adopted and approved Ordinance No. 248; and

WHEREAS, pursuant to said Ordinance, the City may adopt, add, or delete additions or deletions thereto by Resolution; and

WHEREAS, the City desires to adopt amendments to the code by adopting the following additions and deletions to the national electrical code; and

WHEREAS, the following plain language shall be an addition, and the language stricken through shall be deleted therefrom.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CARLIN CITY COUNCIL that the following be adopted pursuant to 2-5-5:

Amendments to the 2017 Edition of the National Electrical Code

Article 212.12(D) Arc-fault Circuit-Interrupter Protection

~~**Arc-fault Receptacles**—Delete (D) Branch Circuit Extension or Modifications—
Dwelling Units.~~

~~In any of the areas specified in 210.12(A) or (B), where branch-circuit wiring is modified, replaced, or extended, the branch circuit shall be protected by one of the following:~~

210.52 (A)(2) Wall Spacing

Amend Section 210.52(A)(2) of Section **210.52(A) General provisions** to read as follows:

210.52 (A)(2) Wall Spacing. As used in this section, a wall space shall include any of the following:

Article 210.52(A)(2) Wall Spacing

Add the following exceptions:

Exception No. 1: The space behind operable doors

Exception No. 2: Vestibules, hallways, and similar areas less than 5 ft wide in bedrooms.

225.32 Locations

Amend Section 225.32 to read as follows:

225.32 Location. The disconnecting means shall be installed ~~either inside or attached to the~~ outside of the building or structure served or where the conductors pass through the building or structure. The disconnecting means shall be at a readily accessible location nearest the point of entrance of the conductors. For the purposes of this section the requirements in 203.6 shall be utilized.

Exceptions

Add Exception 5 to read as follows:

5. The disconnecting means shall be located independent of the building or structure served, in direct line of sight, but not to exceed thirty feet (30').

230.70(A)(1) Readily Accessible Location

Amend Section 230.70(A)(1) of Section **230.70 General** to read as follows:

230.70(A)(1) Readily Accessible Location. The service disconnecting means shall be installed at a readily accessible location ~~either outside of a building or structure or inside~~ nearest the point of entrance of the service conductors.
The disconnecting means may be located independent of the building or structure served. In direct line of sight, but not to exceed thirty (30) feet.

Exception: ~~The service disconnecting means may be installed within a building when an external remote shunt trip switch is provided. All shunt trip switches shall be located at seven feet (7') above finish grade at a location approved by the fire department. All shunt trip switches shall be located within twelve inches (12") equilateral triangle, red in color.~~

240.51(B) Replacement Only

Amend Section 240.51(B) to read as follows:

Plug fuses of the Edison-based shall be used only for replacement in existing installations where there is no evidence of overfusing or tampering. In any existing building where alterations or additions are made to any of the premises wiring, all fuses holders shall be made to comply with Article 240.54.

250.118(4) Types of Equipment Grounding Conductors

Amend Section 250.118(4) of Section 250.118 Types of Equipment Grounding Conductors to read as follows:

250.118 Types of Equipment Grounding Conductors

(4) Electrical metallic tubing with the exception of where the metallic raceway is subject to either damage or likely to be disturbed in the future under normal operating conditions, this determination shall be made by the Authority Having Jurisdiction.

FPN: An example of “subject to damage” is a surface installed conduit running along a traffic path. An example of “likely to be disturbed” is a surface installed conduit running across a rooftop, where future re-roofing operations will require the conduit to be shifted, damaged, removed or relocated.

250.120 Equipment Grounding Conductor Installation

Amend Section 250.120 to read as follows:

250.120 Equipment Grounding Conductor Installation. ~~An equipment grounding conductor shall be installed in accordance with 250.120(A), (B), and (C).~~ All raceways installed on roofs shall contain an equipment grounding conductor sized per table 250.122 installed with the circuit conductors.

Exception: Low voltage, communication and similar type systems unless required elsewhere in the Code.

358.12 Uses Not Permitted

Amend Section 358.12 to read as follows:

358.12 Uses Not Permitted. EMT shall not be used under the following conditions:

1. Where subject to severe physical damage.
2. For the support of luminaires or other equipment except conduit bodies no larger than the largest trade size of the tubing.
3. In direct contact with earth.

700.10(D) Fire Protection

Amend Section 700.10(D) of Section **700.10 Wiring, Emergency Systems** to read as follows:

700.10(D) Fire Protection. Emergency systems shall meet the additional requirements in

(D)(1) through (D)(3) in the following occupancies:

1. Assembly occupancies for not less than 1000 persons.
2. Buildings above ~~(75-ft)~~ 55 ft in height.

3. Health care occupancies where persons are not capable of self-preservation.
4. Educational occupancies with more than 300 occupants.

700.12 General Requirements

Amend Section 700.12 to read as follows:

700.12 General Requirements. Current supply shall be such that, in the event of failure of the normal supply to, or within, the building or group of buildings concerned, emergency lighting, emergency power, or both shall be available within the time required for the application but not to exceed 10 seconds. The supply system for emergency purposes, in addition to the normal services to the building and meeting the general requirements of this section, shall be one or more of the types of systems described in 700.12 (A) through (E). Unit equipment in accordance with 700.12(F) shall satisfy the applicable requirements of this article.

In selecting an emergency source of power, consideration shall be given to the occupancy and the type of service to be rendered, whether of minimum duration, as for evacuation of a theater, or longer duration, as for supplying emergency power and lighting due to an indefinite period of current failure from trouble either inside or outside the building.

Equipment shall be designed and located so as to minimize the hazards that might cause complete failure due to flooding, fires, icing, and vandalism.

Equipment for sources of power as described in 700.12(A) through (E) shall be installed either in spaces fully protected by approved automatic fire suppression systems (sprinklers, carbon dioxide systems, and so forth) or in spaces with a ~~1-hour~~ 2-hour fire rating where located within the following:

1. Assembly occupancies for more than 1000 persons.
2. Buildings above ~~(75-ft)~~ 55 ft in height with any of the following occupancy classes-assembly, educational, residential, detention and correctional, business, and mercantile.
3. Health care occupancies where persons are not capable of self-preservation.
4. Educational occupancies with more than 300 occupants.

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PASSED AND ADOPTED this, 2019.

CITY OF CARLIN

By: _____
DANA HOLBROOK, MAYOR

ATTEST:

LADAWN LAWSON, CITY CLERK

VOTE:

AYES: _____
NAYES: _____
ABSENT: _____

**CITY OF CARLIN
RESOLUTION NO. 2019 - 07**

**A RESOLUTION ADOPTING ADDITIONS AND DELETIONS TO THE
INTERNATIONAL BUILDING CODE PER 2-7-2**

Upon introduction and motion by _____ and seconded by _____, the following Resolution and Order was passed and adopted:

WHEREAS, on November 13, 2019, the Carlin City Council unanimously passed, adopted and approved Ordinance No. 248; and

WHEREAS, pursuant to said Ordinance, the City may adopt, add, or delete additions or deletions thereto by Resolution; and

WHEREAS, the City desires to adopt amendments to the code by adopting the following additions and deletions to the international building code; and

WHEREAS, the following plain language shall be an addition, and the language stricken through shall be deleted therefrom.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CARLIN CITY COUNCIL that the following be adopted pursuant to 2-7-2:

Amendments to the 2018 Edition of the International Building Code

Section 105 Permits

Amend Section 105.1 to read as follows, add Section 105.1 (A):

Section 105.1 (A): Commercial/Industrial permits

Any owner or owner's authorized agent who intends to construct, enlarge, alter, repair, move, demolish or change the occupancy of a building or structure, or to erect, install, enlarge, alter, repair, remove, convert or replace any electrical, gas, mechanical or plumbing system, the installation of which is regulated by this code, or to cause any such work to be performed, shall utilize Nevada contractors holding a valid license classified for the designated project as described in NAC 624.

Section 105.2 Work exempt from permit.

Amended sections 105.2 (1), (2), (4), (10) to read as follows:

Section 105.2 Work Exempt from Permit

1. One-story detached accessory structures used as tool and storage sheds, playhouses and similar uses, provided the floor area is not greater than 120 square feet. All accessory buildings must be anchored.

2. Fences not over 7 6 feet high.
4. ~~Retaining walls that are not over 4 feet in height measured from the bottom of the footing to the top of the wall, unless supporting a surcharge or impounding Class I, II or IIIA liquids.~~
10. Shade cloth structures constructed for nursery storage (nonhazardous materials) or agricultural purposes and not including service systems provided the roof area does not exceed 250 square feet. Permits for temporary shade cloth structures shall be determined by the Building Official and the International Fire Code.

Section 107 Submittal Documents

Amend section 107 to read as follows add Section 107.2.1.1:

Section 107.2.1.1

- (a) When submittal documents are required by Section 107, a plan review fee shall be paid at the time of submitting the documents for plan review. Said plan review fees shall be 65 percent (65%) of the building permit fee as shown in Table 1-A of the 1997 Uniform Building Code. The plan review fees specified in this section are separate fees from the permit fees specified in Section 109 and are in addition to the permit fees. New construction fees shall be based on Table 1, Square Foot Construction Costs of the 2003 IBC.
When submittal documents are incomplete or changed so as to require additional plan review or when the project involves deferred submittal items as defined in Section 107.3.4.1, an additional plan review fee shall be charged at the rate defined in this Ordinance.
Expiration of Plan Review – Applications for which no permit is issued within 180 days following the date of application shall expire by limitation, and plans and other data submitted for review may thereafter be returned to the applicant or destroyed by the building official. The building official may extend the time for action by the applicant for a period not exceeding 180 days on request by the applicant showing that the circumstances beyond the control of the applicant have prevented action from being taken. No application shall be extended more than once. In order to renew action on an application after expiration, the applicant shall resubmit plans and pay a new plan review fee.
- (b) Additional plan review required by changes, additions or revisions to approved plans, \$50.00 per hour, minimum fee-one-half hour.

Section 109.4 Work commencing before permit issuance.

Amend Section 109.4 to read as follows:

Section 109.4 Work commencing before permit issuance: Any person who commences any work on a building, structure, electrical, gas, mechanical or plumbing system before obtaining the necessary permits shall be subject to a fee established by the building official. When any work has been found to be performed without necessary permits, a special investigation shall be made before a permit may be issued for such work. An investigation fee, in addition to the permit fee, shall be

collected whether or not a permit is then or subsequently issued. The investigative fee shall be equal to the amount of the permit fee required by this code. The payment of such investigation fee shall not exempt any person from compliance with all other provisions of this code nor from any penalty prescribed by laws.

The ~~building official~~ Public Works Director may, at the recommendation of the building official, authorize refunding of not more than eighty percent (80%) of the permit fee paid when no work has been done under a permit issued in accordance with this code nor from any penalty prescribed by laws. Fees paid for plan reviews are not refundable once the plan review has been completed. The building official shall not recommend refunding of any fee paid except on written application filed by the original permittee not later than 180 days after the date of fee payment but prior to expiration of the issued permit.

Permit renewal fees – Renewal permits are required when a permit has been expired. The applicant may be required to submit new plans for review if new codes have been adopted. At the time of request for renewal, a plan review fee will be assessed. If the applicant applies for a renewal permit within 6 months of the expiration of the previous permit for the same project, the building permit fee will be 50% of the current permit fee schedule. Fees for plumbing, electrical and mechanical shall also be 50% of the current permit fee schedule.

Section 202 Definitions

Amend Section 202 to read as follows:

HIGH-RISE BUILDING. A building with an occupied floor located more than ~~75~~ 55 feet(~~22-860~~ 16,764 mm) above the lowest level of fire department vehicle access.

International Electrical Code. The Electrical Code, National Electrical Code as amended and adopted by the local jurisdiction.

International Mechanical Code. The Mechanical Code, Uniform Mechanical Code as amended and adopted by the local jurisdiction.

International Plumbing Code. The Plumbing Code, Uniform Plumbing Code as amended and adopted by the local jurisdiction.

International Fuel Gas Code. The Fuel Gas Code, whether NFPA 54 or the International Fuel Gas Code, as amended and adopted by the local jurisdiction.

Surcharge. A vertical load imposed on the retained soil that may impose a lateral force in addition to the lateral earth pressure of the retained soil. Examples include:

*Sloped retained soil.

*Structure footings supported by the retained soil.

*Adjacent vehicle loads supported by the retained soil.

Section 305.2 Group E, Day Care Facilities

Amend section 305.2 to read as follows:

305.2 Group E, day care facilities. This group includes buildings and structures or portions thereof occupied by more than ~~five~~ six children older than 2 ½ years of age who receive educational supervision or personal care service for fewer than 24 hours a day.

305.2.1 Within places of religious worship. Rooms and spaces within places of religious worship providing such day care during religious functions shall be classified as part of the primary occupancy.

305.2.2 ~~Five~~ Six or fewer children. A facility having six or fewer children receiving such day care shall be classified as part of the primary occupancy.

305.2.3 ~~Five~~ Six or fewer children in a dwelling unit. A facility such as the above within a dwelling unit and having ~~five~~ six or fewer children receiving such day care shall be classified as a Group R-3 occupancy or shall comply with the International Residential Code.

Section 308.2 Institutional Group I-1

Amend Section 308.2 to read as follows:

308.2 Institutional Group I-1. Institutional Group I-1 occupancy shall include buildings, structures or portions thereof for more than 16 persons, excluding staff, who reside on a 24-hour basis in a supervised environment and receive custodial care. Buildings of Group I-1 shall be classified as one of the occupancy conditions specified in Section 308.2.1 or 308.2.2. This group shall include, but not be limited to the following:

- Alcohol and drug centers
- Assisted living facilities
- Congregate care facilities
- Group homes
- Halfway houses
- Residential board and care facilities
- Social rehabilitation facilities

308.2.1 Condition 1. This occupancy condition shall include buildings in which all persons receiving custodial care who, without any assistance, are capable of responding to an emergency situation to complete building evacuation.

308.2.2 Condition 2. This occupancy condition shall include buildings in which there are any persons receiving custodial care who require limited verbal or physical assistance while responding to an emergency situation to complete building evacuation.

308.2.3 Six to 16 persons receiving custodial care. A facility housing not fewer than six and not more than 16 persons receiving custodial care shall be classified as Group R-4.

308.2.4 Five or fewer persons receiving custodial care. A facility with five or fewer persons receiving custodial care shall be classified as Group R-3 or shall comply with the International Residential Code provided an automatic sprinkler system is installed in accordance with Section 903.3.1.3 or Section P2904 of the International Residential Code.

308.2.5 Board of Health. All portions of a care facility which houses patients or residents which is classified by the State Board of Health s "Category 2", and which has an occupant load of more than 10 residents, is classified as an "I-1" occupancy classification.

Section 308.5 Institutional Group I-4, day care facilities. Institutional Group I-4 occupancy shall include buildings and structures occupied by more than five six persons of any age who receive custodial care for fewer than 24 hours per day by persons other than parents or guardians, relatives by blood, marriage or adoption, and in a place other than the home of the person cared for. This group shall include, but not be limited to the following:

Adult day care

Child day care

308.5.1 Classification as Group E. A child day care facility that provides care for more than ~~five~~ six but not more than 100 children 2 ½ years or less of age, where the rooms in which the children are cared for are located on a level of exit discharge serving such rooms and each of these child care rooms has an exit door directly to the exterior, shall be classified as Group E.

308.5.2 Within a place of religious worship. Rooms and spaces within places of religious worship providing such care during religious functions shall be classified as part of the primary occupancy.

308.5.3 ~~Five~~ Six or fewer persons receiving care. A facility having ~~five~~ six or fewer persons receiving custodial care shall be classified as part of the primary occupancy.

308.5.4 ~~Five~~ six or fewer persons receiving care in a dwelling unit. A facility such as the above within a dwelling unit and having ~~five~~ six or fewer persons receiving custodial care shall be classified as a Group R-3 occupancy or shall comply with the International Residential Code.

Section 310.2 Residential Group R-1

Amend Section 310.2 to read as follows:

310.2 Residential Group R-1. Residential Group R-1 occupancies containing sleeping units where the occupants are primarily transient in nature, including:

Boarding houses (transient) with more than 10 occupants

Brothels

Congregate living facilities (transient) with more than 10 occupants

Hotels (transient)

Motels (transient)

Section 311.2 Moderate-hazard storage, Group S-1

Amend Section 311.2 to read as follows:

Aerosol products, Levels 2 and 3

Aircraft hangar (storage and repair)

Bags: cloth, burlap and paper

Bamboos and rattan

Baskets

Belting: canvas and leather

Books and paper in rolls or packs

Boots and shoes

Buttons, including cloth covered, pearl or bone

Cardboard and cardboard boxes

Clothing, woolen wearing apparel

Cordage

~~Dry boat storage (indoor)~~

Furniture

Furs

Glues, mucilage, pastes and size

Grains

Horns and combs, other than celluloid

Leather

Linoleum

Lumber

Motor vehicle repair garages complying with the maximum allowable quantities of hazardous materials listed in Table 307.1(1) (see Section 406.8)

Photo engravings

Resilient flooring

Self-serve storage (mini storage)

Silks

Soaps

Sugar

Tires, bulk, storage of

Tobacco, cigars, cigarettes and snuff

Upholstery and mattresses

Wax candles

Section 403.5.4 Smokeproof enclosures

Every required exit stairway serving floors more than ~~75~~ 55 feet above the lowest level of fire department vehicle access shall be a smokeproof enclosure in accordance with Sections 909.20 & 1023.11.

Section 906 Portable Fire Extinguishers

Amend Section 906 to read as follows:

Refer to the 2018 Edition of the International Fire Code.

Section 910.2 Where Required

Amend Section 910.2 to read as follows:

910.2 Where Required. Smoke and heat vents or a mechanical smoke removal system shall be installed as required by Sections 910.2.1 and 902.2.2

Exceptions:

1. Frozen food warehouses used solely for storage of Class I and II commodities where protected by an approved automatic sprinkler system.
2. ~~Smoke and heat removal shall not be required in areas of buildings equipped with early suppression fast response (ESFR) sprinklers.~~ Automatic smoke and heat vents are not required within areas of buildings equipped with early suppression fast-response (ESFTR) sprinklers unless the area of a Group F-1 or S-1 occupancy protected with ESFR sprinklers has an exit access travel distance of more than 250 feet.
3. Smoke and heat removal shall not be required in areas of buildings equipped with control mode special application sprinklers with a response time index of 50 or less that are listed to control a fire in stored commodities with 12 or fewer sprinklers.

1010.1.10 Panic and fire exit hardware

Amend Section 1010.1.10 to read:

1010.1.10 Panic and fire exit hardware. Swinging doors serving a Group H occupancy and swinging doors serving rooms or spaces with an occupant load of 50 or more in a Group A or E occupancy shall not be provided with a latch or lock other than panic hardware or fire exit hardware.

Exceptions:

1. A main exit of a Group A occupancy shall be permitted to have locking devices in accordance with Section 1010.1.9.4, Item 2.
2. Doors provided with panic hardware or fire exit hardware and serving a Group A or E occupancy shall be permitted to be electrically locked in accordance with Section 1010.1.9.9 or 1010.1.9.10.

Electrical rooms with equipment rated ~~1,200~~ 800 amperes or more and over 6 feet wide, and that contain overcurrent devices, switching devices or control devices with exit or exit access doors, shall be equipped with panic hardware or fire exit hardware. The doors shall swing in the direction of egress travel.

Section 1209.4 Baby Changing Tables

Amend Section 1209 by adding Section 1209.4 as follows:

1209.4 Baby Changing Tables. Diaper changing tables are required to be installed in both male, female and other restrooms, in permanent buildings that contain public restrooms as defined in chapter 29 of the 2018 IBC. Changing tables are required when any of the following occur: new buildings, tenant improvements, new restrooms, alteration of existing restrooms, new additions, change of uses that require updating existing restrooms with additions to those facilities. Shall meet the guidelines of 603.5, 309 and 902 of ANSI/ICC A117.1-2017.

Exceptions: A building or facility that does not have public restrooms or has been issued a permit or license which restricts the admission of children on the basis of age, shall be exempt from this requirement.

IBC Section 1609.3 (Basic Design Wind Speed) and 1609.4 (Exposure) amended:

The minimum basic wind speed for the City of Carlin shall be 90 miles per hour, fastest 105 mph 3 second gust. An exposure of "C" shall be used as a minimum in the design of all structures within the City of Carlin.

Section 1704.2 Special Inspection and Tests:

Amend Section 1704.2 to read as follows:

1704.2 Special inspections and tests. Where application is made to the building official for construction as specified in Section 105, the owner or the owner's authorized agent, other than the contractor, shall employ one or more approved agencies to provide special inspections and tests during construction on the types of work specified in Section 1705 and identify the approved agencies to the building official. These special inspections and tests are in addition to the inspections by the building official that are identified in Section 110. The building official shall provide a "Special Inspection and Testing Agreement" application to be completed by the special inspection agency and approved by the building official prior to commencement of construction.

Exceptions:

1. Special inspections and tests are not required for construction of a minor nature or as warranted by conditions in the jurisdiction as approved by the building official.

2. Unless otherwise required by the building official special inspections and tests are not required for Group R-3 occupancies as applicable in section 101.2 and Group U occupancies that are accessory to a residential occupancy including, but not limited to those listed in Section 312.1.
3. Special inspections and tests are not required for portions of structures designed and constructed in accordance with cold-formed steel light-frame construction provisions of Section 2211.1.2 or the conventional light-frame construction provisions of Section 2308.
4. The contractor is permitted to employ the approved agencies where the contractor is also the owner.

Section 1803.2 Investigations required

Amend Section 1803.2 to read as follows:

1803.2 Investigations Required.

Geotechnical investigations shall be conducted in accordance with Sections 1803.3 through 1803.5.

Exception: The building official ~~shall be permitted to waive the requirement for~~ need not require a geotechnical investigation where satisfactory data from adjacent areas is provided by a licensed design professional available that demonstrates an investigation is not necessary for any of the conditions in Sections 1803.5.1 through 1803.5.6 and Sections 1803.5.10 and 1803.5.11.

Section 1807.2.1.1 Rockery retaining walls

Amend Section 1807.2 by adding Section 1807.2.1.1 as follows:

1807.2.1.1 Rockery retaining walls.

Rockery retaining walls or rockery soil stabilization walls shall not be subject to surcharges, such as building foundations, adjacent retaining structures, slopes or vehicle surcharge. Rockery walls over four feet in height shall be engineered and shall have special inspection. The special inspection shall verify all of the specified items listed below. Wall height is determined from the bottom of the footing to the adjacent grade at the top of the wall. Structures adjacent to rockery wall shall be set back a minimum distance equal to the height of the wall. As described above, drainage shall be provided behind all engineered rockery walls. A global stability analysis shall be performed for all rockery walls that are terraced. No single tier shall exceed 8 feet in height. The Engineer shall specify on the construction documents the following:

1. Type and quality of rock.
2. Unit weight, if design exceeds 155 pcf.
3. Rock size in approximate diameter.

4. Rock placement.
5. Voids greater than 3" shall be filled.
6. Drainage swale and system.
7. Embedment
8. Wall face slope (batter 6v:1H recommended)
9. Mechanically stabilized earth, if specified

A global Stability Analysis shall include the following:

1. Shall be stamped by a licensed geotechnical engineer.
2. Shall include a seismic evaluation representative of the location.
3. All results of the analysis shall be included in the report.

1808.6.1 Foundations

Amend Section 1808.6.1 to read as follows:

1808.6.1 Foundations. Foundations placed on or within the active zone of expansive soils shall be designed to resist differential volume changes and to prevent structural damage to the supported structure. Deflection and racking of the supported structure shall be limited to that which will not interfere with the usability and serviceability of the structure.

Foundations placed below where volume change occur or below expansive soil shall comply with the following provisions:

1. Foundations extending into or penetrating expansive soils shall be designed to prevent uplift of the supported structure.
2. Foundations penetrating expansive soils shall be designed to resist forces exerted on the foundation due to soil volume changes or shall be isolated from the expansive soil.

Post-tensioned slabs shall not be utilized in place of frost depth footing design unless super structure deflection and differential movement calculations are provided. The deflection calculations would need to show that the maximum combined frost and expansive soil heaving, as localized at slab edges, with resultant non-uniformly distributed deflections, as well as whole slab deflections would not result in super structure racking or excessive truss, roof or wall frame movement.

Section 1809.5 Frost protection

Amend Section 1809.5 (1) to read as follows:

1809.5 Frost protection. Except where otherwise protected from frost, foundations and other permanent supports of buildings and structures shall be protected from frost by one or more of the following methods:

1. Extending below the frost line of the locality (30" minimum).
2. Constructing in accordance with ASCE 32.

3. Erecting on solid rock.

Section 2901.1 Plumbing Systems

Amend Section 2901.1 to read as follows:

2901.1 Scope The provisions of this chapter and the ~~International Plumbing Code~~ Uniform Plumbing Code shall govern the design, construction, erection and installation of plumbing components, appliances, equipment and systems used in buildings and structures covered by this code. Toilet and bathing rooms shall be constructed in accordance with Section

1209. Private sewage disposal systems shall comply with the ~~International Private Sewage Disposal Code~~ NAC Chapter 444. The International Fire Code, the ~~International Property Maintenance Code~~ and the Uniform Plumbing Code shall govern the use and maintenance of plumbing components, appliances, equipment and systems. The International Existing Building Code and the Uniform Plumbing Code shall govern the alteration, repair, relocation, replacement and addition of plumbing components, appliances, equipment and systems.

Section 2902.1 Minimum Number of Fixtures

Amend Section 2902.1 to read as follows:

2902.1 Minimum number of fixtures. Plumbing fixtures shall be provided in the minimum number as shown in Table 2902.1 based on the actual use of the building or space. Uses not shown in Table 2902.1 shall be considered individually by the code official. The number of occupants shall be determined by this code. Suitable toilet facilities shall be provided and maintained in a sanitary condition for the use of workers during construction.

Section 3102.7 Engineering design

Amend Section 3102.7 to read as follows:

3102.7 Engineering design. The structure shall be designed and constructed to sustain dead loads; loads due to tension or inflation; live loads including wind, snow, flood and seismic loads and in accordance with Chapter 16.

Exception: Membrane structures intended to be in place for 30 days or less may be engineered to risk category I loads provided the installation and use are per the manufacturer's recommendations.

Appendix Chapter H:

1. Section H113.4 -A permit is not required for the following signs. These exemptions shall not be construed as relieving the owner of the sign from the

responsibility for its erections, maintenance and compliance with the provisions of this code or other laws or ordinances regulating signs.

- a. Changing of the advertising copy or message on a painted or printed sign only. Except for theater marquees and similar signs specifically designed to the use of replaceable copy, electric signs shall not be included in this exception.
 - b. Painting, repainting or cleaning of an advertising structure or changing the advertising copy or message thereon shall not be considered an erection or alteration that requires a sign permit unless a structural change is made.
 - c. Signs less than 6 feet above grade measured from the top of the sign and a maximum of 32 square feet.
 - d. Section H111.1 – Flat signs installed on building wall fronts, which do not exceed 4X8-32 sq ft in size. This does not exempt the installer/owner from proper attachment for safety purposes.
 - e. Temporary signs announcing the sale or rent of property.
 - f. Signs erected by transportation authorities.
2. Section H113.4 – The bottom of any marquee projection over an alley shall not be less than fifteen and one-half (15.5) feet above the ground or pavement below.

Appendix Chapter I

Section I 105.2 Footings – An unenclosed patio cover that projects 14 feet or less from the main structure shall be permitted to be supported on a concrete slab on grade without footings provided the slab conforms to the provisions of Chapter 19 of this code, is not less than 3 ½” thick and further provided that the columns do not support loads in excess of 750 pounds per column.

Amendments to the 2018 Edition of the International Existing Building Code

Section 301.6 Baby changing tables

Amend Section 301 by adding Section 301.6 to read as follows:

301.6 Baby Changing Tables. Diaper changing tables are required to be installed in both male, female and other restrooms, in permanent buildings that contain public restrooms as defined in chapter 29 of the 2018 IBC. Changing tables are required when any of the following occur: new buildings, tenant improvements, new restrooms, alteration of existing restrooms, new additions, change of uses that require updating existing restrooms with additions to those facilities. Shall meet the guidelines of 603.5, 309 and 902 of ANSI/ICC A117.1-2017.

Exceptions: A building or facility that does not have public restrooms or has been issued a permit or license which restricts the admission of children on the basis of age, shall be exempt from this requirement.

Section 902.1 High-rise buildings

Amend Section 902.1 to read as follows:

902.1 High-rise buildings. Any building having occupied floors more than ~~75~~ 55 feet above the lowest level of fire department vehicle access shall comply with the requirements of Sections 902.1.1 and 902.1.2.

Amendments to the 2018 Edition of the International Fuel Gas Code

Section 301.1.2 LP-Gas Installations

Add new subsection 301.1.2 to Section 301.1:

Section 301.1.2 LP-Gas Installations. Whenever there is a conflict between this code and NFPA 54 and NFPA 58 as adopted by the Nevada LP-Gas Board for LP-Gas installations, the adopted codes of the Nevada LP Gas Board shall govern.

Section 301.16 Snow Hazard

Add new section 301.16 to 301:

301.16 Snow hazard. Protection of utilities shall be per requirements of the local utility.

Section 406.4.1 Test Pressure

Amend section 406.4.1 to read as follows:

Section 406.4.1 Test Pressure. The test pressure to be used shall be no less than 1-1/2 times the proposed maximum working pressure, but not less than ~~3~~ 25 psig (20 172.4 kPa gauge), irrespective of design pressure. Where the test pressure exceeds 125 psig (862 kPa gauge), the test pressure shall not exceed a value that produces a hoop stress in the piping greater than 50 percent of the specified minimum yield strength of the pipe. This test shall be made before any fixtures, appliances or shut-off valves have been attached and before being concealed.

Section 406.4.2 Test Duration

Amend Section 406.4.2 to read as follows:

406.4.2 Test Duration. Test duration shall be not less than 30 minutes, ~~1/2 hour for each 500 cubic feet of pipe volume or fraction thereof. When testing a system having a volume less than 10 cubic feet or a system in a single family dwelling, the test duration shall be not less than 10 minutes. The duration of the test shall not be required to exceed 24 hours.~~

Section 406.6.2 Before Turning Gas On

Amend Section 406.6.2 to read as follows and add new subsections 405.6.2.1 thru 405.6.2.3:

406.6.2 Before turning gas on. During the process of turning gas on into a system of new gas piping or into a system or portion of a gas system that has been restored after an interruption of service, the entire system shall be inspected to determine that there are no open fittings or ends and that all valves at unused outlets are closed and plugged or capped. In the City of Fernley, City of Reno, City of Sparks, Storey County and Washoe County, a manometer test shall be made after all valves, unions, connectors and piping to the appliances are complete. A pressure test shall be made with the use of a manometer gauge measuring inches of water column. With all valves including gas cock and gas control valves in the open position, a pressure of at least eleven (11) to fifteen (15) inches of water column shall be measured for at least fifteen (15) minutes, with no perceptible drop in pressure.

405.6.2.1 For medium pressure gas systems: Where the appliance is rated for seven (7) to eleven (11) inches of water column, a manometer test of eleven (11) to fifteen (15) inches of water column will be conducted between the pressure regulating valve and the appliance and shall be measured for at least fifteen (15) minutes with no perceptible drop in pressure.

406.2.2 Appliances or equipment requiring pounds of gas pressure: A pressure test using a pressure gauge measuring in one tenth (1/10) increments shall be conducted on the gas train of that appliance or equipment. The pressure shall be equal to the appliance's normal operating pressure for a period of thirty (30) minutes with no perceptible drop in pressure.

406.2.3 Manometer testing. Manometer testing shall be performed by a person holding a valid manometer tester card for which the number is to be provided at the time of request for inspection. A visual manometer test to be witnessed by the authority having jurisdiction may be allowed by the Building Official. A manometer test does not need to be reported when the serving gas utility performs a manometer or clock test prior to providing service.

PASSED AND ADOPTED this 2019.

CITY OF CARLIN

By: _____
DANA HOLBROOK, MAYOR

//
ATTEST:

LADAWN LAWSON, CITY CLERK

VOTE:

AYES:	_____
NAYES:	_____
ABSENT:	_____

**CITY OF CARLIN
RESOLUTION NO. 2019 - 08**

**A RESOLUTION ADOPTING ADDITIONS AND DELETIONS TO THE
PLUMBING BUILDING CODE PER 2-2-3**

Upon introduction and motion by ____ and seconded by ____, the following Resolution and Order was passed and adopted:

WHEREAS, on November 13, 2019, the Carlin City Council unanimously passed, adopted and approved Ordinance No. 248; and

WHEREAS, pursuant to said Ordinance, the City may adopt, add, or delete additions or deletions thereto by Resolution; and

WHEREAS, the City desires to adopt amendments to the code by adopting the following additions and deletions to the uniform plumbing code; and

WHEREAS, the following plain language shall be an addition, and the language stricken through shall be deleted therefrom.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CARLIN CITY COUNCIL that the following be adopted pursuant to 2-2-3:

Amendments to the 2018 Edition of the Uniform Plumbing Code

Section 216.0 Definition Non-Combustible Material

Amend Section 216.0 to read as follows:

Section 216.0 Definitions. Non-Combustible Material: Materials that, when tested in accordance with ASTM E136, have at least three of four specimens tested meeting all of the following criteria:

1. The recorded temperature of the surface and interior thermocouples shall not at any time during the test rise more than 54 degrees F above the furnace temperature at the beginning of the test.
2. There shall not be flaming from the specimen after the first 30 seconds.
3. If the weight loss of the specimen during testing exceeds 50 percent, the recorded temperature of the surface and interior thermocouples shall not at any time during the test rise above the furnace air temperature at the beginning of the test, and there shall not be flaming of the specimen.

Section 218.0 Definition Penetration Firestop System

Delete Section 218.0 in its entirety.

Section 222.0 Definitions "T" Rating

Delete Section 222.0 in its entirety.

Section 312.7 Fire-Resistant Construction

Amend Section 312.7 to read as follows:

312.7 Fire-Resistant Construction. Piping penetrations of fire-resistance-rated walls, partitions, floors, floor/ceiling assemblies, roof/ceiling assemblies, or shaft enclosures shall be protected in accordance with the requirements of the building code

Section 422.0 Minimum Number of Required Fixtures

Delete Section 422.0 in its entirety.

Table 422.1 Minimum Plumbing Facilities

Delete Table 422.1 in its entirety.

Section 712.1 Media

Amend Section 712.1 to read as follows:

712.1 Media. The piping of the plumbing, drainage and venting systems shall be tested with water or air ~~except that plastic piping shall not be tested with air.~~ The Authority Having Jurisdiction shall be permitted to require the removal of cleanouts, etc., to ascertain whether the pressure has reached all parts of the system. After the plumbing fixtures have been set and their traps filled with water, they shall be submitted to a final test.

Section 723.1 General (Building Sewer Test)

Amend Section 723.1 to read as follows:

Section 723.1 General (Building Sewer Test) Amend Section 723.1 to read as follows:

723.1 General. Building sewers shall be tested by plugging the end of the building sewer at its points of connection with the public sewer or private sewage disposal system and completely filling the building sewer with water from the lowest to highest point thereof, or by approved equivalent low-pressure air test. ~~Plastic DWV piping systems shall not be tested by the air test method.~~ The building sewer shall be watertight.

Section 1107.2 Methods of Testing Storm Drainage Systems

Amend Section 1107.2 to read as follows:

1107.2 Methods of Testing Storm Drainage Systems. Except for outside leaders and perforated or open-jointed drain tile, the piping of storm drain systems shall be tested upon completion of the rough piping installation by water or air, ~~except that plastic pipe shall not be tested with air,~~ and proved tight. The Authority Having Jurisdiction shall be permitted to require the removal of cleanout plugs to ascertain whether the pressure has reached parts of the system. One of the following test methods shall be used in accordance with Section 1107.2.2 through Section 1107.2.3.

Amend Section 1213.5.1 to read as follows:

Chapter 14 Firestop Protection

Delete Chapter 14 as follows: Chapter 14 Firestop Protection

PASSED AND ADOPTED this 2019.

CITY OF CARLIN

By: _____
DANA HOLBROOK, MAYOR

ATTEST:

LADAWN LAWSON, CITY CLERK

VOTE:

AYES: _____
NAYES: _____
ABSENT: _____

**CITY OF CARLIN
RESOLUTION NO. 2019 - 09**

**A RESOLUTION ADOPTING ADDITIONS AND DELETIONS TO THE
RESIDENTIAL BUILDING CODE PER 2-1-2**

Upon introduction and motion by ____ and seconded by ____ the following Resolution and Order was passed and adopted:

WHEREAS, on November 13, 2019, the Carlin City Council unanimously passed, adopted and approved Ordinance No. 248; and

WHEREAS, pursuant to said Ordinance, the City may adopt, add, or delete additions or deletions thereto by Resolution; and

WHEREAS, the City desires to adopt amendments to the code by adopting the following additions and deletions to the international residential code;

WHEREAS, the following plain language shall be an addition, and the language stricken through shall be deleted therefrom.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CARLIN CITY COUNCIL that the following be adopted pursuant to 2-1-2:

Amendments to the 2018 Edition of the International Residential Code

Section R105.2 Work exempt from permit:

1. One story detached accessory buildings provided the floor area does not exceed 120 square feet and the structure is securely anchored to the ground. All structures exempt from permit must meet zoning set-back requirements.
2. Fences not over 7 6 feet in height.
7. Prefabricated swimming pools that are less than 24: deep in the ground or less than 5' deep when installed entirely above ground.
10. Decks that are not more than 30 inches above grade at any point.
11. Shade cloth covers not exceeding 250 square feet of roof area and are securely anchored.

Section R108 shall be amended to read as follows:

- a. When submittal documents are required by Section R106.1, plan reviews shall be paid at the time of submitting the submittal documents for plan review. Said plan review fee shall be 65 percent (65%) of the building permit fee as calculated utilizing Table 1-A of the 1997 Uniform Building Code. The plan review fees specified in this section are separate fees from the permit fees specified in Section R108 and are in addition to the permit fees.

Expiration of Plan Review - Applications for which no permit is issued within 180 days following the date of application shall expire by limitation, and plans and other data submitted for review may thereafter be returned to the applicant or destroyed by the building official. The building official may extend the time for action by the applicant for a period not exceeding 180 days on request by the applicant showing that the circumstances beyond the control of the applicant have prevented action from being taken. No application shall be extended more than once. In order to renew action on an application after expiration, the applicant shall resubmit plans and pay a new plan review fee.

- b. Additional plan review required by changes, additions or revisions to approved plans,
\$50.00 per hour, minimum fee-one-half-hour.
- c. Whenever any work for which a permit is required by this code has been commenced
without first obtaining said permit, a special investigation shall be made before a permit may be issued for such work. An investigation fee, in addition to the permit fee, shall be collected whether or not a permit is then or subsequently issued. The investigative fee shall be equal to the amount of the permit fee required by this code. The payment of such investigation fee shall not exempt any person from compliance with all other provisions of this code nor from any penalty prescribed by laws.
- d. The Public Works Director may authorize refunding of not more than eighty percent (80%) of the permit fee paid when no work has been done under a permit issued in accordance with this code nor from any penalty prescribed by laws. Fees paid for plan reviews are not refundable once the plan review has been completed. The building official shall not authorize refunding of any fee paid except on written application filed by the original permittee not later than 180 days after the date of fee payment.
- e. Permit renewal fees – Renewal permits are required when a permit has been expired.
- f. The applicant may be required to submit new plans for review if new codes have been adopted. At the time of request for renewal, a plan review fee will be assessed. If the applicant applies for a renewal permit within 6 months of the expiration of the previous permit for the same project, the building permit fee will be 50% of the current permit fee schedule. Fees for plumbing, electrical and mechanical shall also be 50% of the current permit fee schedule.

Chapter 2 Definitions:

Amend **Section R202, Definitions**, adding the following definitions, to read as:

Breezeway. An architectural feature similar to a hallway that allows the passage of a breeze between structures such as a house and a garage.

International Fuel Gas Code. The Fuel Gas Code, whether NFPA 54 or the International Fuel Gas Code, as amended and adopted by the local jurisdiction.

Sleeping Room. Any bedroom or other room that is intended to be or is ordinarily used for sleeping purposes. The term is deemed to include any room that contains a closed and provides for occupant privacy.

Surcharge. A vertical load imposed on the retained soil that may impose a lateral force in addition to the lateral earth pressure of the retained soil. Examples include:

- Sloped retained soil.
- Structure footings supported by the retained soil.
- Adjacent vehicle loads supported by the retained soil.

Whole-House Mechanical Ventilation – Delete for definition applicable in Chapter 11,
See N1101.6

IRC Section R301.2. (2) Seismic Zone shall be D-0

IRC Section R301.2.1 (Basic Wind Speed) and 1609.4 (Exposure) amended: The minimum basic wind speed at any site in the City of Carlin shall be 90 miles per hour fastest mile and 105 miles per hour for 3 second gust. An exposure of “C” shall be used as a minimum in the design of all structures within the City of Carlin.

IRC Section R302.2 Townhouses

1. A common 2-hour fire-resistance-rated wall assembly tested in accordance with ASTM E 119 or UL 263 is permitted for townhouses if such walls do not contain plumbing or mechanical equipment, ducts or vents in the cavity of the common wall. Electrical installations shall be installed in accordance with 2017 National Electric Code. Penetrations of electrical outlet boxes shall be in accordance with Section R302.4
2. Where the building is equipped throughout with an automatic sprinkler system, a common 1-hour fire-resistance-rated wall assembly test in accordance with ASTM E 119 or UL 263 is permitted for townhouses if such walls do not contain plumbing or mechanical equipment, ducts or vents in the cavity of the common wall. The wall shall be rated for fire exposure from both sides and shall extend to and be

tight against exterior walls and the underside of roof sheathing. Electrical installations shall be installed in accordance with the National Electric Code. Penetrations of electrical outlet boxes shall be in Accordance with R302.4.

3. An automatic residential fire sprinkler system shall not be required in townhouses less than 5,000 sq. ft. of living space unless the AHJ has amended the International Fire Code to include provisions pertaining to townhouses in accordance with NRS 278.586.

IRC Section 302.2.6 Structural Independence

Townhouses separated by a common fire resistance-rated wall as provided in Section R302.2.2.

Section R303.1 All unfinished residential basements shall be provided with natural light by means of exterior glazed openings with an area not less than five percent of the total floor area. The unfinished basement shall be provided with one emergency escape window or door complying with International Residential Code Section R310. The unfinished basements shall also be provided with smoke detectors complying with International Residential Code Section R313. All finished residential basements shall be provided with a minimum of one window in each habitable room. Sleeping rooms and required emergency escape or rescue windows and doors shall comply with International Residential Code Section R310.

No bathroom facility shall be constructed in a garage/accessory building unless a primary residence has been permitted or is located on the parcel.

IRC Section 303.4 Mechanical Ventilation – Delete entire section

Add Section: IRC 309.2.1 Breezeway. Where a breezeway separates a single-family dwelling and a garage, the interior wall and gable end wall of the garage adjacent to the dwelling shall be protected with one layer of ½” sheetrock from the floor to the underside of the roof sheathing.

R313.1 Townhouse Fire Sprinkler Requirement, add Exception:

An automatic residential fire sprinkler system shall not be required in townhouses less than 5,000 sq. ft. of living space unless the AHJ has amended the International Fire Code to include provisions pertaining to townhouses in accordance with NRS 278.586.

R313.2 One-and two-family dwellings automatic fire sprinkler systems –

~~Delete entire section:~~ Add Exception:

An automatic residential fire sprinkler system shall not be required in one-and two-family Dwellings less than 5,000 sq. ft. of living space unless the AHJ has amended the International Fire Code to include provisions pertaining to townhouses in accordance with NRS 278.586.

~~IRC Section R315.1 Carbon Monoxide Alarms:~~ ~~For new construction, an approved carbon monoxide alarm shall be installed outside of each separate sleeping area in the immediate vicinity of the bedrooms in dwelling units within which fuel-fired appliances are installed and in dwelling units that have attached garages with a communicating opening.~~

IRC Section ~~R315.1~~ R315.2.2 Where Required in Existing Dwellings

Where work requiring a permit occurs in existing dwellings, carbon monoxide alarms shall be provided in accordance with Section R315.1 for the following:

1. Addition and/or renovation of attached garages with communicating openings requiring building permit.

Exception: Work involving the exterior surfaces of dwellings, such as the replacement of roofing or siding, or the addition or replacement of windows or doors, or the addition of a porch or deck and installation, alteration or repair of plumbing systems are exempt from the requirements of this section.

Exclude Chapter 11: Energy Efficiency

Exclude Mechanical Chapters: 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, and Appendices B, C, and D.

Exclude Plumbing Chapters: 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, and Appendices A, I, N and P.

Exclude Electrical Chapters: ~~33~~, 34, 35, 36, 37, 38, 39, 40, and Appendix Q.

Exclude Swimming Pool Chapter 42

Appendix H - Patio Covers:

~~Section AH 105.2 Footings, An unenclosed patio cover that projects 14 feet or less from the main structure shall be permitted to be supported on a concrete slab on-grade without footings provided the slab conforms to the provisions of Section R506 of this code, is not less than 3 1/2" thick and further provided that the columns do not support loads in excess of 750 per column.~~

Exclude Appendix Chapter M – Home Day Care

PASSED AND ADOPTED this, 2019.

CITY OF CARLIN

By: _____
DANA HOLBROOK, MAYOR

ATTEST:

LADAWN LAWSON, CITY CLERK

VOTE:

AYES: _____

NAYES: _____

ABSENT: _____

**CITY OF CARLIN
RESOLUTION NO. 2019 - 10**

**A RESOLUTION ADOPTING ADDITIONS AND DELETIONS TO THE
MECHANICAL CODE PER 2-9-2**

Upon introduction and motion by _____ and seconded by _____ the following Resolution and Order was passed and adopted:

WHEREAS, on November 13, 2019, the Carlin City Council unanimously passed, adopted and approved Ordinance No. 248; and

WHEREAS, pursuant to said Ordinance, the City may adopt, add, or delete additions or deletions thereto by Resolution; and

WHEREAS, the City desires to adopt amendments to the code by adopting the following additions and deletions to the uniform mechanical code; and

WHEREAS, the following plain language shall be an addition, and the language stricken through shall be deleted therefrom.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CARLIN CITY COUNCIL that the following be adopted pursuant to 2-9-2:

Amendments to the 2018 Edition of the Uniform Mechanical Code

Section 304.3 Access to Appliances on Roofs

Amend Section 304.3 to read as follows:

Section 304.3 Access to Appliances on Roofs. Appliances located on roofs or other elevated locations above 30 inches shall be accessible [NFPA 54:9.4.3.11]

304.3.1 Access. Buildings exceeding 15 feet in height shall have an inside means of access to the roof unless other means acceptable to the Authority Having Jurisdiction are used [NFPA 54:9.4.3.2]

304.3.1.1 Access Type. The inside means of access shall be a permanent, or foldable inside stairway or ladder, terminating in an enclosure, scuttle, or trap door. Such scuttles or trap doors shall be not less than 22 inches by 24 inches in size, shall open easily and safely under all conditions, especially snow; and shall be constructed so as to permit access from the roof side unless deliberately locked on the inside. Not less than ~~6~~ 10 feet of clearance shall be between the access opening and the edge of the roof or similar hazard or rigidly fixed rails or guards not less than 42 inches in height shall be provided on structures and utilized in lieu of guards or rails, they shall be not less than 42 inches in height. [NFPA 54:9.4.3.1]

Section 304.3.1.2 Permanent Ladders: Amend as follows:

(6) Fall protection or guards of not less than 42 inches in height, measured from the roof walking surface shall extend a minimum of 6' on each side of ladder at the roofs edge.

Section 504.4.2.1 Length Limitation

Amend Section 504.4.2.1 to read as follows:

504.4.2.1 Length Limitation. Unless otherwise permitted or required by the dryer manufacturer's instructions and approved by the Authority Having Jurisdiction, domestic dryer moisture exhaust ducts shall not exceed a total combined horizontal and vertical length of 14 feet (4267 mm), including two 90-degree (1.57 rad) elbows. Two (2) feet (610 mm) shall be deducted for each 90-degree (1.57 rad) elbow in excess of two. The maximum length of a clothes dryer exhaust duct shall not exceed 35 feet (10 668 mm) from the dryer location to the wall or roof termination. The maximum length of the duct shall be reduced 2.5 (762 mm) for each 45degree (0.8 rad) bend and 5 feet (1524 mm) for each 90degree (1.6 rad) bend. The maximum length of the exhaust duct does not include the transition duct.

Exceptions:

1. Where the make and model of the clothes dryer to be installed is known and the manufacture's installation instructions for the clothes dryer are provided to the Authority Having Jurisdiction, the maximum length of the exhaust duct, including any transition duct, shall be permitted to be in accordance with the dryer manufacturers installation instructions.
2. Where large-radius 45-degree (0.8 rad) and 90degree (1.6 rad) bends are installed, determination of the equivalent length of clothes dryer exhaust duct for each bend by engineering calculation in accordance with ASHRAE Fundamentals Handbook shall be permitted.

Section 505.10 Makeup Air

Amend Section 505.10 to read as follows:

505.10 Makeup Air.

Makeup air shall be provided to replenish air exhausted by the ventilator system.

Exhaust hood systems capable of exhausting in excess of 600 cfm (0.28 m³/s) shall be provided with makeup air at a rate approximately equal to the exhaust air rate. Such makeup air systems shall be equipped with a means of closure and shall be automatically controlled to start and operate simultaneously with the exhaust system. Makeup air intakes shall be located so as to avoid recirculation of contaminated air within enclosures.

Section 508.3.5.4 Evaporative Cooling Systems Used as Make Up Air Systems

Add Section 508.3.5.4 to read as follows:

508.3.5.4.1 Evaporative Cooling Systems. Evaporative cooling systems will comply with this chapter. Evaporative coolers shall not be used for makeup air units on commercial kitchen hoods and kitchen ventilation systems.

Exception: Evaporative cooling systems that are part of a listed heating air system for kitchen make up air systems. The temperature differential between the makeup air and the air in the conditioned space shall not exceed 100 degrees F except where the added heating and cooling load of makeup air do not exceed the capacity of the HVAC system.

Section 511.2.2.2 Capture and Containment Test

Amend Section 511.2.2.2 to read as follows:

511.2.2.2 Capture and Containment Test. The permit holder shall verify the capture and containment performance of the Type I hoods. A field test shall be conducted with the all appliances under the hood at operating temperatures, with the outdoor air providing makeup air for all the hoods operating and with the source of recirculated air providing conditioning for the space in which the hood operating in located at design airflows, and with all sources of replacement air operating at design airflows for the restaurant. Capture and containment shall be verified by observing smoke or steam produced by actual or simulated cooking operation or by simulating cooking using devices such as smoke candles or smoke puffers. Smoke bombs shall not be used [ASHRAE 154:4.8.24.7.2]

Exception: Capture and containment test not required if hood is UL and NFPA listed and manufacturers data lists the individual equipment below hood.

Section 604.1 General

Amend Section 604.1 to read as follows:

604.1 General. Air ducts conveying air at temperatures exceeding 140 degrees F shall be insulated to maintain an insulation surface temperature of not more than 140 degrees F. Factory made air ducts and insulations intended for installation on the exterior of ducts shall be legibly printed with the name of the manufacturer, the thermal resistance (R) value at installed thickness, flame spread index and smoke developed index of the composite material. Internal duct liners and insulation shall be installed in accordance with SMACNA HVAC Duct Construction Standards-Metal and Flexible. Supply-air ducts, return air-ducts, and plenum of a heating or cooling system shall be insulated to achieve the minimum thermal (R) value in accordance with the 2018 International Energy Conservation Code Section 403.2.1 for residential and 503.2.7 for commercial.

Exceptions: Delete all exceptions

Section 608.1 Air-Moving Systems and Smoke Detectors

Add Section 608.1 to read as follows:

608.1 Air-Moving Systems and Smoke Detectors. Air-moving systems supplying air in excess of 2000 cubic feet per minute (ft³/min) to enclosed spaces within buildings shall be equipped with an automatic shutoff. Automatic shutoff shall be accomplished by interrupting the power source of the air-moving equipment upon detection of smoke in the main supply-return-air duct or plenum upstream of any filters, exhaust air connections, outdoor air connections, or decontamination equipment and appliances air-duct served by such equipment. Duct smoke detectors shall comply with UL 268A and shall be installed in accordance with the manufacturer's installation instructions. Such devices shall be compatible with the operating velocities, pressures, temperatures, and humidities of the system. Where fire-detection or alarm systems are provided for the building, the smoke detectors shall be supervised by such systems in an approved manner.

Exceptions: No changes to exceptions.

Section 609.0 Performance Test for Automatic Shutoffs

Add new Section 609.0 to read as follows:

609.0 Performance Test for Automatic Shutoffs. Upon completion and before final approval of the air-moving system, provided with the required smoke detectors, a performance test shall be performed to verify compliance of detector installation to manufacturer's instruction and system compatibility as specified in this chapter. The permittee shall furnish the necessary test equipment and devices required to perform the tests and shall provide the jurisdiction with an accurate, completed, and signed test report. The report shall provide the jurisdiction a form containing equivalent information. At the discretion of the Authority Having Jurisdiction, the performance test may be required to be witnessed by the Authority Having Jurisdiction or performed by an approved third-party testing agency.

Section 939.0 Sauna Heaters

Add Section 939.1 to Section 939.0 Sauna Heaters to read as follows:

939.0 Sauna Heaters.

939.1 General. Sauna heaters shall be listed and installed in accordance with the manufacturer's installation instructions. Approved guards or barriers shall be installed to prevent accidental contact with the sauna heater. Ventilation shall be provided in accordance with its listing and combustion air for gas-fired sauna heaters shall comply with chapter 7.

Section 1301.1 Applicability

Amend Section 1301.1 to read as follows:

1301.1 Applicability. The regulations of this chapter shall govern the installation of fuel gas piping in or in connection with a building, structure or within the property lines of premises up to 5 pounds-force per square inch (psi) ~~for natural gas and 10 psi for undiluted propane~~, other than service pipe.

Fuel oil piping systems shall be installed in accordance with NFPA 31. Whenever there is a conflict between this code and NFPA 54 and NFPA 58 as adopted by the Nevada LP-Gas Board for LP-Gas installation, the adopted codes of the Nevada LP-Gas Board shall govern.

Section 1313.5.1 Turning Gas On

Amend Section 1313.5.1 to read as follows:

1313.5.1Turning Gas On. During the process of turning gas on into a system of new gas piping or into a system or portion of a gas system that has been restored after an interruption of service, the entire system shall be inspected to determine that there are no open fittings or ends and that all valves at unused outlets are closed and plugged or capped. [NFPA 54:8.2.2]

PASSED AND ADOPTED this, 2019.

CITY OF CARLIN

By: _____
DANA HOLBROOK, MAYOR

ATTEST:

LADAWN LAWSON, CITY CLERK

VOTE:

AYES: _____
NAYES: _____
ABSENT: _____

5. NDF Van Contract (For Possible Action):

- A) Review, discussion, and possible approval of an updated contract with the Nevada Division of Forestry for the use of the NDF van to transport Community Trustees to and from the Carlin Conservation Camp.

INTERLOCAL CONTRACT BETWEEN PUBLIC AGENCIES

A Contract Between the State of Nevada
Acting By and Through Its

DEPARTMENT OF CONSERVATION & NATURAL RESOURCES DIVISION OF FORESTRY

Nevada Division of Forestry
2478 Fairview Dr.
Carson City, NV 89701

and

CITY OF CARLIN

(NAME, ADDRESS, PHONE AND FACSIMILE NUMBER OF CONTRACTING AGENCY)

WHEREAS, NRS 277.180 authorizes any one or more public agencies to contract with any one or more other public agencies to perform any governmental service, activity or undertaking which any of the public agencies entering into the contract is authorized by law to perform; and

WHEREAS, the State of Nevada, State Department of Conservation and Natural Resources, DIVISION OF FORESTRY, (hereinafter referred to as "FORESTRY") agrees to furnish, and the CITY OF CARLIN (hereinafter referred to as "CARLIN") agrees to accept, the equipment described in accordance with the following:

EQUIPMENT:

Make: Chevrolet
Model: Astro Van
Year: 1998
VIN: 1GNDM19W5WB168465

NOW, THEREFORE, in consideration of the aforesaid premises, the parties mutually agree as follows:

1. REQUIRED APPROVAL. This Contract shall not become effective until and unless approved by appropriate official action of the governing body of each party.
2. DEFINITIONS. "State" means the State of Nevada and any state agency identified herein, its officers, employees and immune contractors as defined in NRS 41.0307.
3. CONTRACT TERM. The Contract Term adopted herein is through the June 30, 2020.
4. TERMINATION. This Contract may be terminated by either party prior to the date set forth in paragraph (3), provided that a termination shall not be effective until 30 days after a party has served written notice upon the other party. This Contract may be terminated by mutual consent of both parties or unilaterally by either party without cause. The parties expressly agree that this Contract shall be terminated immediately if for any reason federal and/or State Legislature funding ability to satisfy this Contract is withdrawn, limited, or impaired.

5. NOTICE. All notices or other communications required or permitted to be given under this Contract shall be in writing and shall be deemed to have been duly given if delivered personally in hand, by telephonic facsimile with simultaneous regular mail, or mailed certified mail, return receipt requested, postage prepaid on the date posted, and addressed to the other party at the address set forth above.

6. SCOPE OF WORK. Forestry provides for use by Carlin, the equipment identified above through June 30, 2020 to transport Community Trustee workers for use identified in the Carlin/Nevada Division of Forestry/Nevada Department of Corrections lease (Attachment A):

ATTACHMENT A: Lease Agreement

7. CONSIDERATION. Consideration is addressed in Attachment "A", incorporated herein by this reference.

8. ASSENT. The parties agree that the terms and conditions listed on incorporated attachments of this Contract are also specifically a part of this Contract and are limited only by their respective order of precedence and any limitations expressly provided.

9. INSPECTION & AUDIT.

a. Books and Records. Each party agrees to keep and maintain under generally accepted accounting principles full, true and complete records, agreements, books, and documents as are necessary to fully disclose to the State or United States Government, or their authorized representatives, upon audits or reviews, sufficient information to determine compliance with all state and federal regulations and statutes.

b. Inspection & Audit. Each party agrees that the relevant books, records (written, electronic, computer related or otherwise), including but not limited to relevant accounting procedures and practices of the party, financial statements and supporting documentation, and documentation related to the work product shall be subject, at any reasonable time, to inspection, examination, review, audit, and copying at any office or location where such records may be found, with or without notice by the State Auditor, Employment Security, the Department of Administration, Budget Division, the Nevada State Attorney General's Office or its Fraud Control Units, the State Legislative Auditor, and with regard to any federal funding, the relevant federal agency, the Comptroller General, the General Accounting Office, the Office of the Inspector General, or any of their authorized representatives.

c. Period of Retention. All books, records, reports, and statements relevant to this Contract must be retained a minimum three years and for five years if any federal funds are used in this Contract. The retention period runs from the date of termination of this Contract. Retention time shall be extended when an audit is scheduled or in progress for a period reasonably necessary to complete an audit and/or to complete any administrative and judicial litigation which may ensue.

10. BREACH; REMEDIES. Failure of either party to perform any obligation of this Contract shall be deemed a breach. Except as otherwise provided for by law or this Contract, the rights and remedies of the parties shall not be exclusive and are in addition to any other rights and remedies provided by law or equity, including but not limited to actual damages, and to a prevailing party reasonable attorneys' fees and costs. It is specifically agreed that reasonable attorneys' fees shall not exceed \$150 per hour.

11. LIMITED LIABILITY. The parties will not waive and intend to assert available NRS chapter 41 liability limitations in all cases. Contract liability of both parties shall not be subject to punitive damages. Actual damages for any State breach shall never exceed the amount of funds which have been appropriated for payment under this Contract, but not yet paid, for the fiscal year budget in existence at the time of the breach.

12. FORCE MAJEURE. Neither party shall be deemed to be in violation of this Contract if it is prevented from performing any of its obligations hereunder due to strikes, failure of public transportation, civil or military authority, acts of public enemy, acts of terrorism, accidents, fires, explosions, or acts of God, including, without limitation, earthquakes, floods, winds, or storms. In such an event the intervening cause must not be through the fault of the party asserting such an excuse, and the excused party is obligated to promptly perform in accordance with the terms of the Contract after the intervening cause ceases.

13. INDEMNIFICATION. Neither party waives any right or defense to indemnification that may exist in law or equity.

14. INDEPENDENT PUBLIC AGENCIES. The parties are associated with each other only for the purposes and to the extent set forth in this Contract, and in respect to performance of services pursuant to this Contract, each party is and shall be a public agency separate and distinct from the other party and, subject only to the terms of this Contract, shall have the sole right to supervise, manage, operate, control, and direct performance of the details incident to its duties under this Contract. Nothing contained in this Contract shall be deemed or construed to create a partnership or joint venture, to create relationships of an employer-employee or principal-agent, or to otherwise create any liability for one agency whatsoever with respect to the indebtedness, liabilities, and obligations of the other agency or any other party.

15. WAIVER OF BREACH. Failure to declare a breach or the actual waiver of any particular breach of the Contract or its material or nonmaterial terms by either party shall not operate as a waiver by such party of any of its rights or remedies as to any other breach.

16. SEVERABILITY. If any provision contained in this Contract is held to be unenforceable by a court of law or equity, this Contract shall be construed as if such provision did not exist and the nonenforceability of such provision shall not be held to render any other provision or provisions of this Contract unenforceable.

17. ASSIGNMENT. Neither party shall assign, transfer or delegate any rights, obligations or duties under this Contract without the prior written consent of the other party.

18. OWNERSHIP OF PROPRIETARY INFORMATION. Unless otherwise provided by law any reports, histories, studies, tests, manuals, instructions, photographs, negatives, blue prints, plans, maps, data, system designs, computer code (which is intended to be consideration under this Contract), or any other documents or drawings, prepared or in the course of preparation by either party in performance of its obligations under this Contract shall be the joint property of both parties.

19. PUBLIC RECORDS. Pursuant to NRS 239.010, information or documents may be open to public inspection and copying. The parties will have the duty to disclose unless a particular record is made confidential by law or a common law balancing of interests.

20. CONFIDENTIALITY. Each party shall keep confidential all information, in whatever form, produced, prepared, observed or received by that party to the extent that such information is confidential by law or otherwise required by this Contract.

21. PROPER AUTHORITY. The parties hereto represent and warrant that the person executing this Contract on behalf of each party has full power and authority to enter into this Contract and that the parties are authorized by law to perform the services set forth in paragraph (6).

22. GOVERNING LAW; JURISDICTION. This Contract and the rights and obligations of the parties hereto shall be governed by, and construed according to, the laws of the State of Nevada. The parties consent to the exclusive jurisdiction of and venue in the First Judicial District Court, Carson City, Nevada for enforcement of this Contract.

23. ENTIRE AGREEMENT AND MODIFICATION. This Contract and its integrated attachment(s) constitute the entire agreement of the parties and such are intended as a complete and exclusive statement of the promises, representations, negotiations, discussions, and other agreements that may have been made in connection with the subject matter hereof. Unless an integrated attachment to this Contract specifically displays a mutual intent to amend a particular part of this Contract, general conflicts in language between any such attachment and this Contract shall be construed consistent with the terms of this Contract. Unless otherwise expressly authorized by the terms of this Contract, no modification or amendment to this Contract shall be binding upon the parties unless the same is in writing and signed by the respective parties hereto, approved by the Office of the Attorney General.

IN WITNESS WHEREOF, the parties hereto have caused this Contract to be signed and intend to be legally bound thereby.

Public Agency #1

Public Agency #1 Signature

Date

Title

Public Agency #2

Public Agency #2 Signature

Date

Title

Signature – Nevada State Board of Examiners

APPROVED BY BOARD OF EXAMINERS

On _____
(Date)

Approved as to form and compliance with law by:

On _____

Deputy Attorney General for Attorney General, State of Nevada

(Date)

6. RV Utility Billing Rates (Non-Action Item):

- A) Discussion regarding the current utility rates for Recreational Vehicle lots in the City of Carlin;
- B) Discussion on a possible maintenance fee for utilities provided to unoccupied properties in the City of Carlin.

7. Collection Service of Nevada Reno Contract (For Possible Action):

- A) Review, discussion, and possible approval of a contract with the Collection Service of Nevada Reno.

CREDIT BUREAU OF ELKO COUNTY, INC
1208 IDAHO STREET
ELKO, NV 89801
773-738-8001
December 1, 2019

This letter is to inform all of our valued clients that the Credit Bureau of Elko County, INC will be closing. After almost 60 years in business the owner has decided to retire.

We have made an arrangement with Collection Service of Nevada in Reno to take over all of our accounts. We would ask and encourage you to sign a new contract with Collection Service of Nevada as soon as possible so that service on your accounts will not be interrupted. They are a large agency with the same work ethic and services that we have been offering, and we have every confidence the accounts are in good hands. Your reports will look the same because both offices use the same software.

We are anticipating a very smooth transition over the new few months. The new contracts will be honoring the same arrangement as your existing contract with our office. Once we receive your signed contract we will begin the process of transferring your accounts. Once the process is complete your monthly trust checks will be sent by Collection Service of Nevada. **KINDLY CASH ALL COMMISSION CHECKS ASAP AS THOSE ACCOUNTS WILL BE CLOSING.**

Thank you for your valued business and trust in our office. We appreciate every single one of you! Please contact us if you have any questions. A representative from Collection Service of Nevada will be happy to visit with any of you that have questions about their services.

Respectfully,



Tracey Fitz

Credit Bureau of Elko County, INC

PLEASE CONTACT COLLECTION SERVICE OF NEVADA STARTING JANUARY 1, 2020
777 FOREST STREET, RENO, NV 89509
775-333-5757 PHONE 777-333-5747 FAX

COLLECTION AGENCY AGREEMENT

COLLECTION SERVICE OF NEVADA, INC. referred to as AGENCY and

CITY OF CARLIN/ referred to as CLIENT, agree:
AMBULANCE

1. AGENCY represents that it is properly licensed, bonded, with a capable and trained staff of collectors, and will provide lawful and reasonable efforts to collect accounts receivable of CLIENT.
2. CLIENT shall provide to AGENCY, from time to time, accounts receivable to collect. CLIENT represents that any accounts which it turns over to AGENCY are legally due and owed. CLIENT shall provide upon request to AGENCY source documentation for any and all accounts due, and, provide verification of any balance due.
3. AGENCY shall at all times conduct collection activity on behalf of CLIENT in compliance with all federal and state regulations and laws, including the Fair Debt Collection Practices Act, the Fair Credit Reporting Act, and the Telephone Consumer Protection Act. AGENCY agrees to indemnify and hold CLIENT harmless from any claims, demands, suits, actions, judgments and liabilities, including reasonable attorneys' fees incurred, that CLIENT may incur as a result of AGENCY failing to act in compliance with such regulations and laws.
4. Once an account has been placed for collection with AGENCY, CLIENT will stop all collection efforts on the account. CLIENT agrees to report all payments, bankruptcy notices, and any and all communications from the debtor or any third party directly to AGENCY. Client agrees to indemnify and hold AGENCY harmless from any claims, demands, suits, actions, judgments and liabilities, including reasonable attorneys' fees incurred, that AGENCY may incur as a result of CLIENT failing to report payments or bankruptcy notices, or communications from the debtor.

5. AGENCY shall receive a fee on all sums collected on behalf of CLIENT as follows:

<u>Regular Collections</u>	<u>50%</u>
<u>Legal Accounts</u>	<u>50%</u>
<u>Forwarded Accounts</u>	<u>50%</u>

CLIENT acknowledges that the fee is applicable whether payment is made to CLIENT or AGENCY.

6. All accounts assigned by CLIENT to AGENCY are settled and closed at the time of assignment and no additional charges or fees will be added to said accounts by AGENCY. CLIENT agrees that AGENCY may add interest to said accounts at a lawful rate under Nevada Law.

7. Either party may cancel this Agreement upon 30 days written notice to the other.

Dated: _____

By Client

Cary Geil- CEO

By Agency

ASSIGNMENT

This document shall constitute a blanket assignment of all accounts
CITY OF CARLIN/AMBULANCE assigns to **COLLECTION SERVICE OF**
NEVADA for collection purposes. By this assignment, CITY OF CARLIN/AMBULANCE
hereby authorizes **COLLECTION SERVICE OF NEVADA** to file legal action
on the open account(s) or other documents that CITY OF CARLIN. AMBULANCE
may, from this time, submit to **COLLECTION SERVICE OF NEVADA** for the
purpose of collections only.

DATED: This ____ day of _____, 20__

By: _____

Title: _____

The Undersigned Assignor acknowledges that NRS 99.040 provides for the collection of interest on delinquent accounts. The undersigned Assignor, by signing below, hereby agrees that Collection Service of Nevada may charge interest, in conformity with NRS 99.040, on all Accounts assigned to Collection Service of Nevada by the undersigned.

Assignor (Business Name) – please print

By: _____

Date: _____

8. Proclamation Declaring January 2020 as “National Radon Action Month” (For Possible Action):

- A) Review, discussion, and possible approval to declare January 2020 “National Radon Action Month in Carlin, Nevada.

A PROCLAMATION DECLARING JANUARY 2020 AS “NATIONAL RADON ACTION MONTH IN CARLIN, NEVADA”

WHEREAS, many residents of the City of Carlin don’t know about radon, yet need to know for the safety and health of their families, as radon is a colorless, odorless, naturally occurring radioactive gas that is the primary cause of lung cancer among nonsmokers and the second leading cause of lung cancer for smokers; and

WHEREAS, the U.S. Environmental Protection Agency (EPA) estimates 21,000 people in the U.S. die each year from lung cancer caused by indoor radon exposure; and

WHEREAS, radon kills more people than secondhand smoke, drunk driving and home fires combined; and

WHEREAS, any home in Carlin may have elevated levels of radon, even if neighboring homes do not, and living in a home with an average radon level of 4 picocuries per liter of air poses a similar risk of developing lung cancer as smoking half a pack of cigarettes a day; and

WHEREAS, testing is the only way to know if a home has an elevated radon level, and testing is easy and inexpensive, and when identified, homes can be fixed; and

WHEREAS, University of Nevada, Reno Extension’s Nevada Radon Education Program, the Nevada Division of Public and Behavioral Health, and the EPA support efforts to encourage all City of Carlin residents to test their homes for radon, mitigate elevated levels of radon, and have new homes built with radon-reducing materials and features.

NOW, THEREFORE, the Carlin City Council, does hereby proclaim January 2020, as

**“NATIONAL RADON ACTION MONTH”
In Carlin, Nevada**

ADOPTED this __th day of January, 2020

CITY OF CARLIN

By: _____
DANA HOLBROOK, MAYOR

//
ATTEST:

LADAWN LAWSON, CITY CLERK

VOTE:

AYES:

NAYES:

ABSENT:

9. 2020 General Election, Resolution 2020-01, Resolution 2020-02 (For Possible Action):

- A) Review, discussion, and possible approval of the City of Carlin Proclamation of the Carlin City General Election;
- B) Review, discussion, and possible approval of Resolution No. 2020-01 “Resolution that notice of time for candidates to file declaration of candidacy for Carlin City General Election on November 3, 2020, be given by the City Clerk substantially in the manner following: Notice of time for candidates to file declaration of candidacy for Carlin City general election November 3, 2020”;
- C) Review, discussion, and possible approval of Resolution 2020-02, “Resolution that the City Clerk is authorized and instructed to cooperate with the County Clerk of the County of Elko in all matters pertaining to the City of Carlin registration and election, and to have all necessary printing done, publications made, ballots prepared, etc., as shall be proper and lawful under the circumstances”.

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—
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January 7, 2020

LaDawn Lawson
Carlin City Clerk
P.O. Box 737
Carlin, NV 89822
Delivered via: Email at llawson@cityofcarlin.com

Re: City of Carlin - 2020 General Election

Dear LaDawn:

We have reviewed the City Charter and the applicable provisions of NRS Chapter 293 relevant to the 2020 City Election. The following revised draft documents, in Word format, are enclosed for your review and approval:

1. Proclamation of the Carlin City General Election for the January 22, 2020, meeting;
2. Resolution Nos. 2020-01 through 2020-02 all of which need to be adopted at the January 22, 2020, meeting;
3. Notice of Close of Voter Registration;
4. Notice of Time for Candidates to File Declaration of Candidacy;
5. Affidavit of Posting Mayor's Proclamation and Notice of Close of Voter Registration and Notice of Time for Candidates to File Declaration of Candidacy; and
6. Declaration of Candidacy Councilperson positions.

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For clarification, orders for publication should be sent to legals@elkodaily.com. If you have any questions or concerns after having had a chance to review the enclosed documents, please do not hesitate to give me a call.

Yours very truly,

Lauren A Landa

LAUREN A. LANDA

LAL

Enclosures as stated.

CC: City Manager at mmahon@cityofcarlin.com

**CITY OF CARLIN, NEVADA
PROCLAMATION OF THE
CARLIN CITY GENERAL ELECTION**

NOTICE IS HEREBY GIVEN that the City Council of the City of Carlin, Nevada, pursuant to Article V of the Charter of the City of Carlin, State of Nevada, and Title 1, Chapter 7 of the Carlin City Code, and the election laws of the State of Nevada, by its resolution passed, adopted, signed and approved on the 22nd day of January, 2020, has ordered a general election for the City of Carlin, as follows:

Two (2) Councilpersons who shall hold office for a period of four (4) years, until the first Tuesday after the first Monday in November 2024 election and until his or her respective successors have qualified and entered upon the discharge of his or her respective duties upon the 1st Monday of January, 2025, and

That proclamation of said election be made substantially as follows:

PROCLAMATION OF THE CARLIN CITY GENERAL ELECTION

1. A general City election shall be held in the City of Carlin, Nevada, on Tuesday, November 3, 2020, for the election at-large by the qualified voters of the City of Carlin of the following City Officials:

Two (2) Councilpersons who shall hold office for a period of four (4) years, until the first Tuesday after the first Monday in November, 2024, election and until his or her respective successor has qualified and entered upon the discharge of his or her respective duties upon the 1st Monday of January, 2025.

2. The voting or polling place for said election will be at the Carlin City Hall, 101 S. 8th Street, Carlin, Nevada.
3. The polling place shall be open at 7:00 o'clock a.m. and close at 7:00 o'clock p.m. on November 3, 2020, unless polling times are changed by Nevada law, in which event the polls shall open and close in accordance with such Nevada law.
4. In-Person and Mail Registration for this election shall close at 5:00 o'clock p.m. on October 6, 2020. Online registration through the Nevada Secretary of State at www.registertovotenv.gov closes October 29, 2020. Same day registration is available on November 3, 2020 at the polling place, Carlin City Hall, 101 S. 8th Street, Carlin, Nevada. Qualified persons residing within the exterior boundaries of the City of Carlin, Nevada, may register for this election at either the Carlin City Clerk's Office, Carlin City Hall, Carlin, Nevada, or the Elko County Clerk's Office, Elko County Courthouse, Elko, Nevada, according to the law, prior to such close of registration.
5. Each of the officers elected by the popular vote shall qualify as required by the Charter of the City of Carlin and the Constitution and laws of the State of Nevada, and enter upon the discharge of their respective duties on the first Monday in January next following the election, and failing to do so within said time, such office shall be and become vacant. To qualify, each Councilperson must:
- a. Be a bona fide resident of the City of Carlin for at least two (2) years prior to the election;
 - b. Be a qualified elector within the City; and

- c. The candidate must actually, as opposed to constructively, reside in the City at least thirty (30) days immediately preceding the date of the closing of filing of declarations of candidacy for the office.

6. All persons interested in becoming a candidate for office in this election must file their Declaration of Candidacy and pay their \$25.00 filing fee at the Carlin City Clerks' Office not earlier than 8:00 o'clock a.m. on Monday, March 2, 2020, and no later than 5:00 o'clock p.m. on Friday, March 13, 2020. No Declaration of Candidacy shall contain the name of more than one Candidate. The signer of each such Declaration shall swear or affirm that the statements therein made are true to the best of his/her knowledge and belief.

7. Any registered voter who by reason of physical disability or inability to read or write English or who is unable to read election materials or mark a ballot or use any voting device may be assisted by a person of the voter's choice, with exceptions as set forth in NRS 293C.282.

IN WITNESS WHEREOF, the Mayor of the City of Carlin has made this proclamation pursuant to the Carlin City Charter and the order of the Board of Councilmen of the City of Carlin, on January 22, 2020.

PASSED, SIGNED AND ADOPTED on January 22, 2020.

CITY OF CARLIN

By: _____
DANA D. HOLBROOK, MAYOR

ATTEST:

LADAWN LAWSON, CITY CLERK

Posted: January 23, 2020

Published: January 28, and February 4, 11, 18, 2020

**CITY OF CARLIN, NEVADA
RESOLUTION NO. 2020-01**

**RESOLUTION THAT NOTICE OF TIME FOR CANDIDATES TO FILE
DECLARATION OF CANDIDACY FOR CARLIN CITY GENERAL ELECTION ON
NOVEMBER 3, 2020, BE GIVEN BY THE CITY CLERK SUBSTANTIALLY IN THE
MANNER FOLLOWING:**

**NOTICE OF TIME FOR CANDIDATES TO FILE DECLARATION OF CANDIDACY
FOR CARLIN CITY GENERAL ELECTION NOVEMBER 3, 2020**

NOTICE IS HEREBY GIVEN that all persons wishing to be a CANDIDATE FOR THE FOLLOWING OFFICES in the Carlin City Election to be held in and for the City of Carlin, Nevada, November 3, 2020, must file a Declaration of Candidacy and pay a \$25.00 filing fee at the City Clerk's Office, Carlin City Hall, 151 S. 8th Street, Carlin, Nevada:

Two (2) Councilpersons, who shall hold office for a period of four (4) years, until the 2024 election and until his or her respective successor has qualified.

Any interested Candidates must file the Declaration of Candidacy no earlier than 8:00 o'clock a.m., Monday, March 2, 2020, and not later than 5:00 o'clock p.m., Friday, March 13, 2020, as provided for in the State of Nevada General Election Laws. No person shall be a candidate or have his name printed on the Official Ballot for such election unless such person has timely filed such Affidavit of Candidacy and paid the \$25.00 filing fee.

PASSED, SIGNED AND ADOPTED on January 22, 2020.

CITY OF CARLIN

By: _____
DANA D. HOLBROOK, MAYOR

ATTEST:

LADAWN LAWSON, CITY CLERK

The foregoing resolution was introduced in written form and read aloud on _____, at which time the Motion to _____ was made by Councilperson _____, seconded by Councilperson _____ and _____ with the following vote:
AYES:

NAYS:

ABSTAIN:

ABSENT:

CITY OF CARLIN, NEVADA

RESOLUTION NO. 2020-02

RESOLUTION THAT THE CITY CLERK IS AUTHORIZED AND INSTRUCTED TO COOPERATE WITH THE COUNTY CLERK OF THE COUNTY OF ELKO IN ALL MATTERS PERTAINING TO CITY OF CARLIN REGISTRATION AND ELECTION, AND TO HAVE ALL NECESSARY PRINTING DONE, PUBLICATIONS MADE, BALLOTS PREPARED, ETC., AS SHALL BE PROPER AND LAWFUL UNDER THE CIRCUMSTANCES

RESOLVED: That the City Clerk is authorized and instructed to cooperate with the County Clerk of the County of Elko in all matters pertaining to the registration and election, and to have all necessary printing done, publications made, ballots prepared, etc., as shall be proper and lawful under the circumstances.

RESOLVED: That as to any and all acts performed by the County Clerk of Elko County in connection with the registration and November 3, 2020 election, as may be required by law, the City of Carlin shall reimburse said County Clerk for all proper expenses for which said City of Carlin may be chargeable.

PASSED, SIGNED AND ADOPTED on January 22, 2020.

CITY OF CARLIN

By: _____
DANA D. HOLBROOK, MAYOR

ATTEST:

LADAWN LAWSON, CITY CLERK

The foregoing resolution was introduced in written form and read aloud on _____, at which time the Motion to _____ was made by Councilperson _____, seconded by Councilperson _____ and _____ with the following vote:

AYES:

NAYS:

ABSTAIN:

ABSENT:

10. APPROVAL of Expenditures (For Possible Action):

- A) Review, discussion, and possible approval of City expenditures for the period 01/04/2020-01/17/2020, and all other matters related thereto. The expenditure list is available for public inspection at the Carlin Administration Building, 151 S. 8th Street, Carlin, Nevada.

11. APPROVAL of Minutes (For Possible Action):

- A) Review, discussion, and possible approval of the Carlin City Council Regular Meeting Minutes for December 4, 2019 and all other matters related thereto. Draft minutes are available for public inspection at the Carlin Administration Building, 151 S. 8th Street, Carlin, Nevada.

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

**December 4, 2019
5:30 pm**

Call to Order and Roll Call

Mayor Dana Holbrook called the Special Session of the Carlin City Council to order at 5:30 p.m.

Council Members Present: Mayor Dana Holbrook

**Vice Mayor Lincoln Litchfield
Councilperson Pam Griswold
Councilperson Margaret Johnston
Councilperson Cameron Kinney**

Council Members Absent: None.

**Staff: Madison Mahon, Carlin City Manager
LaDawn Lawson, Carlin City Clerk
Chief Dennis Fobes, Carlin Police Chief**

**Public: Charles Kendrick
Rick Anderson**

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.

Municipal Code:1-6-11: MANNER OF ADDRESSING BOARD; TIME LIMIT:

Each person addressing the board shall first give his name and address for the records, and unless further time is granted by the presiding officer, shall limit his address to five (5) minutes. All remarks shall be addressed to the board as a body and not to any member thereof. No person, other than the mayor, the members of the board and the person having the floor, shall be permitted to enter into any discussion,

either directly or through a member of the board, without the permission of the presiding officer. No question shall be asked except through the presiding officer.
(Ord. 81, 9-10-1975, eff. 9-17-1975)

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

- Charles Kendrick for the record. I have three (3) questions, how long is the period the application is to be open before a decision will be made on who you are going to issue a license to or licenses?
- Mayor Dana Holbrook stated the City of Carlin doesn't issue the license the State will issue the license.
- Councilperson Pam Griswold inquired if Mr. Kendrick was referring to the City Business License?
- Charles Kendrick replied yes that is where the City would be getting their revenue.
- Mayor Dana Holbrook stated he was thinking the dispensary license which would be issued by the State. Mayor Holbrook further stated that anyone can come and apply for a city business license if they have a state license.
- Vice Mayor Lincoln Litchfield stated a state business license would need to be in order before a city license could be issued.
- Charles Kendrick asked so there is no limit on the number of dispensaries we are going to allow as long as the State gives them a license?
- City Manager Madison Mahon responded by stating there is one license left in Elko County and currently this would be the second license. If the State chooses to allow more licenses in Elko County. The City would still have the ability to say yes or no, deny or approve a business license. So even though the State could allow more licenses in Elko County the City would have the autonomy say yes or no.
- Charles Kendrick asked what the projected revenue is.
- Councilperson Cameron Kinney replied it is all based on the gross sales of the business.
- Charles Kendrick stated so it is 3% of the gross sales. Does anyone have any idea what their anticipated gross sales could be?
- Vice Mayor Lincoln Litchfield stated more than we have now.
- Mayor Dana Holbrook stated no they do not have a dollar amount. There are already some dispensaries up and down the corridor so it will...
- Charles Kendrick asked how many other Chiefs of Police has our Chief of Police talked to concerning the benefit of this and the down side of this?
- Chief Dennis Fobes stated he had talked to some and mostly heard of the downside. It is kind of new out there and there is not a lot of experience with it, but California legalized the medical side as did Colorado and they really didn't have a lot of input.
- Charles Kendrick asked if there were any benefits.

- Chief Dennis Fobes responded stating it was about 50/50. 50 good and 50 bad.
- Councilperson Cameron Kinney stated to further answer Mr. Kendrick's question regarding the revenues. We know it is going to be at least 3% of the gross revenue and \$5,000 a year for a license fee so we know we are going to get that, and a \$25,000 initial start up fee so we know we will get \$30,000.
- Charles Kendrick stated the \$25,000 is just a one-time fee.
- Councilperson Cameron Kinney stated that is right and the \$5,000 is a yearly business license fee.
- Mayor Dana Holbrook stated City Manager Madison Mahon has researched other cities and compared their licensing fees.
- City Manager Madison Mahon stated we are nearing the top of the fees that are being charged across the State in terms of the origination fee which is that one-time fee of \$25,000 that is near the top of what any municipality has charged for a similar license. The 3% gross is really difficult to determine just based off of location we could try compare to a city such as Mesquite or to Carson City but we know we do not have the same type of demographics. So it is hard to say if we pull in customers from Winnemucca and Elko, there is no other comparable city of our size to compare data with so it is really hard to tell.
- Councilperson Margaret Johnston stated that anyone can go to the State website and review the data.
- Rick Anderson inquired if somebody has already applied for a license?
- City Manager Madison Mahon stated in order to apply for someone to apply for a business license we have to have an ordinance even allowing cannabis in the City of Carlin so this would be the first step and the second step would be to apply for a license, so no we do not have a current business or person applying for a license.

2. Second Reading of Ordinance No. 249 "Medical Cannabis Establishments and Cannabis Establishments" (For Possible Action):

A) Review, discussion, and possible adoption of Ordinance No. 249, Title:

"CARLIN ORDINANCE NO. 2019 - 249, AN ORDINANCE ENTITLED MEDICAL CANNABIS ESTABLISHMENTS AND CANNABIS ESTABLISHMENTS, WHICH AMENDS THE CITY CODE TO PERMIT SPECIFIED MEDICAL CANNABIS ESTABLISHMENTS AND CANNABIS ESTABLISHMENTS BY SPECIAL CODE USE PERMIT WITHIN THE CITY," and all related matters.

- **Vice Mayor Lincoln Litchfield by motion approved "CARLIN ORDINANCE NO. 2019 - 249, AN ORDINANCE ENTITLED MEDICAL CANNABIS ESTABLISHMENTS AND CANNABIS ESTABLISHMENTS, WHICH AMENDS THE CITY CODE TO PERMIT SPECIFIED MEDICAL CANNABIS ESTABLISHMENTS AND CANNABIS ESTABLISHMENTS BY SPECIAL CODE USE PERMIT WITHIN THE CITY." Councilperson Pam Griswold seconded**

the motion. Motion Carried.

3. 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.

- **There was no public comment.**

4. Adjournment (For Possible Action):

- **Councilperson Cameron Kinney made a motion to adjourn. Vice Mayor Lincoln Litchfield seconded the motion. Motion Carried. The Carlin City Council Special Session was adjourned at 5 :41 p.m.**

Approved:

Attest:

Mayor Dana Holbrook

LaDawn Lawson, Carlin City Clerk

12. 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.

13. Adjournment (For Possible Action):