

Yerington City Council Meeting
July 13, 2020 at 10:00am – City Hall

The regular meeting of the Yerington City Council was held in the Council Chambers and via Zoom.com due to COVID-19 and Social Distancing Guidelines enacted by Governor Sisolak at 10:00 a.m. with the following present:

Mayor John J. Garry (Council Chambers)
Council Members Jerry Bryant (Council Chambers) and Selena Catalano (Via Zoom.com)
City Manager Robert Switzer (Via Zoom.com)
City Attorney Chuck Zumpft (Via Zoom.com)
Chief of Police Darren Wagner (Council Chambers)
Public Works Director Jay Flakus (Council Chambers)
Administrative Director/Interim City Clerk Sheema D. Shaw (Via Zoom.com)
Deputy Clerk/Grants Administrator Angela Moore (Via Zoom.com)

Absent: Council Members Shane Martin and Terceira Schunke

Guests: Guests attended via Facebook Live

Meeting was called to order and roll call reported. The Pledge of Allegiance was led by Mayor John J. Garry.

Mayor Garry stated a City Council meeting may not occur today. Only two Council Members are present which means no quorum to conduct business.

City Attorney Zumpft asked City Manager Switzer if there are matters on the agenda to be addressed short term. City Manager Switzer stated that mostly the agenda items are discussions and no real action needs to be taken at this time. City Manager Switzer stated agenda items pertaining to property and Bighorn Consulting can possible be held off or delayed.

City Attorney Zumpft stated the city cannot conduct business without a quorum and the meeting cannot move forward. City Attorney Zumpft suggested to Mayor Garry to allow public comment and participation. Advised the meeting should take place later in the week but also sometime before the next scheduled meeting.

Mayor Garry stated he would like to conduct the meeting on Thursday, the 16th and would like to see if Council Members would be available for that day.

Eric Anderson with Bighorn Consulting asked if this meeting will be continued to two weeks from now. Mayor Garry would like advice from City Attorney Zumpft to see what day the meeting could occur.

City Manager Switzer asked Mayor Garry for an acclamation of Council Members who are currently present. Mayor Garry confirmed Councilman Martin and Councilwoman Schunke are not present. If all Council Members are present, a continuation of this meeting will be held on Thursday, July 16, 2020.

City Attorney stated Municipal Court will be taking place on Thursday, the 16th, but the afternoon would be available.

Mayor Garry asked Councilman Bryant if he will be available to be present on Friday, the 17th. Mayor Garry then asked Councilwoman Catalano if she will also be available. Councilwoman Catalano stated she is only available on Friday, the 17th in the afternoon. Mayor Garry confirmed the meeting will be held on Friday, July 17, 2020 at 2:00pm.

City Attorney Zumpft stated Municipal Court will be completed in the early afternoon on Thursday the 16th as well as Friday, the 17th in the afternoon.

Councilwoman Catalano stated she is only available for Friday, the 17th in the afternoon.

Mayor Garry will confirm with Councilman Martin and also Councilwoman Schunke.

Public Participation

Mayor Garry asked for public participation or comments, with a wait time of two minutes.

Councilwoman Catalano stated an issue regarding D & S Disposal and the Swirsky couple. A landlord should not be held responsible for the deceased. This issue should be put on a future agenda and the action on how to resolve and handle the issue to be discussed.

City Attorney Zumpft sent a letter to D & S Disposal, in order to identify the legal responsibility and position of the city. No further response was given to Mayor Garry about his issue.

Mayor Garry stated that this issue has been resolved. Councilwoman Catalano stated there is a monopoly on the services at this time. Councilwoman Catalano stated that within the agreement, D & S Disposal cannot hold someone else reliable. Also stated, it is D & S Disposal's way or no way.

City Attorney Zumpft stated this request is odd and peculiar from a business point of view.

Councilwoman Catalano stated D & S Disposal could write off the amount and release that person from liability. City Attorney Zumpft stated that there is more to this issue than we know. Councilwoman Catalano would like to make sure that the city is addressing everything that needs to be addressed.

City Manager Switzer stated the City of Yerington currently has a franchise agreement with D & S Disposal; which expires next year. The city lacks the ability to compel D & S Disposal to resolve the situation on their own. In North Las Vegas, a method or pathway is in place and that is not the case for the City of Yerington's franchise agreement. This process should be in all of the City's new agreements to ensure we have something in place and a process to follow. D & S Disposal should try to work with their customers to split the cost or offer some sort of solution. From the city's perspective, City Manager Switzer stated this is all that can be done and no current legal interest occurs at this time.

Mayor Garry stated this meeting will continue on Friday, July, 17, 2020 at 2:00pm. This nature does occur and we hope to see everyone on Friday, the 17th.

There being no further business the meeting was adjourned.

Mayor of the City of Yerington

ATTEST:

Administrative Director/Interim City Clerk