

The Honorable Board of Lander County Commissioners met in special session in the Commission Chambers of the Lander County Courthouse in Battle Mountain, Nevada on December 12, 2012 at 9:00 a.m.

**PRESENT:**     **DEAN BULLOCK, COMMISSIONER**  
                  **STEVEN STIENMETZ, COMMISSIONER**  
                  **DAVID MASON, COMMISSIONER**  
                  **RAY H. WILLIAMS JR., COMMISSIONER**  
                  **SADIE SULLIVAN, CLERK**  
                  **ANGIE ELQUIST, DISTRICT ATTORNEY**  
                  **GENE P. ETCHEVERRY, EXECUTIVE DIRECTOR**  
                  **ROGENE HILL, FINANCE DIRECTOR**  
                  **SOVIEDA ROBINSON, HUMAN RESOURCES**  
                  **CATHY MYERS, DEPUTY CLERK**

**ABSENT:**     **BRIAN GARNER, COMMISSIONER**

**9:00 A.M.**

Commissioner Bullock called the meeting to order.

Let the record reflect a quorum of four Commissioners.

Commissioner Williams led the Pledge of Allegiance.

Let the record reflect the presence of Austin via telephone conference.

**APPROVAL OF AGENDA NOTICE**

The Notice of Posting was reviewed and found to be in order. Commissioner Stienmetz moved to approve the Notice of Posting. Seconded by Commissioner Williams the motion was voted and carried. **APPROVED**

**MINUTES**

**November 19, 2012-Regular Session**

**December 5, 2012-Special Session**

Commissioner Stienmetz moved to approve the minutes of November 19, 2012 regular session and the December 5, 2012 special session. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

### **COMMISSIONER REPORTS**

Commissioner Williams stated this was his last official County Commission meeting and he expressed how much he enjoyed working with the other Commissioners. He reported on a packet he had of trip tickets that started in August 2009. He had lost a trip ticket on the County car and from then on he made copies because you can go to jail in Austin if you lose a trip ticket on the County car. When he started the car had 63,861 miles on it and today it has 89,000. When you figure out the number of miles he has traveled you have to equate that to hours because every place he travels is hours. He talked about how they have done more work on the street the last few years than they have in the last fifty years. He thanked Burt Ramos, Hunewill and Shaw Engineering for their work. He reflected on other projects they have completed over the years and some they didn't complete, like the boundary line adjustments in Austin, during his time as a Commissioner. He thanked the Board and all the staff, elected officials, and employees for their support.

Commissioner Mason thanks Commissioner Williams for all his help. He stated he will be taking the boundary line adjustments for Austin by the horns and work to get it resolved.

Commissioner Stienmetz reported on his attendance of the LEPC meeting on December 11, 2012. Kerry Tucket gave an update on the Copper Leach Project and starting in April they will be hauling a whole lot of 93% sulfuric acid through Battle Mountain. They discussed putting in a hazardous material bypasses so those trucks won't be coming down town. They will be bringing several loads per hour. Elizabeth Ashby from the State Hazard Mitigation Office said the County could go to them for funds to help do this because they are mitigating a hazard by keeping the hazardous materials out of town.

Commissioner Bullock presented Commissioner Williams and Gene Etcheverry with plaques of appreciation, and informed everyone there would be a luncheon for those who would like to attend.

### **STAFF REPORTS**

Executive Director, Gene Etcheverry, stated he has been trying to wind down. He did attend the annual FAA meeting in San Francisco and it looks like they will be going more towards planning and design of some fairly large projects that will take place in the summer of 2015, 2016, and 2017. The big thing they did get was being able to keep our Airport District Office in San Francisco instead of it moving to Phoenix. There will be a change in the Airport Project Manager from Able Tapia, the Environmental Project Manager from Barry Franklin, and the Planning Manager. Bids on the Austin Loneliest Highway Visitor's Center are due December 20<sup>th</sup> at 3:00

p.m. There will also be a meeting with NDOT, Mr. Etcheverry, and Stantec Engineering, on December 20<sup>th</sup>, to do the construction documentation and the construction progression plan. He has also had meetings with other Counties that have sought Architectural and Engineering Services for their building projects.

#### **PAYMENT OF THE BILLS**

Jane Bianchi presented the Board with the bills to be ratified.

#### **SHAW ENGINEERING**

Commissioner Stienmetz moved to approve check #42744 in the amount of \$10,860.20 to Shaw Engineering. Seconded by Commissioner Williams, the motion was voted and carried.

**APPROVED**

#### **CABELA'S**

Commissioner Stienmetz moved to approve check #42729 in the amount of \$1,156.22 to Cabela's. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

#### **STATE OF NEVADA**

Commissioner Stienmetz moved to approve check #42721 in the amount \$300.00 to the State of Nevada. Seconded by Commissioner Williams, the motion was voted and carried. **APPROVED**

#### **JENIFER SALUTREGUI**

Commissioner Stienmetz moved to approve check #42713 in the amount of \$103.28 to Jennifer Salutregui. Seconded by Commissioner Williams, the motion was voted and carried. **APPROVED**

#### **DAVID J. CORMANY**

Commissioner Stienmetz moved to approve check #42731 in the amount of \$1,386.62 to David J. Cormany. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

#### **BANK CARD SERVICES**

Commissioner Stienmetz moved to approve check #42774 in the amount of \$4,560.41 to Bank Card Services. Seconded by Commissioner Mason, the motion was voted and carried.

**APPROVED**

#### **CHASE CARD SERVICES**

Commissioner Stienmetz moved to approve check #42775 in the amount of \$223.65 to Chase Card Service. Seconded by Commissioner Mason, the motion was voted and carried.

**APPROVED**

**ADVANCED DATA SOLUTIONS INC.**

Commissioner Stienmetz moved to approve check #42725 in the amount of \$7,453.52 to Advanced Data Systems Inc. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

**VAISALA**

Commissioner Stienmetz moved to approve check #42769 in the amount of \$2,356.20 to Vaisala Inc. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

**RONALD SLAVINS**

Commissioner Stienmetz moved to approve check #42719 in the amount of \$100.00 to Ronald Slavins. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

**MERCEDES SLAVINS**

Commissioner Stienmetz moved to approve check #42718 in the amount of \$100.00 to Mercedes Slavins. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

**PLAY CRAFT DIRECT INC.**

Commissioner Stienmetz moved to approve check #42709 in the amount of \$251,999.52 to Play Craft Direct Inc. Seconded by Commissioner Williams, the motion was voted and carried. **APPROVED**

**JAYMIE MYERS**

Commissioner Stienmetz moved to approve check #42705 in the amount of \$50.00 to Jaymie Myers. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

**DUSTIN MYERS**

Commissioner Stienmetz moved to approve check #42704 in the amount of \$50.00 to Dustin Myers. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

**ERIN MCMURTREY**

Commissioner Stienmetz moved to approve check #42703 in the amount of \$2,370.00 to Erin McMurtrey. Seconded by Commissioner Williams, the motion was voted and carried. **APPROVED**

**HOUSTON LUCAS**

Commissioner Stienmetz moved to approve check #42698 in the amount of \$50.00 to Houston Lucas. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

## **H.E. HUNEWILL CONSTRUCTION**

Commissioner Stienmetz moved to approve check #42695 in the amount of \$887,521.82 to H.E. Hunewill Construction. Seconded by Commissioner Mason, the motion was voted and carried.

**APPROVED**

Commissioner Williams questioned the billings for the Safety Manager and if they had been approved. Mr. Etcheverry explained these billings come out of his budget and he approves them. He also explained the equipment being purchased is necessary to help the Safety Manager in preparing for his roles in Emergency Management and in Safety for the County.

Commissioner Stienmetz moved to approve the submitted expenditures in the amount of \$233,180.19 from check #42792 thru #42931. Seconded by Commissioner Mason, the motion was voted and carried with Commissioner Williams abstaining from the vote on check #42928, Commissioner Mason abstaining from the vote on check #42862, Commissioner Stienmetz abstaining from the vote on check #42906, and Commissioner Bullock abstaining from the vote on check #42811 and check #42812. **APPROVED**

## **PAYROLL CHANGE REQUESTS**

No Payroll Change Requests.

## **PUBLIC COMMENT**

No Public Comment

## **FINANCE**

- 1) **Discussion For Possible Action Regarding Budget Review, Contracts, Financial Update & Other Matters Properly Relating Thereto:** Rogene Hill, Finance Director, stated in the November 19, 2012 Commissioner meeting the Board approved a grant to the Kingston Volunteer Fire Department in the amount of \$2,920.00 for immunizations. She asked for this to be read into the minutes that they are going to have a debit of \$2,920.00 to account 001-050-53077, which is the grant to the Kingston Volunteer Fire Department, and a credit of \$2,920.00 to Contingency 001-050-59710.

Accounts receivable for the month of November are as follows:

WATER: \$8,410.00  
SEWER: \$8,811.00  
WATER & SEWER MISC: \$190.00  
LANDFILL: \$15,652.00  
AMBULANCE: \$13,968.00  
ACCOUNTS AT THE COLLECTION AGENCY: \$18,638.00  
**TOTAL: \$65,669.00**

In November \$4,680.00 was written off and moved to the over six months with no activity accounts. On the written off accounts \$50.00 was collected from the collection agency for the month of November.

The closing for the applicants for the Assistant Finance Director closed on Monday December 3<sup>rd</sup> at 4:00 and they received five applicant. Interviews are scheduled for Thursday December 20<sup>th</sup>.

Commissioner Bullock questioned the accounts receivable on the landfill and asked if the contractors were behind. Ms. Hill said they are all good and there are no issues.

Commissioner Mason questioned the write-offs of the Ambulance and asked if the account was totally closed once they approved the write-off. Ms. Hill explained how they handle the write-offs.

Commissioner Stienmetz moved for the Commission to accept the debit of \$2,920.00 to account #001-050-53077 and the credit of the same amount to account #001-050-59710. Seconded by Commissioner Williams, the motion was voted and carried.

**APPROVED**

- 2) **Discussion For Possible Action Regarding The 2011-2012 Audit Report As Presented By Drake Rose & Associates, LLC & Other Matters Properly Related Thereto:** Executive Director, Gene Etcheverry, introduced Kim and Shelly from Drake Rose and Associates.

Shelly addressed the Board to present the June 30, 2012 Audit results. She extended thanks to the staff and personnel, the Elected Officials and the Commissioners that come into the process of the audit. They worked on some strategies in accounting for the investments in the County and implementing some suggestions.

Kim reviewed the audit report which contains the financial report and the compliance audit with the Board. As of June 30<sup>th</sup> Lander County's net assets were \$179 million. That was an increase of approximately \$49 million over the prior year. The total inflows were approximately \$55 million which was consistent with FY 2011, and the total outflows were almost \$19 million which was approximately \$3 million less than the prior year. She also reviewed some graphs with the Board. There was one violation on State Compliance due to an over expenditure with LEDA.

Commissioner Mason moved for the Commission to accept the Lander County Fiscal Year 2011-2012 Audit Report, findings and recommendations as presented. Seconded by Commissioner Stienmetz, the motion was voted and carried. **APPROVED**

- 3) **Discussion For Possible Action Regarding Write-Off Of Uncollectible Lander County Ambulance Billings & Other Matters Properly Related Thereto:** Rogene Hill, Finance

Director, presented the Board with uncollectable ambulance billings. There are three uncollectable ambulance bills that need to be written off all under \$150.00 and unable to collect.

Run #2011890-DOS 07/12/2012-\$72.00

Run #2011979-DOS 02/10/2012-\$92.00

Run #2011959-DOS 01/06/2012-\$92.00

**Total amount to be written off is \$256.00**

Commissioner Stienmetz moved for the Commission to approve the write-off of the ambulance billings for Ambulance Run #2011890, Ambulance Run #2011979, and Ambulance Run #2011959, in the total amount of \$256.00. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

- 4) **Discussion For Possible Action Regarding Direction By The Lander County Board Of Commissioners For The FY 2013-2014 Budget & Other Matters Properly Related Thereto:** Rogene Hill, Finance Director, requested direction from the Commissioners regarding where they want to see the budget go. She asked if they want to hold expenses in the adjustments as necessary like they have in the past. She stated all the departments are very conscientious of their budgets.

The Commissioners said they feel they should just head in the same direction as they have been. Commissioner Bullock feels the meetings with the department heads are very beneficial.

#### **ROAD & BRIDGE SOUTH**

- 5) **Discussion & Update On Road & Bridge South Projects & Other Matters Properly Related Thereto:** Burt Ramos, Road and Bridge South, updated the Board that he is working with Adverse Consulting on stage two environmental studies for the lower building. He should have a solid quote this week and when he gets it he will bring it back before the Board. They will then be able to swap buildings with NV Energy when the study is done. It could cost anywhere between \$5,000.00 and \$10,000.00. **UPDATE ONLY**

#### **ROAD & BRIDGE NORTH**

- 6) **Discussion & Update On Road & Bridge North Projects & Other Matters Properly Related Thereto:** Donnie Negro, Road and Bridge North, updated the Board that it is business as usual. He reported that he and Commissioner Bullock met with Newmont and the BLM on the Willow Creek Project. He has been working with Nevada Energy on the street lights. Mr. Negro announced the Mike Sondermann was retiring after 12 years with Lander County as a Maintainer III.

Commissioner Williams and Commissioner Stienmetz talked with Mr. Negro about paving loop roads to keep the acid and hazardous materials out of town. **UPDATE & DISCUSSION ONLY**

## PUBLIC WORKS

- 7) **Discussion & Update On Public Works Projects & Other Matters Properly Related Thereto:** Jake Edgar, Public Works Foreman, updated the Board on the well project. They swedged the well casting and fixed the hole in it. They are brushing and swabbing well #7 and the backup pump will be put in on Friday. Bacteria tests will be taken and sent to Elko. The parks are complete except for the trash can lids and signs. Hunewill will be coming to start on the alley project depending on the weather. There is also another leak at the airport. Mr. Edgar spoke with Rogene Hill, Finance Director, and she said there was some money in airport repair and maintenance. Mr. Edgar discussed putting a one inch pump in, just for the winter, to release some of the hammer that is going on with the big pump now. **UPDATE & DISCUSSION ONLY**
- 8) **Discussion For Possible Action Regarding The Mountain View Golf Course Fees For The 2013 Golf Season & Other Matters Properly Related Thereto:** Executive Director, Gene Etcheverry, stated this last year, at the end of May first part of April, some work was done at the golf course that was necessary to keep it operating.

Jake Edgar, Public Works Foreman, has talked with different people and he feels those that bought a season pass last year should be given a full pass this coming year at no charge.

Commissioner Bullock disagreed. They charged full price until July 1<sup>st</sup> for other golfers then said free golf. The facility was still able to be used with or without the greens. Commissioner Bullock said he is all for half price but he does not agree with full price. He is also a pass holder so this affects him as well.

Commissioner Mason was in agreement with Mr. Edgar on giving a free pass.

Commissioner Williams and Commissioner Stienmetz were in agreement with Commissioner Bullock on taking half off.

Max Bunch, Argenta Justice of the Peace, talked about paying the greens fees, the cart fees and if you store your cart in the cart barn you have to pay a storage fee. In order to keep your cart, by County Policy, in the cart barn you have to have your fees paid by April 15<sup>th</sup>. Those who paid for their passes, storage fees, and trail fees had to make a decision up front. The decision of the Board was not made until July and the greens were dead from day one. He didn't agree that pass holders should have to pay half

price for something they didn't get to use at all, as far as the greens are concerned. He encouraged the Board to give a free pass to the pass holders.

Commissioner Bullock pointed out that the course was still used by those that bought passes and restated he doesn't feel they should get a free pass this year.

There was discussion on getting covers for the greens and using sand with a black color added to protect the greens this winter.

It was estimated they sell \$15,000.00 to \$20,000.00 in annual passes each year.

Pat Waits, Austin, asked if they were going to keep the fees the same for those who do not purchase season passes. She was told the fees would stay the same for those who do not hold a season pass.

Commissioner Williams moved for the Commission to discount the golfers that signed up for a season pass last year and to discount the golfers one half (1/2) the price for the next season in all categories. Seconded by Commissioner Stienmetz, the motion was voted and carried. **APPROVED**

Commissioner Bullock said there has been more interest in closing the golf course for private parties. He asked if they should have a set a price for that instead of people having to come to the Commission every time someone wants to have one.

There was discussion about the golf course only being for golfers, it being reserved for tournaments, time limits for those that want to have a wedding or private party and it being a public entity. There was also discussion on the areas a wedding could be held and some people wanting to have their wedding by the pond on #9.

Commissioner Mason moved that the golf course management be in charge of these things.

Commissioner Mason was told they cannot do that because they are the managers of the golf course and it is against the ordinance.

Commissioner Mason withdrew his motion.

There was more discussion about the golf course staying open for those who buy season passes and designating a specific area for weddings so it won't affect the golfers.

Commissioner Bullock suggested deferring this until another meeting.

Commissioner Mason moved to defer this until the first or second meeting in January. Seconded by Commissioner Stienmetz, the motion was voted and carried. **DEFERRED**

- 9) Discussion For Possible Action Regarding Request From Cheyenne Esparza To Reserve The Mountain View Golf Course July 13, 2013 For A Wedding & Other Matters Properly Related Thereto: Commissioner Stienmetz moved to defer item #9 until their meeting in January. Seconded by Commissioner Bullock, the motion was voted and carried. **DEFERRED**

#### BUILDING

- 10) Discussion For Possible Action On Building Department Projects & Other Matters Properly Related Thereto: Joe Lindsey, Building Department, provided the Board a brief overview of what has transpired in the month of November 2012. In the building department 16 permits were issued and 4 non permitted inspections were performed. Newmont Copper Leach Project is an ongoing project that takes one to two days a week of Mr. Lindsey's time. Future projects include the possible Clark Apartments expansion and the Elquist Street Subdivision duplexes, and cell phone towers for the town of Kingston and Austin. Permit inspection revenue for the month of November was \$21,384.17. Mr. Lindsey has approved the spill and containment requirements for the Austin Airport Fuel Project after months of research. Mr. Lindsey also reported in South County they have three new single homes under construction, three room additions, the Verizon cell tower is breaking ground in Austin, one garage and two electrical services permitted.

Commissioner Mason asked if Mr. Lindsey is making all the wiring be pulled on structures that are fifty years old. Mr. Lindsey said not necessarily. It depends on what kind of issues he finds, but if it is double poll wiring he is making them pull the wiring out. **UPDATE ONLY**

#### EXECUTIVE DIRECTOR

- 11) Discussion For Possible Action Regarding Status Of Lander County Courthouse/Administration Building Project & Other Matters Properly Related Thereto: Executive Director, Gene Etcheverry, updated the Board that Mr. Englemeier of AMEC will be out next week to take a look at the site and get an agreement going to perform the Geotechnical Analysis for the site. He also reported at last count they had forty inquiries for the RFP on Architectural Services.

Justice of the Peace, Max Bunch, explained the Building Committee will choose the top three unless the Committee decides to go with the top five and then they will have a meeting where they will be interviewed with a time limit. Judge Bunch said written questions will be coming in from RFP inquiries regarding the time of our schedule. Some are saying it cannot be done in the time appropriated. Judge Bunch has requested all

the program architect notes from Mr. Smith, the previous Architect, on the building design but Mr. Smith has not responded.

Commissioner Stienmetz moved for the Commission to direct the Building Committee to proceed ahead and present, for Commission Ratification, the contract between Lander County and AMEC to perform geotechnical services for the new Lander County Courthouse/Administration Building site. Seconded by Commissioner Williams, the motion was voted and carried. **APPROVED**

- 12) Discussion For Possible Action Regarding Acceptance Of Grant Application(s) To The Governor's Office Of Economic Development (GOED), Community Development Block Grant (CDBG) & Other Matters Properly Related Thereto:** Executive Director, Gene Etcheverry, reminded the Board that on November 19<sup>th</sup> the Town of Kingston presented their water system, new tank project. Jan Morrison, on behalf of Saint Augustines, was present to present a proposed application and project to CDBG for a stairway and pedestrian conveyance from the Austin Loneliest Visitor's Center up to Saint Augustines, which functions as a regional conference center.

Jan Morrison, Austin, addressed the Board and provided some background on Saint Augustines and the six years of restoration. Ms. Morrison said she hopes to be finished with the restoration by the end of the summer of 2013 and by the time they finish they will be just a few thousand dollars shy of one million dollars into the facility. She explained that most of that is Nevada money. Ms. Morrison described how they would like the stairs and sidewalk to be designed. It would not be handicap accessible. It was recommended that Ms. Morrison not go after CDBG for this project. She asked that this project be put into a Public Works Project. Saint Augustines will be opened as a Regional Cultural Arts Center and is a non-profit organization.

Commissioner Stienmetz moved for the Commission to select one (1) proposed project to submit applications to the Nevada State CDBG Program 2013 funding competition and to assign a priority ranking of one (1) to the selected project. Seconded by Commissioner Williams, the motion was voted and carried. **APPROVED**

#### **TREASURER**

- 13) Discussion For Possible Action Regarding Approval/Disapproval Of The List Of Tax Delinquent Properties For Sale In Lander County & Other Matters Properly Related Thereto:** Grace Powrie, Treasurer, addressed the Board and stated this is basically a formality. Prior to the County Treasurer taking any property held in trust to a tax sale the Board has to give her their blessings. Ms. Powrie needs a motion to make an order to be entered on the record so she can sell the property.

Commissioner Williams moved for the Commission to approve the list of delinquent properties for sale and make an order to be entered on the record directing the County

Treasurer permission to sell the property listed for sale. Seconded by Commissioner Stienmetz, the motion was voted and carried. **APPROVED**

- 14) Discussion For Possible Action Regarding Approval/Disapproval Of The Following Issues Related To The Battle Mountain Cemetery Fence Project: A) Design; B) Preliminary Budget; C) Lighting; D) Authorization To Go Out To Bid; E) Authorization For The Battle Mountain Cemetery Administrator To Write A Letter On Behalf Of Lander County To Obtain A 5 Foot By 90.40 Foot Piece Of Land; & Other Matters Properly Related Thereto: Grace Powrie, Treasurer, addressed the Board and provided information on her proposal for the fencing of the cemetery. Ms. Powrie had five scenarios and recommended an ornamental fence which would be rod iron. She also explained the costs she provided do not include labor or lighting.

There was some discussion on the difference in price for materials on the different scenarios and the maintenance that would be required.

Commissioner Bullock said they are over budget and they don't have the money to do this now. He asked Ms. Powrie what she was asking for at this time.

Ms. Powrie answered by saying a year ago she had some money to start with. The Commission gave her a little more money and she was asked by the Commission to start the process. She got the survey done and the architect came in and gave her a design. She will be asking for more money if this was to go to bid. She is asking the Commission for the next step.

Commissioner Bullock explained to Ms. Powrie that she cannot go to bid right now because they don't have the money.

Ms. Powrie asked if she should contact the owner of the property, where she would like to do a boundary line adjustment, with a letter written on behalf of the County and see if they would be willing to donate or sell the property to the County. Mr. Etcheverry said that is where she should start because if it is a favorable response that will put her into March anyway with the boundary line adjustment. If the response is not favorable then Ms. Powrie should further develop her bid and split it into different parts and as a whole with labor.

It was suggested to do the fencing in phases and start with the front. Ms. Powrie said she could do that. She did ask the Commission to decide on the type of fence they wanted.

Commissioner Stienmetz moved for a letter to be written to obtain property by donation or purchase. Seconded by Commissioner Mason.

Rod Davis, Cooperative Extension, suggested two things the Commission might want to take into consideration. He has been working with Ms. Powrie about getting some spruce trees and the Boot Straps crew could help with the labor of the fencing.

Commissioner Bullock explained this is a prevailing wage project and they have to pay the prevailing wage. He also said he doesn't want trees because they would tear up the fence.

The motion was voted and carried. **APPROVED**

Commissioner Williams suggested the ornamental for the front but anything could be used for the back.

Commissioner Williams moved to go with the ornamental for the front portion only.

Commissioner Williams withdrew his motion.

Commissioner Stienmetz moved for Grace Powrie to proceed using the ornamental fence for across the front of the property as presented on the drawing. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

**15) Discussion For Possible Action Regarding Approval/Disapproval Of The Revised Lander County Investment Policy & Other Matters Properly Related Thereto:** Grace Powrie, Treasurer, informed the Board on the Investment Policy. It hasn't been updated since 2003 but not much has changed. Because of the interest rates are so bad she cannot invest in even a few things that would give her a little better interest unless she goes out seven years instead of five. The ones she is looking at are called step ups. The only thing she wants to do is on B #2 to change it from five years to ten, for the mutual funds to be a specific type of funds, on line D and F to change those to ten year, add H as a negotiable certificates of deposit because they are different then a time certificate of deposit and the date and the name of the person signing.

Commissioner Williams moved to approve the changes to the Lander County Investment Policy as presented and authorize the Chair to sign. Seconded by Commissioner Stienmetz, the motion was voted and carried. **APPROVED**

## **COMMISSIONERS**

**16) Discussion For Possible Action Regarding Approval/Disapproval Of The BLM Resource Management Plan Oversight Agreement Between Lander County & Research & Consulting Services, Inc. (RCS) For Professional Services, Consultation & Advise In Connection With Implementation Of The Bureau Of Land Management Resource Management Plan Update & Other Matters Properly Related Thereto:** Executive

Director, Gene Etcheverry, explained this was the agreement referred to in the November 19, 2012 meeting by Mr. Rex Massey who is Research and Consulting Services, Inc. Mr. Massey would be performing these services on behalf of the County to interface with the BLM on their Resource Management Plan Update Project.

Commissioner Stienmetz moved for the Commission to approve the BLM Resource Management Plan Oversight Agreement between Lander County and Research and Consulting Services, Inc. (RCS) for professional services, consultation and advice in connection with implementation of the Bureau of Land Management Resource Management Plan Update and authorize the Chairman to sign the Agreement. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

- 17) Presentation By Jeff Fontaine & Jerry Tipton Regarding NACO (Nevada Association Of Counties) Updates:** Executive Director, Gene Etcheverry, informed the Board that Jerry Tipton had to attend another meeting today so Mr. Fontaine rescheduled for the January 26, 2013 Commission meeting.

Commissioner Williams commented that NACO has entered into a process to allow all Counties to log onto their internet conferencing capabilities. **DEFERRED**

- 18) Discussion For Possible Action Regarding Update By Phil Hanna, Battle Mountain General Hospital CEO, On The Emergency Medical Services In Lander County, Under Administration By The Lander County Hospital District (LCHD), & Other Matters Properly Related Thereto:** Phil Hanna, Battle Mountain General Hospital, addressed the Board and provided a report on the operations and progress of the EMS. The University Of Nevada School Of Medicine and the Governor's Office have recognized the Lander County's EMS. Mr. Hanna had a conference call with a number of individuals from the State EMS Commission were Pat Erwin wanted it formally noted on the record of his appreciation of what Lander County has done as far as addressing an EMS situation and what was continuing to be done. There has been interest across the State of Nevada and about twenty other States where Lander County has been mentioned and they are watching what Lander County is doing with the EMS. He has also received very positive feedback from the community on the service.

Mr. Hanna reviewed the collection rate, the County financial obligation, the EMS capital asset acquisition, the unanticipated impact on the expense budget due to overtime and the cost of equipment that was outdated and needed to be replaced. Mr. Hanna stated although they have not received many calls for Austin, when they do get calls they do respond. He also stated they have a training class that started last month and they are coordinating with the State who will be having a training program starting the first quarter of 2013. He would like to have some additional discussion with individuals in Southern Lander County to talk about some different options for a sustainable service there.

The EMS Program has been generating interest in Southern Lander County. The Hospital Board voted to buy land in Kingston, at their November meeting, to establish a Health Center. They have also talked about the Community Para Medicine Program and they have accessed more of that information. Mr. Hanna is looking at opportunities to upgrade all Health Care Services in Lander County.

Commissioner Mason commented that it is an ongoing study and collaboration with the surrounding Counties.

Commissioner Williams expressed the concerns of the residents of Austin when they signed up for the class and discovered the class would cost them \$600.00 up front. He doesn't feel there will be very many volunteers unless something changes.

Mr. Hanna explained they used the cost as a way to see who were really interested and refunding half the cost to individuals when they completed the course. He is willing to do something different and possibly provide a class free of charge. He was open to any suggestions. Mr. Hanna explained the importance of paramedics in rural areas is due to the travel time and paramedics have a higher level of training and can do more to help patients.

Mr. Hanna talked about the cost of patients being air lifted. They work with a company called Summit Air that you can get a membership with for about \$40 to \$50 a year and they will only bill the insurance and the remaining balance will be written off.

Commissioner Bullock question Mr. Hanna if the depreciation was being charged back to the County. Mr. Hanna replied by saying they were and it was for capital equipment they purchased.

Commissioner Bullock expressed his concerns and referred to the Memorandum of Understanding under exhibit A, the scope of work. It states that both parties agree that the service levels for both Battle Mountain Ambulance Service and Austin Ambulance Service, as currently licensed by the State of Nevada shall not be upgraded or reduced without the written signed agreement of Lander County Hospital District and Lander County. Commissioner Bullock stated he doesn't recall ever giving the agreement to go into a paramedic or a fly car. He said he doesn't understand why the County is being responsible for the depreciation when the Commissioners didn't agree to these things to begin with. Upgrading to a paramedic or purchasing a fly car was never brought before the Board of Commissioners for approval.

Mr. Hanna stated he will talk to Mr. Etcheverry and they will make the appropriate adjustments. He is also looking in to various avenues to get grant money into Lander County and working to get some funding for the new Ambulance Barn. **UPDATE ONLY**

- 19) Discussion For Possible Action Regarding Approval/Disapproval Of A Resolution In Support Of A Lander County Road, Or Re-Opening A Prior Historic Access, From County Road #217 Up Park Creek To The Historical Mining Community Of Gold Park & Private Properties Located In Sections 25 & 26, T39E, R15N, & Other Matters Properly Related Thereto: Executive Director, Gene Etcheverry, stated this went before the Public Lands Board and they are ready to prepare either a letter or a resolution to move forward.

Commissioner Williams thought they needed a resolution with the Forest Service to make sure the road is put back on the map as a county road.

Commissioner Williams moved for the Commission to authorize the staff to formulate a Resolution to the Forest Service in support of Lander County assistance to reopen the road and also to depict the road as open on the Forest Service Transportation Plan. Seconded by Commissioner Stienmetz, the motion was voted and carried. **APPROVED**

- 20) Discussion For Possible Action Regarding Status Of The Austin Airport Fuel System Project & Other Matters Properly Related Thereto: Executive Director, Gene Etcheverry, restated this project has been cleared by Joe Lindsey to go forward. J-U-B Engineers has been notified that with containment for the delivery truck they are good to go for putting the fuel farm in at the Austin Airport.

Lewis Lott, J-U-B Engineers, explained, although he knows there has been a lot of discussion on this, he was not a part of the discussions.

Commissioner Williams asked Mr. Lott if he knew how much money was available in that fund and then proceed to go out to bid on that project.

Mr. Lott asked for clarification on the type of fuel they want. He explained that the Jet A fuel does have a shelf life requirement verses the AV gas.

Executive Director, Gene Etcheverry, suggested rebidding this project as per the specs they had before.

There was discussion on the three phase power and how it allows the fuel to be pumped faster.

Mr. Lott reminded the Board when they bid the project it came in within the funding. The big issue that was brought in by the Fire Marshall was the requirement to contain the delivery truck. This is what virtually doubled the cost of the project.

Commissioner Williams suggested just doing one tank and adding another tank in the future. It was also suggested to not do the jet fuel at this time then project would be under the budget.

Commissioner Williams moved to rebid with the options within the scope of funding. Seconded by Commissioner Stienmetz, the motion was voted and carried. **APPROVED**

- 21) Discussion For Possible Action Regarding American Lands Council Membership, In The Amount Of \$5,000.00, & Other Matters Properly Related Thereto:** Commissioner Demar Dahl, of Elko County, addressed the Board and informed them on the American Lands Council. It grew out of their frustrations in their dealings with the agencies. Particularly with the Travel Management Plan in Elko County and more recently with the BLM Interim Management Plans for the sage grouse. They lost a wind generation project at China Mountain that cost them about \$8.5 million in tax revenue to Elko County. They also had 160 thousand acres of oil and gas lease taken off the table that was ready to go out to lease because of BLM's plans that were published between Christmas and New Year's last year without an opportunity to comment or protest.

There was a Congressional hearing in Elko last March and Mr. Dahl testified in Washington before the subcommittee and asked them to come hold a hearing in Elko. They were told by the Forest, in the beginning, there would be no roads closed and that turned out to not be the case. They had over one thousand miles of roads designed to be closed. They started to review what has happened in Utah and got in touch with Ken Ivory who is a Legislator in Utah. He was also the prime sponsor for the HB148 Bill which is the land transfer bill to transfer public lands from the Federal Government to the State. He encouraged people look at the website [arewenotastate.com](http://arewenotastate.com) where it tells about how that bill happened. He talked about the various States that are working on the same type of bill as Utah.

The proposal, which is being drafted by LCD, is that by statute they will create a Legislative Interim Committee that will be for the implementation of the Nevada Public Land Management Act and it will be made up of County Commissioners. Mr. Dahl explained this committee would be responsible for trying to resolve as many questions as they can before they implement the bill. From when this committee is created, in the next Legislative Session, until the beginning of the next Legislative Session in 2015 all this work will be done and they would come out of there with a bill that would go to the Legislature in 2015. The date set for the transfer is July 1, 2015. The American Land Council is asking the Counties to join so they can be on the defensive instead of the offensive.

Commissioner Williams stated this information was brought to the Land Board and they were in support of this. He has also reviewed the information on the website and said this is an issue that affects us all and said we are back to the 10<sup>th</sup> Amendment. Commissioner Williams asked Ms. Hill if they were to approve joining this group if they could get the funds for the membership fee. Ms. Hill responded by saying if that was the desire of the Board.

Commissioner Mason read the following:

*"The Mission of the American Lands Counsel is to harness the jurisdictional leverage of county, state and local governments, etc., with the support and cooperation of businesses, organizations, and individuals to secure and defend local control of land access, land use, and land ownership through Education, Political Persuasion, Legislation (local, state, and national) and litigation."*

Mr. Dahl stated that one thing they have done with the bill, that was submitted, and the committee organization will be built around is it provides for all of the interests on the public lands, that are now, will remain intact and be transferred. The monuments, the National Parks, and the Wilderness areas will remain under Federal jurisdiction. He also stated that any land sold would be approved by the County Commission in the County the land is in. There are eleven Counties that have joined the American Land Counsel so far from Nevada and Utah.

Commissioner Williams moved for the Commission to proceed to authorize the \$5000.00 membership to the American Land Counsel to come out of the professional services. Seconded by Commissioner Mason, the motion was voted and carried.

**APPROVED**

## SHERIFF

### 22) Discussion For Possible Action Regarding The Full-Time Food Services Position For The Lander County Sheriff's Office; Request Of The Lander County Sheriff To Change The Full-Time Position Into One (1) Partially Benefitted Part-Time Position & One (1) Non-Benefitted Part-Time Position; & Other Matters Properly Related Thereto:

Undersheriff, Robert Quick, addressed the Board and explained the Sheriff's Office currently has a single full-time food services worker position which is a Union position. As a result of employee injuries the positions duties have been completed, for approximately eighteen months, by a temporary part-time food services worker and another permanent part-time employee temporarily reassigned. Sworn staff have been used on an overtime basis to allow for additional flexibility in meal preparation and cleaning.

Operating Engineers Local 3 has been contacted regarding the possibility of temporarily reducing the single full time position and to allow for the temporary creation of a partially benefitted part-time position and a non-benefitted part time position to allow for full staff flexibility but a response has not yet been received.

The recommendation of Undersheriff Quick was for the Board to allow one of the following, depending on the response from the Operating Engineer.

The preferred option would be to allow the Sheriff's Office, with the existing funds in their budget, to not fill the full time position and hire a partially benefitted part-time position and one non-benefitted part-time position. As an alternative, if they get a negative response from the Union, would be to continue to fund the part-time position they have that is due to expire at the end of this month. Both of these options would be through the end of this fiscal and they will be going into budgeting and negotiations after the first of the year.

Commissioner Mason pointed out that this is a seven day a week job and felt having two part-time employees would be a greater benefit.

Commissioner Williams moved for the Commission to authorize the Sheriff's Department to proceed with the preferred option and allow for the Sheriff to fill one (1) temporary partially benefitted part-time food services position and one (1) non-benefitted part-time food services position for the remainder of the FY 2012-2013. This to be funded through existing budgeted funds of the Sheriff's FY 2012-2013 budget. Seconded by Commissioner Stienmetz, the motion was voted and carried. **APPROVED**

#### LOCAL EMERGENCY PLANNING COMMITTEE

- 23) Discussion For Possible Action Regarding Approval Of The 2013 Local Emergency Planning Committee (LEPC) Membership Roster & Other Matters Properly Related Thereto: Keith Westengard, Safety Manager, presented the Board with the LEPC Membership Roster. Mr. Westengard will be the Chairman and Esther Gandolfo will be the Co-Chairman. Commissioner Stienmentz was moved up as an alternate to the Commissioners. Mr. Westengard stated there were only a few changes to the roster.

Commissioner Stienmetz moved for the Commission to approve and accept the 2013 Local Emergency Planning Commission (LEPC) membership roster. Seconded by Commissioner Williams, the motion was voted and carried. **APPROVED**

- 24) Discussion For Possible Action Regarding Approval & Promulgation Of The Lander County All Emergency Operations Plan (EOP) For 2013 & Other Matters Properly Related Thereto: Keith Westengard, Safety Manager, explained he did not provide a copy of the plan because it is lengthy. It was approved by LEPC and just needs the approval of the Commissioners.

The Lander County All Emergency Operations Plan has been sent to the State and is awaiting their comment to make sure there are no violations.

Commissioner Bullock said if he is going to sign something he would like to read it first. Mr. Westengard stated he would get Commissioner Bullock a copy. Commissioner Bullock suggested to defer until the next meeting. **DEFERRED**

## PLANNING COMMISSION

- 25) Discussion For Possible Action Regarding Approval/Disapproval Of A Parcel Map For David A. & Kristine R. Itza, Located At The Corner Of 22<sup>nd</sup> Street & Felycia, Battle Mountain, APN 011-050-25, Splitting One (1) Parcel Into Two (2) Parcels & Other Matters Properly Related Thereto: Gina Little, Community Services Officer, presented the Board with the parcel map. She stated it had been presented and approved by the Planning Commission and all signatures are present. She also stated all the requirements have been met.

Commissioner Mason moved for the Commission to uphold the recommendation of the Lander County Planning Commission and approve the parcel map for David A. and Kristine R. Itza, APN 011-050-25, splitting one (1) parcel into two (2) parcels as presented and authorize the Chairman to sign the mylar. Seconded by Commissioner Williams, the motion was voted and carried. **APPROVED**

- 26) Discussion For Possible Action Regarding Approval/Disapproval Of A Parcel Map For Richard W. & Christina A. Ripley, Located At 475 & 485 26<sup>th</sup> Street, Battle Mountain, APNs 011-040-02 & 011-040-03, Splitting One (1) Parcel Into Two (2) Parcels Each & Other Matters Properly Related Thereto: Gina Little, Community Services Officer, presented the Board with the parcel map. She stated all requirements have been met and explained where the parcel is being split.

Commissioner Stienmetz moved for the Commission to uphold the recommendation of the Lander County Planning Commission and approve the parcel map for Richard W. and Christina M. Ripley, APNs 001-040-03 splitting one (1) parcel into (2) parcels each as presented and authorize the Chairman to sign the mylar. Seconded by Commissioner Williams, the motion was voted and carried. **APPROVED**

## LANDER COUNTY ECONOMIC DEVELOPMENT AUTHORITY

- 27) Discussion For Possible Action Regarding Approval/Disapproval Of An Agreement Between The University Of Reno (UNR) & Lander County For A "Case History Summary" & Other Matters Properly Related Thereto: Rod Davis, Cooperative Extension, addressed the Board and explained when the BLM made their initial grant to LEDA, in the Sustainable Development Committee, one condition was they wanted a case history for the sustainable development in small rural communities throughout the west. That task has been completed, at least the sustainable development end of it, and turned the actual marketing plan over to LEDA. This is part of the LEDA grant received from the BLM and this was in the amount of \$6,300.00 and was reduced from \$8,000.00 that was initially budgeted. If the Board approves this it will be sent on to the University and their Lawyers will put it together. It will then be returned for signature. Mr. Davis said there are over one thousand documents to be reviewed. He recommended the

Board move the end date up to March because it is going to be lengthier than was initially thought.

Commissioner Stienmetz moved for the Commission to uphold the recommendation of the Lander Economic Development Authority (LEDA) and approve the Agreement between Lander County and University of Nevada Reno (UNR) for the undertaking and completion of a "Case History Summary" at a total cost not to exceed \$6,300.00, with funding provided through the FIND grant, and to extend the completion date through March 1, 2013. Seconded by Commissioner Williams, the motion was voted and carried.

**APPROVED**

#### EXECUTIVE DIRECTOR

- 28) Discussion For Possible Action Regarding Ratification Of The 2013-2018 Airport Capital Improvement Projects (ACIP) For The Austin Airport & Other Matters Properly Related Thereto:** Lewis Lott, J-U-B Engineering, addressed the Board and reported on a meeting he attended in San Francisco with all the FFA staff and he felt they accomplished a lot with the continuity of the people that know this airport. After this next year they will be transferring the FFA to Phoenix, Arizona and that is who will be representing Lander County. What Mr. Lott presented for the Airport Capital Improvement Plan came from that meeting. He explained this project is apron expansion at the Austin Airport including environmental and design phases. An agreement was approved for J-U-B to do the environmental work and he has had some discussions to get the County reimbursed 93.75% on environmental. This also includes the design of the whole apron as one piece. This environmental would also include a GA Flight Planning Building. They are trying to get federal funding for these projects.

Commissioner Mason moved for the Commission to accept the 2012-2018 Airport Capital Improvement Project (ACIP) Plan for the Austin Airport. Seconded by Commissioner Williams, the motion was voted and carried. **APPROVED**

- 29) Discussion For Possible Action Regarding Ratification Of The 2013-2018 Airport Capital Improvement Projects (ACIP) For The Battle Mountain Airport & Other Matters Properly Related Thereto:** Lewis Lott, J-U-B Engineering, explained this is the same thing and the same procedure as the previous item. A portion of the Battle Mountain Airport apron was done this year and they went in to try to get the second portion funded. The FFA could not find the discretionary dollars and during the discussion they brought up the current airport master plan was last completed in 2000. They would like to have the airport complete an airport master plan. Included in 2013 is the worst case scenario of a full blow airport master plan. The FAA has set aside \$380,000.00. Mr. Lott asked if they would allow Lander County to do, potentially, an airport layout plan with narrative report. The FAA is considering this, but has not made a decision. The master plan would include a twenty year plan for the airport and he would like the plan to include the

utility upgrades. Future plans for the airport would include the cross wind runway, some pavement rehabilitation and the second half of the runway.

Commissioner Stienmetz moved for the Commission to accept and approve the 2013-2018 Airport Capital Improvement Projects (ACIP) Plan for the Battle Mountain Airport. Seconded by Commissioner Williams, the motion was voted and carried. **APPROVED**

- 30) **Discussion For Possible Action Regarding Task Order No. 83-12-047-1010 Between Lander County & J-U-B Engineers, Inc., In An Amount Not To Exceed \$12,500.00, For General Engineering Services For The Battle Mountain Airport & Other Matters Properly Related Thereto:** Lewis Lott, J-U-B Engineering, explained this is a maximum amount on a time and materials basis not to exceed the \$12,500.00. It is at the Commission's approval that they do anything, in other words engineering services, for ACIP the EVE Plans that need to be submitted. This is for the preparation and the drawing of sketches for the San Francisco meeting.

Commissioner Stienmetz moved for the Commission to approve Task Order No. 83-12-047-010 between Lander County and J-U-B Engineers, Inc., in an amount not to exceed \$12,500.00 for general engineering services for the Battle Mountain Airport. Seconded by Commissioner Williams, the motion was voted and carried. **APPROVED**

- 31) **Discussion For Possible Action Regarding Task Order No. 83-12-047-020 Between Lander County & J-U-B Engineers, Inc., In An Amount Not To Exceed \$12,500.00, For General Engineering Services For The Austin Airport & Other Matters Properly Related Thereto:** Lewis Lott, J-U-B Engineering, said this is the same thing as the previous item.

Commissioner Williams moved for the Commission to approve Task Order No. 83-12-047-020 between Lander County and J-U-B Engineers, Inc., in an amount not to exceed \$12,500.00, for general engineering services for the Austin Airport. Seconded by Commissioner Stienmetz.

Commissioner Mason stated he thinks it is important to keep up with the airports and the engineering as they are doing.

The motion was voted and carried. **APPROVED**

- 32) **Discussion For Possible Action Regarding Presentation Of Lander County 2012 Draft Population Estimates From Nevada State Demographer's Office & Other Matters Properly Related Thereto:** Executive Director, Gene Etcheverry, addressed the Board and presented the population estimates for Lander County. He explained an appeal could be submitted regarding the population numbers in Austin and Kingston.

Mr. Etcheverry explained the monetary effect is very minimal in that these are unincorporated towns. However, the big thing for us is the RTC numbers. That particular component of the gas tax is a population based distribution. When RTC spends money in Austin or Kingston you should be spending the money based on that population distribution. Filing an appeal will not have any effect on the distribution.

Commissioner Williams shared his concerns about the numbers in Austin and Kingston not being realistic or factual.

Commissioner Stienmetz moved for the Commission to accept the Lander County 2012 draft population estimates from the Nevada Demographer's Office. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

### **BOARD APPOINTMENTS**

**33) Discussion For Possible Action Regarding Appointment Of Dan Tomera To The 2012-2013 Category 3 Lander County Public Lands Use Advisory Planning Commission & Other Matters Properly Related Thereto:** Executive Director, Gene Etcheverry, stated a letter of Intent was received from Mr. Dan Tomera to serve on the 2012-2013 Lander County Public Land Use Advisory Planning Commission. No other letters of Intent have been received for this position.

Commissioner Mason moved for Commission appointments to fill vacant advisory board position for Mr. Dan Tomera to serve on the 2012-2013 Category 3 Lander County Public Land Use Advisory Planning Commission. Seconded by Commissioner Stienmetz, the motion was voted and carried. **APPROVED**

**34) Discussion For Possible Action Regarding Appointment Of Sarah Edgar To The 2012-2013 Category 3 Lander County Lander Economic Development Authority & Other Matters Properly Related Thereto:** Executive Director, Gene Etcheverry, stated a letter of Intent was received by Ms. Sarah Edgar to continue serving on the 2012-2013 LEDA Board.

Commissioner Williams moved for the Commission to approve the appointment of Sarah Edgar to fill the vacancy on the LEDA Board. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

**35) Discussion For Possible Action Regarding Appointment Of George Fennemore To The 2012-2013 Category 3 Lander Economic Development Authority & Other Matters Properly Related Thereto:** Executive Director, Gene Etcheverry, stated they received a letter of Intent from Mr. George Fennemore to continue to serve on the 2012-2013 LEDA Board.

Commissioner Bullock shared some reservations on this appointment. He questioned if one would need to be a Lander County resident to serve on a Lander County Board. Mr. Etcheverry stated it is not specified on a Category 3 and Mr. Fennemore is not a Lander County resident.

Commissioner Mason moved to defer to see if anyone else volunteers. Seconded by Commissioner Stienmetz, the motion was voted and carried. **DEFERRED**

## **COMMISSIONERS**

### **36) Correspondence/Reports/Potential Upcoming Agenda Items:**

The Board reviewed the following Correspondences that are retained in the Clerk's Office:

1. CHRISTOPHER J. COOK, BUREAU OF LAND MANAGEMENT, to Reader, letter regarding Record of Decision, Plan of Operations Approval, and Approval of Issuance of Right-of-Way Grants for the Mount Hope Project.
2. CHRISTOPHER J. COOK, BUREAU OF LAND MANAGEMENT, to Interested Public, letter regarding proposed decision for the transfer of grazing preference and issuance of ten-year term grazing permit from VW Land and Cattle, LLC to Borba Land and Cattle, LLC for the Fish Creek Ranch Allotment, Antelope Valley Use Area.
3. CHRISTOPHER J. COOK, BUREAU OF LAND MANAGEMENT, to Interested Public, letter regarding proposed decision for transfer of grazing preference and issuance of ten-year grazing permit from Kenneth Buckingham to Barrick Cortez, Inc. for the JD and Grass Valley Allotment.
4. KEVIN E. SULLIVAN, NEVADA DIVISION OF ENVIRONMENTAL PROTECTION, to Amanda Applet, Western Energetix, letter regarding Additional Characterization and Groundwater Monitoring Report – Third Quarter 2012; Facility – Western Energetix Bulk Plant, 125 N. Mountain Street, Battle Mountain, NV, NDEP ID #5-000289, Petroleum Fund #2009000020.
5. EDWARD SEUM, BUREAU OF LAND MANAGEMENT, to Interested Public, letter regarding the Brady Hot Springs Well 15-12 Hydro-Stimulation Preliminary Environmental Assessment (EA) and invitation to submit substantive comments within 30 days.
6. JON D. SHERVE FOR CHRISTOPHER J. COOK, BUREAU OF LAND MANAGEMENT, to Executive Director Gene Etcheverry, letter regarding Environmental Impact Statement (EIS) for the Buffalo Valley Mine Project.

7. KEVIN E. SULLIVAN, NEVADA DIVISION OF ENVIRONMENTAL PROTECTION, to Estate of Martin T. Wessel, letter regarding 3<sup>rd</sup> Quarter, 2012 Monitoring Report, former Ted's Chevron Facility, 474 W. Front Street, Battle Mountain, Nevada, Facility ID #5-000104, Petroleum Fund ID #1999000052.
8. CHRISTOPHER J. COOK, BUREAU OF LAND MANAGEMENT, to Mr. Clark Burton, Barrick Ruby Hill Mine, letter regarding Environmental Assessment (EA) DOI-BLM-NV-2012-0047 for the Ruby Hill Pit Expansion Project.
9. BOB POSTORINO, SOUTHWEST GAS CORPORATION, to Lander County Commissioners, letter regarding outcome of recent training held October 16, 2012 at Battle Mountain Fire Department.
10. AMY LUEDERS, BUREAU OF LAND MANAGEMENT, to Cooperating Agencies, letter regarding draft Socio-Economic Report in support of the Great Basin Nevada Northeast California Sub-Regional Sage-Grouse effort.
11. KENNETH R. BROWN, WESTERN COUNTIES ALLIANCE, to Lander County Commissioners, e-mail regarding recent attendance at Wild Horse Burro advisory board meeting held in Salt Lake City, UT on October 28<sup>th</sup> & 29<sup>th</sup>.

Commissioner Bullock stated as a matter of record that eight items had been deferred this meeting and will appear on the next agenda.

There was discussion about the swearing in ceremony and having a Commissioners business meeting on January 7, 2013 where they would also pay the bills and other items that may need to be put on the next agenda.

#### **PUBLIC COMMENT**

Executive Director, Gene Etcheverry, said this would be his last meeting with the Commission. He expressed mixed feelings from working in public service and government. He told a story when, in 1980, he was heading off to college and he told his dad there were two things he could count on. He would never move back to rural Nevada and he would never have a job with government. Working with Lander County will be the career he held second longest. He expressed his thanks to the people in the County, to the staff, the elected officials, the past Commissions, and the current Commission for allowing him fortunate circumstance to retire early, well and happy with what they have accomplished as a team. He told the Board there is a box in his office that contains a hat, a jacket and an mp3 player and pursuant to the long standing policy in administration he is going to donate them to one of the Christmas giving programs in the County.

**ADJOURNMENT**

There being no further business before the Board at this time, Commissioner Stienmetz moved to adjourn the meeting of December 12, 2012. Seconded by Commissioner Mason the motion was voted and carried. **ADJOURNED**

  
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**CHAIRMAN OF THE BOARD OF LANDER  
COUNTY COMMISSIONERS AND THE  
LANDER COUNTY LIQUOR BOARD**

ATTEST:   
\_\_\_\_\_  
**LANDER COUNTY CLERK**

*NOTE: The Board of Lander County Commissioners serves as the town Board for the unincorporated towns of Battle Mountain and Austin, Nevada.*