9) **Update from J-U-B Engineers on the status of projects at the Battle Mountain and Austin airports and all other matters properly related thereto.**

CHAIRMAN BAKKER: Okay. Number 9. Update from J-U-B Engineers on the status of projects at the Battle Mountain, Austin airports, and all other matters properly related thereto.

J.D. HEITHOFF: Commissioners, this just gives me an opportunity to update you all with respect to what's happening. And you can ask any questions you'd like to.

The first is the Austin apron expansion project. The final report for that should be completed in the next 30 days or so. The contract ran over on contract time but finished right on budget.

So overall from our final inspection, it seemed to Ray Williams and Joe Dory and Frank Whitman were pleased with the project. We were pleased with the project overall too. The contractor did a nice job on it.

The next one is Austin fueling system. We received a single bid last summer. It was high.

It was, you know, I think around a hundred thousand dollars higher than was anticipated and therefore was rejected. It's our understanding that Lander County would like to rebid this project in January or February in hopes of receiving more favorable bids. We can repackage that and -- and get that out to bid. And I would suggest a longer bidding period time on that. Which I already spoke with the executive director on that.

COMMISSIONER WAITS: I understand you were making some changes on that one. Is that one ready to go now so we can advertise or --

J.D. HEITHOFF: It's not quite ready because I want to make sure the commissioners were all in agreement on -- on how we're proceeding forward. And -- and our contract's fine.

KEITH WESTENGARD: There are some -- there were some changes that J.D. and I discussed. And once those are complete, we'll get it going.

COMMISSIONER WAITS: Can you give me --

KEITH WESTENGARD: It should reduce the --

COMMISSIONER WAITS: -- a time frame?

KEITH WESTENGARD: -- cost of it.

J.D. HEITHOFF: I think -- I think we can have it out to bid in 30 days.

COMMISSIONER WAITS: From now?

J.D. HEITHOFF: Thirty days or less.

COMMISSIONER WAITS: That's not January.

J.D. HEITHOFF: Correct.

COMMISSIONER MILLS: It's January, --

KEITH WESTENGARD: We had to make --

COMMISSIONER MILLS: -- February.

KEITH WESTENGARD: -- some changes, Commissioner, on it that we weren't anticipating. And they have to be approved by the engineer before we can meet the criteria for the building --

COMMISSIONER WAITS: Okay.

KEITH WESTENGARD: -- or for the project. I'm sorry.

J.D. HEITHOFF: Any other questions?

CHAIRMAN BAKKER: Anyone else?

J.D. HEITHOFF: On the next project, the Austin Airport GPS approach, J-U-B contacted the FAA and the Navy to see whether the Navy would be willing to give up a small portion of their air space around the airport. They were not in favor of it.

What -- what that means is Austin, even though it's remote, it's surrounded by Navy air space. And to get in and out of the airport, you have to go a certain refined direction.

COMMISSIONER MILLS: Like a corridor you have to fly through.

J.D. HEITHOFF: Exactly. And what we were trying to do was get them to give us up a little bit of additional air space. And then that would allow us to do a slightly different approach pattern to the airport, which would facilitate a little bit more ease of access for pilots to the airport.

At this time, the Navy was not in favor of it. And that wasn't a huge surprise. We tried to press them on the topic. And they still were not in favor of it.

We spoke with the FAA about this. And they said, you know, don't worry about it. You get the master plan that's coming up and maybe that would be the best time to address that and to approach the subject again with the FAA, with Lander County, combining that with the Navy and saying, hey, this is something we want to research, look at, and we want to push. And we can make another run at that. And that'd probably be more

appropriate and have a higher chance of succeeding. So that's -- that's the direction we, I guess, are reporting back on that.

The next is the Battle Mountain pavement rehabilitation project. The bid opening was held October 5th, 2015. There were five bidders. Unfortunately the -- the two low bidders each had slight irregularities with their contracts. And so then the next third higher bidder was $250,000 over the -- the low bidder.

So we recommended not to approve that contract because we felt that that was an excess amount over and above what can be obtained if we rebid the project.

It was my understanding that all bids were rejected. And the project will be repackaged and rebid again here in January and February. The FAA concurred with that recommendation.

And as one of the commissioners noted earlier, the FAA on this project will pay for 93.75 percent of the project. So that's great news. And we want to make them happy.

The next project is the Battle Mountain Airport water mini master plan. J-U-B provided the final report to Keith and Bert. And we're standing by to assist the county with any preferred decided course of actions regarding the water supply and the well out there. So we're kind of just waiting to see what Keith and Bert want to do with that.

KEITH WESTENGARD: And just as a side note, that'll be a -- a budget item that you'll get to see here in another month and a half or so.

J.D. HEITHOFF: The Battle Mountain Airport master plan itself, J-U-B's nearly completed. In fact, we are, I mean, very close to submitting that to the FAA and to Lander County for final review. That'll be going out the door very shortly.

Battle Mountain runway 12-30, we were discussing several months ago. I think I notified the commissioners that the FAA was looking at preferring to close runway 12-30. And we made a substantial push on keeping that open. And, in fact, that's what delayed a lot of the master plan is because we weren't willing to give up on it.

And FAA was basically saying, we're not going to fund any any more projects for 12-30. So we really rolled up our sleeves, went to bat. And I think we got the FAA convinced that we need to keep the 12-30 intact at Battle Mountain Aiprot. And, in fact, we got

them so far to -- as part of the airfield rehabilitation project, they're going to fund a large portion of that rehabilitative work and that will include 12-30. So that will ensure the safety of that runway for Battle Mountain for several years to come. We were pretty excited about that.

And last is the airport capital improvement plans. Keith and I drafted up the final CIPs. And we submitted them to the FAA November 5th, 2015. We just received word back this week on a couple revisions that they'd like to make. And they'd like a little bit additional, the financial detail, which we'll provide them here in this next week. I'll get those to Keith. And then he can submit those to the FAA. And that'll set the course for your funding for the -- for the next few years.

Any questions on any of those?

CHAIRMAN BAKKER: Anyone?

COMMISSIONER MILLS: Good -- good news, especially on that runway 12-30. That's good.

COMMISSIONER WAITS: J.D., do you -- do you have the dates yet for the FAA meetings and their conference in Boulder City?

J.D. HEITHOFF: I do have that on my calendar. I'll -- I need to forward that.

KEITH WESTENGARD: I have that also, Commissioner. And I can forward it to you. March?

I'm not -- I'll forward it to -- to you --

COMMISSIONER WAITS: Thank you.

KEITH WESTENGARD: -- and Commissioner Mills.

J.D. HEITHOFF: And I am planning on attending that. And...

KEITH WESTENGARD: I -- yeah. I was too. That is correct.

CHAIRMAN BAKKER: Okay. Thank you. Anything else? Anyone?

Thanks, J.D.

10) **Discussion and possible action to execute J-U-B Engineers' contract for $203,589.65 with the county cost not to exceed $12,724.35 for the additional design work, bidding, repackaging, rebidding, and construction services for the Battle Mountain Airport pavement rehabilitation project and for the chair or vice chair to sign, and all other matters properly related thereto.**

CHAIRMAN BAKKER: Okay. Number 10. Discussion and possible action to exicate -- execute J-U-B Engineers' contract for $203,589.65 with the county cost not to exceed $12,724.35 for the additional design work, bidding, repackaging, rebidding, and construction services for the Battle Mountain Airport pavement rehabilitation project and for the chair or vice chair to sign, and all other matters properly related thereto.

J.D. HEITHOFF: Commissioners, the project I was just discussing, it was bid in October. And the -- it was recommended that we reject the bids and go out for rebidding this package.

In the meantime, we did convince the FAA that they can contribute a little bit additional funding to this project. It looks like that they'll be able to come up with $1.3 million for the project, which will be fantastic. And that'll help Battle Mountain Airport quite a bit.

The FAA is going to pay for 93.75 percent of the engineering fees and construction costs for that project. And in the 203,000 covers our additional design, bidding, and then construction engineering costs that are associated with that project.

CHAIRMAN BAKKER: Okay.

Any questions? Get a motion?

COMMISSIONER STIENMETZ: I'll make a motion to execute J-U-B's engineering contract for $203,589.65 with the county's cost not to exceed 12,724.35 for the additional design work, bidding, repackaging, rebidding, and construction services for the Battle Mountain Airport rehabilitation project and authorize the chair or vice chair to sign.

COMMISSIONER MILLS: I'll second.

CHAIRMAN BAKKER: Any public comment?

(No comment.)

CHAIRMAN BAKKER: All those in favor?

COMMISSIONER STIENMETZ: Aye.

COMMISSIONER MILLS: Aye.

COMMISSIONER WAITS: Aye.

COMMISSIONER CLARK: Aye.

CHAIRMAN BAKKER: Motion carries.

11) **Discussion and possible action to execute Supplemental Agreement #1 for contract increase of $20,230.60, with the county cost not to exceed $1,264.42 for additional inspection and construction administration services required by J-U-B Engineers for the Austin Airport expansion project and authorize the chair or vice chair to sign -- the FAA approved an additional four days of time for a change order on the project and the contractor overran the contract time by an additional four working days. This required an additional two weeks of inspection and office administration. The contractor was charged an additional $10,000 in damages -- and all other matters properly related thereto.**

CHAIRMAN BAKKER: Number 11. Discussion and possible action to execute Supplemental Agreement #1 for contract increase of $20,230.60, with the county cost not to exceed $1,264.42 for additional inspection and construction administration services required by J-U-B Engineers for the Austin Airport expansion project and authorize the chair or vice chair to sign -- The FAA approved an additional four days of time for a change order on the project, and the contractor overran the contract time by an additional four working days. This required an additional two weeks of inspection and office administration. The contractor was charged an additional $10,000 in damages -- and all other matters properly related thereto.

KEITH WESTENGARD: Commissioners, what you'll see is there is a slight discrepancy in -- in some numbers there. And J.D.'s going to explain that to us -- or to you.

DISTRICT ATTORNEY HERRERA: The discrepancy, I might add, Commissioners, is with the agendized amount and the actual amount.

J.D. HEITHOFF: Correct.

Commissioners, we -- we -- Keith and I -- submitted a supplemental agreement to the FAA for additional costs on this project. And that was submitted for $21,438.

Of that 21,438, the $20,230.60 is requested by J-U-B for additional costs that were incurred as part of the two-week plus overrun for additional inspection on site, the expenses, and then also additional office administration time for the project.

The difference of $12,007.40 was due to -- when we originally came up with the original budget, the grant budget for the FAA, we estimate the number of dollars that we put in for -- for administrative services for Lander County.

And we put that number in. And then we put in the -- the contractor's cost of based upon the initial contract. And then we put in the engineering document on what our costs are going to be.

The construction costs came in very close to what the -- the original executed contract costs were. And J-U-B overran, as I mentioned, by the $20,230.60. And then Lander County, I -- I underestimated those costs on that. And those mostly were due to the advertising costs. We advertised in three different papers: the Reno, Salt Lake paper, and, I believe, Battle Mountain. We advertised each of those papers on two different days. And as a result, that -- that -- we incurred additional costs of about 12-, $1300 on that. So that's where the difference is.

We requested the FAA to cover all of those costs, both J-U-B's and Battle Mountain's additional administration. And what we're requesting here is the difference for J-U-B's from Lander County for the $20,230.60. I hope I didn't muddy that up too much for you.

Does --

CHAIRMAN BAKKER: Any questions?

J.D. HEITHOFF: -- that make sense, Ted?

DISTRICT ATTORNEY HERRERA: So what are you requesting from them?

J.D. HEITHOFF: Requesting that they approve our -- our supplemental agreement with J-U-B between Lander County and J-U-B for $20,230.60.

DISTRICT ATTORNEY HERRERA: I thought your costs were more than that.

J.D. HEITHOFF: The one that we submitted to the FAA is 21,438 because that covers --

DISTRICT ATTORNEY HERRERA: Right.

J.D. HEITHOFF: -- the additional Lander County administrative costs also.

DISTRICT ATTORNEY HERRERA: So the 20,230.60, that'd be enough? That'd be sufficient as --

J.D. HEITHOFF: Correct.

DISTRICT ATTORNEY HERRERA: -- agendized?

J.D. HEITHOFF: Correct.

DISTRICT ATTORNEY HERRERA: Oh, then there's no problem.

COMMISSIONER WAITS: So all this basically was because of the four days' overrun?

J.D. HEITHOFF: We actually had two weeks of overrun. There were four days of additional contract time granted to the contractor, which equates to one week of --

COMMISSIONER WAITS: Because of the weather?

J.D. HEITHOFF: -- working time. That was due to the -- the lights and stuff, the relocation of lights. That was the granted time.

The additional time where the contractor overran, but was not approved by the FAA, was for -- basically, as you know, he was working four-day workweeks out there. He elected to do that. And -- but yet we still charged five-day workweeks.

Well, at the end of that period, he still had another week plus of work to do and so he overran that time.

We told him early on in the project, if you're only going to work four-day workweeks, that's fine. But if you overrun contract time, you're going to have to pay liquidated damages. We did charge the contractor $2500 for each day he overran, which accumulated an additional $10,000 that he was not paid for on that project.

COMMISSIONER WAITS: I -- yeah, I saw that. But I thought maybe some was because of the weather. But he didn't request any additional time because of the weather?

J.D. HEITHOFF: No.

COMMISSIONER WAITS: Because there were times that they couldn't even get their trucks out there, let alone their heavy --

J.D. HEITHOFF: That's true.

COMMISSIONER WAITS: -- equipment.

J.D. HEITHOFF: There were a few days in there. And -- and I account for that in my working days' diary.

COMMISSIONER WAITS: But he didn't request any?

J.D. HEITHOFF: He didn't have to because I accounted for that during the working days' diary.

COMMISSIONER WAITS: Okay. And it still came out a penalty?

J.D. HEITHOFF: Correct.

COMMISSIONER WAITS: Okay. Thank you.

COMMISSIONER MILLS: So this is indicating that there's -- the county cost is not to exceed $1,264.42. How does that fit in there?

J.D. HEITHOFF: Correct. That's a correct amount. That's between -- that's the 6.25 percent.

COMMISSIONER MILLS: Oh, that's -- okay.

J.D. HEITHOFF: Right.

COMMISSIONER MILLS: I see.

J.D. HEITHOFF: Then the FAA will pay for 93.75 percent, the other.

KEITH WESTENGARD: Commissioner Mills, the discrepancy that I just wanted to show was in the letter that I had sent to the FAA and what was agendized.

COMMISSIONER MILLS: Okay.

KEITH WESTENGARD: So the -- what's agendized is -- are the -- the correct amounts.

But what I sent to FAA was -- was off.

COMMISSIONER MILLS: Right.

KEITH WESTENGARD: So I just wanted --

CHAIRMAN BAKKER: All the county's paying is the $1200?

DISTRICT ATTORNEY HERRERA: Yes.

CHAIRMAN BAKKER: Not the $20,000?

DISTRICT ATTORNEY HERRERA: Yes. $12,064.42.

CHAIRMAN BAKKER: Okay. Just clarifying that.

KEITH WESTENGARD: 12,064.42.

COMMISSIONER MILLS: Okay. Well, I move that we execute Supplemental Agreement #1 with J-U-B Engineers for the Austin Airport expansion.

CHAIRMAN BAKKER: Do we have a second?

COMMISSIONER STIENMETZ: I'll second it.

CHAIRMAN BAKKER: Public comment?

(No comment.)

CHAIRMAN BAKKER: All those in favor?

COMMISSIONER STIENMETZ: Aye.

COMMISSIONER CLARK: Aye.

COMMISSIONER MILLS: Aye.

COMMISSIONER WAITS: Aye.

CHAIRMAN BAKKER: Motion carries.

J.D. HEITHOFF: Thank you.

CHAIRMAN BAKKER: Thank you.

KEITH WESTENGARD: Don't leave, J.D. Okay.

J.D. HEITHOFF: Rats.

12) Discussion and possible action regarding awarding the Aviation and Support and Maintenance and Services Contract (AWOS) for a period of one year, to expire on 12/31/2016 in an amount of $15,550 for the Battle Mountain and Austin airports, $7,750 for each airport, and for the chair or vice chair to sign, and all other matters properly related thereto.

CHAIRMAN BAKKER: Number 12. Discussion and possible action to regarding awarding the Aviation and Support and Maintenance and Services Contract, AWOS, for a period of one year, to expire on 12/31/2016 in an amount of $15,550 for the Battle Mountain and Austin airports, $7,750 for each airport, and for the chair or vice chair to sign, and all other matters properly related thereto.

KEITH WESTENGARD: We have an annual contract with AWOS -- AWOS, which is our weather monitoring system. Since 2012 it's remained the same. This year when we discussed renewing it, it nearly doubled in cost. But it's a necessity.

I spoke with J.D. about it. There's really only two providers in the -- in the country. What was the -- J.D., what was the other company's name? I -- I don't remember. American...

J.D. HEITHOFF: It's Vaisala you're contracted with and then All Weather --

KEITH WESTENGARD: All Weather.

J.D. HEITHOFF: -- is the major one.

KEITH WESTENGARD: Those are two right there so...

Right. So we're really kind of stuck with this, unless we want to look at the other company. But I discussed it with J.D. And they're probably not going to come in and work on somebody else's equipment for the -- the contract so...

COMMISSIONER WAITS: This runs havoc on our current budget for the -- because it goes into effect, like, right away?

KEITH WESTENGARD: Myself and -- actually, yes, it would. Myself and Commissioner Mills, we talked with AWOS about this. And they're not going to budge.

This is -- and they have a monopoly on it. We're really kind of --

COMMISSIONER MILLS: Yeah.

KEITH WESTENGARD: -- stuck with it.

COMMISSIONER MILLS: And I think on our next agenda item, they -- with getting the weather reporting on the Internet, they gave us a break on that --

KEITH WESTENGARD: Right.

COMMISSIONER MILLS: -- to compensate some for this.

But they -- they weren't going to -- they weren't going to budge on this contract.

RICK HARLESS: I'll just say one thing on that.

CHAIRMAN BAKKER: State your name.

RICK HARLESS: Rick Harless, again, at the airport.

CHAIRMAN BAKKER: Thank you.

RICK HARLESS: Vaisala has been very, very good to work with. We -- we talk to them constantly on the phone and do troubleshooting over the phone --

KEITH WESTENGARD: Oh, yeah.

RICK HARLESS: -- to fix things ourselves. They do do quarterly inspections --

KEITH WESTENGARD: Right.

RICK GOBEL: -- that they're required to do. But as far as day-to-day, you know, there's -- I don't know -- probably a dozen times a year that -- that we talk to them on the phone about a problem. And we walk through it.

KEITH WESTENGARD: It's not that their service is bad. I've received calls from them. Just -- I'm sure like you have, Rick -- over issues on weekends. What are we going to do about this? How do we fix that?

It's not a service issue. It's just that they doubled their -- their service fees so...

But they did make a point to tell us they haven't raised them since 2012, I believe, when we started the contract.

CHAIRMAN BAKKER: Okay. Thanks, Rick.

RICK HARLESS: Yep.

DISTRICT ATTORNEY HERRERA: Now, Commissioners, they sent -- they're based out of where? Louisiana?

KEITH WESTENGARD: No, Colorado.

DISTRICT ATTORNEY HERRERA: Colorado. They're based out of

Colorado.

They sent their contract. My office took their contract. We've always had our own contract. And I did our own contract and made Nevada the state, if there's any potential legal problems. I threw in that it would be taken care of here in Nevada. And I also gave you a 30-day clause that you -- that you want on all contracts.

So I have done that.

COMMISSIONER WAITS: Thank you.

CHAIRMAN BAKKER: Okay.

Get a motion?

COMMISSIONER MILLS: I move that we award the aviation support and maintenance service contract for AWOS for a period of one year to Vaisala. How do you -- how do you say the company?

RICK HARLESS: Vaisala.

COMMISSIONER MILLS: Vaisala?

CHAIRMAN BAKKER: Do we have a second?

COMMISSIONER CLARK: Second.

CHAIRMAN BAKKER: Any public comment?

(No comment.)

CHAIRMAN BAKKER: All those in favor?

COMMISSIONER CLARK: Aye.

COMMISSIONER STIENMETZ: Aye.

COMMISSIONER MILLS: Aye.

COMMISSIONER WAITS: Aye.

CHAIRMAN BAKKER: Motion carries.

13) Discussion and possible action to approve/disapprove the purchase of a cell modem kit, Avimet DataLink for weather reports for incoming/outgoing aircraft at the Battle Mountain and Austin airports in a one-time amount of $3,249.00 ($1805.00) per airport minus a 10 percent discount -- the annual maintenance fee is incorporated with the AWOS contract -- and all other matters properly related thereto.

CHAIRMAN BAKKER: Thirteen. Discussion and possible action to approve/disapprove the purchase of a cell modem kit, Avimet DataLink for weather reports for incoming/outgoing aircraft at the Battle Mountain, Austin airports in a one-time amount of

$3,249.00, $1,805.00 per airport minus a 10 percent discount -- the annual maintenance fee is incorporated with the AWOS contract -- and all other matters properly related thereto.

KEITH WESTENGARD: So this will cover the installation and the program that's needed to put this into place and then we just incorporate it into the -- into the contract.

COMMISSIONER WAITS: At the Austin Airport meeting, they discussed this at -- at some length and were very excited about being able to access it.

And not only, again, for the pilots, but most certainly for anyone else that wants to pick it up on their smartphone, we're told. Because it's Internet-related and such.

We thought we were okay under our budget to actually do this this year. But now, with the surprise of $800 a quarter more for our AWOS system that runs us $1600 extra that we hadn't planned on paying.

And so, with that, we are certainly in support. But my recommendation would be that we wait until our budget time and -- and do it in the next year's budget.

I don't know how Battle Mountain is with theirs, whether we have to separate them or whether you have money to do that right away or not.

RICK HARLESS: I guess I'm not clear on what you're asking.

COMMISSIONER WAITS: We don't have the money in our Austin Airport budget to pay for this this year because of the extra $1600 that we're paying with the increase on the Vaisala contract.

But I don't know how your budget is in Battle Mountain. If you have the money to absorb the increase on their AWOS fees and also pay for this, there's no reason for you to delay it, if we can order it, and then pay for ours after the new budget year and we put it in the budget.

That was my question.

CHAIRMAN BAKKER: Nan?

KEITH WESTENGARD: In Battle Mountain, we have the -- the money to cover --

COMMISSIONER WAITS: Okay.

KEITH WESTENGARD: -- those costs.

COMMISSIONER WAITS: Then the question would be: If we order them both, but we don't receive Austin's until after the

new budget year, we can authorize it today if we decide to do that.

CHAIRMAN BAKKER: Nan, what do you suggest?

NAN ANCHO: Well, I believe that Battle Mountain's budget could probably absorb it for both airports. It's $1800 for -- yeah, we can absorb the whole --

COMMISSIONER WAITS: Well, that would be better yet.

KEITH WESTENGARD: Until July 1st. Then we'll include it in the budget for Austin Airport.

COMMISSIONER WAITS: No, we've given you a lot of our airport money.

You -- you --

KEITH WESTENGARD: You have a very nice runway, --

COMMISSIONER WAITS: -- haven't been here --

KEITH WESTENGARD: -- Commissioner Waits.

COMMISSIONER WAITS: -- long enough to know some of the money we've given to Battle Mountain.

KEITH WESTENGARD: I know.

CHAIRMAN BAKKER: No. That sounds good. So can I get a motion to --

COMMISSIONER WAITS: You bet.

CHAIRMAN BAKKER: Buy it? Purchase it?

COMMISSIONER WAITS: I will do that. Okay. I make a motion that we purchase the cell modem kit, which is the Avimet DataLink for weather reports for the Battle Mountain and the Austin Airport to be taken out of the current budget for the Battle Mountain Airport.

COMMISSIONER MILLS: Second.

DISTRICT ATTORNEY HERRERA: And Austin.

COMMISSIONER MILLS: Battle Mountain and Austin airports.

CHAIRMAN BAKKER: No. No. Just the Battle --

COMMISSIONER WAITS: Yes.

CHAIRMAN BAKKER: -- Mountain budget. Any public comment?

COMMISSIONER MILLS: I have one comment. Just to clarify what this does is that this -- this puts the weather -- we have weather reporting already at the airports. And when an airplane flies in, they can pick it up on the radio, and they can hear the weather report before they land, which is essential information to landing planes. So you know which runway to use, you know what the wind direction and velocity and the altimeter

setting is for the airport, and helps you land your plane safely.

What this will do is put it out on Internet so that when the pilot is using a -- a -- a modern device that allows them -- I don't -- they're using modern technology that allows them to see weather reports for essentially every airport in the country, except for Battle Mountain, because we're not included in the service. So we're -- we're going to get caught up with that.

And it allows air- -- it allows pilots to -- that are coming here to know what the weather is here before they get here. It allows them to know what the weather is here as they're doing their flight planning and all well in advance just by looking at their iPad, and app on their iPad, and know what the weather's going to be.

It lets them know what it is while they're in flight. So that if they're not even landing here, if they're flying over, they'll know what the weather is in this area to help them traverse the area safely. They'll know the pressure, altitude. They'll know the wind direction and speed and all that as they're flying through.

I think it'll be a huge asset to BLM as they land their -- their firefighting planes here so that they can receive all that information while they're still out fighting the fires. And they'll -- they'll know what weather is here well in advance of getting here instead of having to wait until they're close enough to get the radio signal.

So it's -- it's a huge benefit to every -- every pilot that flies over or does any flight planning that's going to involve this area at all.

COMMISSIONER WAITS: That is absolutely true. And it also is wonderful for citizens because we can call the number now and get the weather. But with all of those with the technical devices, they'll be able to track it when they're coming home from Reno or Salt Lake or whatever --

COMMISSIONER MILLS: Right --

COMMISSIONER WAITS: -- and the same way from Highway 50 so...

UNIDENTIFIED PARTICIPANT: Awesome.

KEITH WESTENGARD: It'd be --

COMMISSIONER WAITS: So it's all good, good.

KEITH WESTENGARD: Yes, in a vehicle, not necessarily an aircraft.

COMMISSIONER WAITS: Did you get a second on that?

CHAIRMAN BAKKER: You said it?

COMMISSIONER MILLS: Yes.

CHAIRMAN BAKKER: All those in favor?

COMMISSIONER CLARK: Aye.

COMMISSIONER STIENMETZ: Aye.

COMMISSIONER MILLS: Aye.

COMMISSIONER WAITS: Aye.

CHAIRMAN BAKKER: Motion carries, passes.

Agenda Item 15. Right?

COMMISSIONER STIENMETZ: Fourteen.

COMMISSIONER MILLS: Fourteen.

COUNTY CLERK SULLIVAN: Fourteen.

14) Discussion and possible action to approve an addendum to the Harless Aircraft Services contract allowing the contract to be extended through March 15, 2016, not to exceed $34,835.00, and all other matters properly related thereto.

CHAIRMAN BAKKER: Fourteen. Discussion and possible action to approve an addendum to Harless Aircraft Services contract allowing the contract to be extended through March 15, 2016, not to exceed $34,835, and all other matters properly related thereto.

Rick?

RICK HARLESS: Hi.

CHAIRMAN BAKKER: How's it going?

COMMISSIONER MILLS: Hi.

RICK HARLESS: It's good. Rick Harless, Harless Aircraft Services.

So this, I assume, is -- is what we discussed and approved verbally at --

DISTRICT ATTORNEY HERRERA: This is part -- part of what we discussed. We -- we agreed to -- and he agreed to extend his contract through March 15, 2016, on two conditions: one that we would cover all the insurances. And that's what this is.

The second part is that when he leaves that -- that we buy,

at fair market value, the -- the -- the --

COMMISSIONER STIENMETZ: Equipment.

RICK HARLESS: Equipment.

DISTRICT ATTORNEY HERRERA: -- the equipment. Now, we haven't got the list of the fair market value and gone over that yet so that part's not included in this. This --

RICK HARLESS: No, but it is provided. Keith has it.

KEITH WESTENGARD: I -- I do have it, but we need to discuss it a little bit more. I --

RICK HARLESS: Yes.

KEITH WESTENGARD: I don't know how you got your fair market value. Just --

RICK HARLESS: Yeah.

KEITH WESTENGARD: -- to put it --

RICK HARLESS: I understand.

KEITH WESTENGARD: And if we have to look at a third party to come in and actually sit down and do an appraisal on the equipment, I have some -- some base number -- or some -- some numbers that you gave me.

But I want to look at a third party appraiser or some way to actually get a true fair market value.

We tried comparing it on the Internet to some equipment on the Internet and then what you gave us, I mean, as well.

RICK HARLESS: Yeah.

KEITH WESTENGARD: But...so that's not inc- -- the equipment is not included in this.

CHAIRMAN BAKKER: But you're working on it?

KEITH WESTENGARD: Pardon me?

CHAIRMAN BAKKER: You're working on it?

KEITH WESTENGARD: That is correct. Yes.

CHAIRMAN BAKKER: Okay.

RICK HARLESS: But -- but also there was a slight increase in the monthly compensations.

KEITH WESTENGARD: And we did include all of that.

RICK HARLESS: Yeah.

KEITH WESTENGARD: It's all included.

RICK HARLESS: He didn't mention that.

CHAIRMAN BAKKER: Okay.

RICK HARLESS: And we're a month into it, you know, and --

DISTRICT ATTORNEY HERRERA: So he needs the money today.

RICK HARLESS: No.
DISTRICT ATTORNEY HERRERA: Let's be honest.
KEITH WESTENGARD: He wants the money.
RICK HARLESS: Well, hopefully, --
CHAIRMAN BAKKER: We're hoping you just change your mind.
RICK HARLESS: Well, --
COMMISSIONER CLARK: If we don't buy -- if we don't buy your stuff back, then you can't leave. That's part of the deal.
So you stay employed until we decide to purchase your things.
CHAIRMAN BAKKER: No, I know they are looking at it. They are looking.
RICK HARLESS: I know they are too. And I knew going into this that it was not going to be an easy task, I mean.
It's just the way the industry's going, you know.
And this is such a -- I keep telling people this is probably the most unique airport in the country because of the way it operates and how important it is three months out of the year. And the rest of the time, you know, it's -- it's important, but it's not as important as those three months. And those three months can be extremely important --
COMMISSIONER WAITS: Critical.
RICK HARLESS: -- or there's nothing, you know.
CHAIRMAN BAKKER: Right.
RICK HARLESS: And it's just totally unpredictable. And that's one of the reasons why it is so unique. And, you know -- I understand that. And like I've said before, you know, I'm more than willing to help. And I guarantee you through March 15th. After that, you know, we can go on a month-to-month.
KEITH WESTENGARD: You're on the record.
RICK HARLESS: Yeah, well, you know.
KEITH WESTENGARD: Okay.
RICK GOBEL: Doesn't say how many months.
KEITH WESTENGARD: We -- we did do an airport walk-through day before yesterday. And we had one person show up. One interested person to -- for the FBO po- -- contract.
And we advertised in aviation magazines. We -- we really put it out, but we had one person show up.
Hopefully, something will come out of it, but I don't know.
RICK HARLESS: I think we're going to have to get a little

creative to get somebody here, you know.

And I've suggested before that the county own the equipment and provide the equipment and maybe even living quarters to an operator. You know, because somebody that wants to come into this, this has got to be a mom and pop operation. I mean, you have to basically be an owner/operator. Because there's not enough money to be an absentee owner, you know.

COMMISSIONER MILLS: Right.

RICK HARLESS: And so somebody coming in here is not going to have the capital to buy all the equipment and -- and move here, you know.

So there's trailer spaces out there. There's two of them. You know, where, if the county was willing, they could put a mobile home out there. And this is not unusual, by the way. There's lots of counties that do exactly what I'm saying. Eureka's one of them. And they own the buildings. They own the equipment. They own a house that they provide to the operator.

And I'm not sure how the fuel works. But, you know, that's something you could work out too.

But I think that's going to be something that needs be looked at.

You know, it's just not a slam dunk to get somebody to come in here and operate it the way it has. We've been there longer than anybody now ever has. We've been there 20 years. And before that, the longest, I think, was 11.

You know, so we've been there a long time. We know how to operate it. We know what's needed. And we also know the direction that it's going.

You know, so I'm willing to help any way I can.

COMMISSIONER CLARK: Appreciate that, Rick.

CHAIRMAN BAKKER: Thanks, Rick.

Call Eureka and get information on how everything's run.

KEITH WESTENGARD: I've -- yeah. Okay.

CHAIRMAN BAKKER: Okay.

KEITH WESTENGARD: Got it.

COMMISSIONER MILLS: Well, I move that we approve the addendum to the Harless Aircraft Service contract as discussed.

COMMISSIONER CLARK: Second.

CHAIRMAN BAKKER: Public comment?

(No comment.)

CHAIRMAN BAKKER: All those in favor?
COMMISSIONER STIENMETZ: Aye.
COMMISSIONER MILLS: Aye.
COMMISSIONER WAITS: Aye.
CHAIRMAN BAKKER: Motion passes.
COMMISSIONER MILLS: Okay. Thank you.
RICK HARLESS: Okay.
COMMISSIONER STIENMETZ: Thanks, Rick.
CHAIRMAN BAKKER: Thanks, Rick.
RICK HARLESS: Yep.
COMMISSIONER WAITS: Thank you, Rick.

15) Discussion and possible action to approve/disapprove CORE Construction's contract for the Battle Mountain Recreation phase 1 Mountain View Golf Course, and all other matters properly related thereto.

CHAIRMAN BAKKER: Number 15. Discussion and possible action to approve/disapprove CORE Construction's contract for the Battle Mountain recreation phase 1 Mountain View Golf Course, and all other matters properly related thereto.

COMMISSIONER WAITS: Did you have any backup on this?

CHAIRMAN BAKKER: Ted has it. He wrote the contract.

TRAVIS COOMBS: Good morning, Commissioners. My name is Travis Coombs with CORE Construction.

I'm here to answer any questions you may have. The next three agenda items are all somewhat interrelated.

So --

COUNTY CLERK SULLIVAN: May we get a spelling for your last name, please.

TRAVIS COOMBS: C-O-O-M-B-S.

COUNTY CLERK SULLIVAN: Thank you.

COMMISSIONER MILLS: So this is all for the new watering system for the golf course.

TRAVIS COOMBS: Correct. This is the replacement of the existing irrigation system at the Mountain View Golf Course and some other miscellaneous improvements to the course, modifying some tee boxes, improving the cart paths, and some other miscellaneous changes out there.

So the first agenda item was, I believe, just a general

approval of the -- of our guaranteed maximum price amount that was submitted. That amount, stated here in the Agenda Item 16, is one million, five hundred eighty-two thousand, four hundred --

CHAIRMAN BAKKER: That's the next one.

TRAVIS COOMBS: -- sixteen dollars.

COMMISSIONER CLARK: That's the next one.

CHAIRMAN BAKKER: Travis.

COMMISSIONER CLARK: Okay.

CHAIRMAN BAKKER: We just need to approve --

COMMISSIONER CLARK: Right.

CHAIRMAN BAKKER: -- the contract between CORE and the county.

COMMISSIONER MILLS: Yes. We do these one at a time.

COMMISSIONER CLARK: Everything proper? Ted?

DISTRICT ATTORNEY HERRERA: Yes.

COMMISSIONER CLARK: Okay.

DISTRICT ATTORNEY HERRERA: Everything's proper. And it's -- I set it up for the -- the chair to sign.

COMMISSIONER CLARK: Okay.

CHAIRMAN BAKKER: Need a motion?

COMMISSIONER CLARK: Yeah. I'll make a motion that we approve CORE Construction contract for the Battle Mountain recreation phase 1 Mountain View Golf Course and all other matters properly rela- -- related thereto.

CHAIRMAN BAKKER: And authorize the chair to sign.

COMMISSIONER STIENMETZ: And authorize the chair to sign.

CHAIRMAN BAKKER: Authorize the chair to sign.

COMMISSIONER CLARK: Oh, yeah. Authorize the chair to sign.

COMMISSIONER MILLS: Second.

CHAIRMAN BAKKER: Public comment?

(No comment.)

CHAIRMAN BAKKER: All those in favor?

COMMISSIONER STIENMETZ: Aye.

COMMISSIONER MILLS: Aye.

COMMISSIONER CLARK: Aye.

COMMISSIONER WAITS: Aye.

CHAIRMAN BAKKER: Motion passes.

16) Discussion and possible action to approve/disapprove CORE Construction's proposal for the guaranteed maximum price (GMP) and if approved, sign the owner/CMAR construction agreement for the Battle Mountain recreation phase 1 Mountain View Golf Course in an amount not to exceed $1,582,416.00, and all other matters properly related thereto.

CHAIRMAN BAKKER: Sixteen. Dis- -- discussion and possible action to approve/disapprove CORE Construction proposal for the guaranteed maximum price, GMP, and if approved, sign the owner/CMAR construction agreement for the Battle Mountain recreation phase 1 Mountain View Golf Course in an amount not to exceed $1,582,416, and all other matters properly related thereto.

COMMISSIONER CLARK: We -- we already funded this; right?

CHAIRMAN BAKKER: Yeah.

COMMISSIONER CLARK: Yeah, last year.

COMMISSIONER WAITS: One -- one of the clarifications we have to do on this is the dates under the assumptions, clarifications, and exclusions.

The basis of estimate up there is dated 12/15/15 so we know they did this last year. But everything else on it anticipated dates are all '15, '15, '15. So...

Instead of '16.

DISTRICT ATTORNEY HERRERA: (Indiscernible) the other one.

CHAIRMAN BAKKER: Yeah. We need to correct that.

COMMISSIONER WAITS: Page 2.

CHAIRMAN BAKKER: Huh? I said, we need to correct that.

COMMISSIONER WAITS: Oh. I thought you said, where do we correct that? And I said, page 2.

CHAIRMAN BAKKER: No, that's not --

COMMISSIONER WAITS: Bert, --

CHAIRMAN BAKKER: -- hard though. We can approve it and --

COMMISSIONER CLARK: -- did you look this over?

TRAVIS COOMBS: Can -- I'm sorry, can you clarify your -- your request there? The dates listed here, the 12/15/15 dates are identifying the dates that the exhibits contained herein are -- were prepared.

COMMISSIONER WAITS: Right. I said, I see you prepared it on 12/15 so I know you did it last -- last month.

TRAVIS COOMBS: Right.

COMMISSIONER WAITS: But all your anticipated construction dates and completion dates are all '15.

COMMISSIONER MILLS: Yeah, your --

COMMISSIONER WAITS: So you need --

COMMISSIONER MILLS: -- anticipated construction start date is 1/18/15 --

COMMISSIONER WAITS: So you need to --

COMMISSIONER MILLS: -- on page 2 --

COMMISSIONER WAITS: -- correct your dates to --

COMMISSIONER MILLS: -- on page 2 of the -- what is that?

COMMISSIONER STIENMETZ: Pages of estimate, page 2?

DISTRICT ATTORNEY HERRERA: It says '16.

TRAVIS COOMBS: That must be the other document.

CHAIRMAN BAKKER: Ted? Oh.

TRAVIS COOMBS: Oh, okay.

COMMISSIONER MILLS: There's half of it.

TRAVIS COOMBS: I see. Under the base listing.

CHAIRMAN BAKKER: There's half.

COMMISSIONER MILLS: You'll have all basis of estimate. I don't know if those nec- -- is that part of the contract or does that necessarily need to be changed?

TRAVIS COOMBS: Okay. You're correct. That's a typo. I apologize for that. Those dates --

COMMISSIONER MILLS: Okay.

TRAVIS COOMBS: -- can be redlined and changed to -- to '16.

COMMISSIONER MILLS: All right.

CHAIRMAN BAKKER: So what do we do? Just change it?

DISTRICT ATTORNEY HERRERA: We can change it. You just need to approve it.

CHAIRMAN BAKKER: Okay.

COMMISSIONER MILLS: Right.

DISTRICT ATTORNEY HERRERA: And then with the necessary date changes.

CHAIRMAN BAKKER: Okay.

COMMISSIONER MILLS: I move that we approve the CORE Construction proposal for guaranteed -- the guaranteed maximum price and approve for the chair to sign the contract and also to correct the dates on the basis of estimate.

COMMISSIONER CLARK: Second.
COMMISSIONER STIENMETZ: I'll second the motion.
CHAIRMAN BAKKER: Okay. Public comment?
(No comment.)
CHAIRMAN BAKKER: All those in favor?
COMMISSIONER CLARK: Aye.
COMMISSIONER STIENMETZ: Aye.
COMMISSIONER MILLS: Aye.
COMMISSIONER WAITS: Aye.
CHAIRMAN BAKKER: Motion carries.

17) Discussion and possible action to approve/disapprove CORE Construction's notice to proceed with the Battle Mountain recreation phase 1 Mountain View Golf Course and all other matters properly related thereto.

CHAIRMAN BAKKER: Agenda Item Number 17. Discussion and possible action to approve/disapprove CORE Construction notice to proceed with the Battle Mountain recreation phase 1 Mountain View Golf Course, and all other matters properly related thereto.

COMMISSIONER MILLS: I move that we approve the CORE Construction notice to proceed with the Battle Mountain rec- -- recreation phase 1 Battle Mountain View Golf Course project.

CHAIRMAN BAKKER: Second?

Do -- I need a second?

COMMISSIONER STIENMETZ: Do you want the chair or vice chair to sign it?

COMMISSIONER MILLS: And have the -- have the chair or vice chair sign it.

COMMISSIONER STIENMETZ: I'll second it.

CHAIRMAN BAKKER: Public comment?

(No comment.)

CHAIRMAN BAKKER: All those in favor?

COMMISSIONER CLARK: Aye.

COMMISSIONER STIENMETZ: Aye.

COMMISSIONER MILLS: Aye.

COMMISSIONER WAITS: Aye.

CHAIRMAN BAKKER: Motion carries.

TRAVIS COOMBS: Thank you very much.

DISTRICT ATTORNEY HERRERA: See if you can change that.
CHAIRMAN BAKKER: Thanks, Travis.
DISTRICT ATTORNEY HERRERA: This is the right --
COMMISSIONER STIENMETZ: Thank you, Travis.
KEITH WESTENGARD: Yes. That's correct.
COUNTY CLERK SULLIVAN: And is --
DISTRICT ATTORNEY HERRERA: I think these are correct too.
COUNTY CLERK SULLIVAN: Is that all the documents?
CHAIRMAN BAKKER: They're right there.
COUNTY CLERK SULLIVAN: It's for all items.
DISTRICT ATTORNEY HERRERA: Here's the last one that's (indiscernible).
COUNTY CLERK SULLIVAN: Okay.
DISTRICT ATTORNEY HERRERA: (Indiscernible) one page.
CHAIRMAN BAKKER: Travis, do you need me to sign one of those so you can hit the road or -- no, you've got the rec center. No.
TRAVIS COOMBS: No.
CHAIRMAN BAKKER: It's wasn't on there. Okay.
TRAVIS COOMBS: You guys just like me to redline this document? With blue ink?
CHAIRMAN BAKKER: It's up to Ted.
TRAVIS COOMBS: Ted, (indiscernible).
COMMISSIONER WAITS: Do you want to move to the rec center --
KEITH WESTENGARD: Blue ink?
COMMISSIONER WAITS: -- now while he's --
DISTRICT ATTORNEY HERRERA: Blue -- blue ink --
CHAIRMAN BAKKER: We're not doing that.
DISTRICT ATTORNEY HERRERA: -- if you're going to change it --
CHAIRMAN BAKKER: It'll be next -- our next meeting.
DISTRICT ATTORNEY HERRERA: -- on there that it needs to have the --
CHAIRMAN BAKKER: I messed up.
DISTRICT ATTORNEY HERRERA: -- signature of the chair on here.
CHAIRMAN BAKKER: They just put it out to bid.
DISTRICT ATTORNEY HERRERA: And I'll -- I'll signature it too.

CHAIRMAN BAKKER: I know because -- it's -- counting on Max.

Kind of hit and miss thing, I think.

TRAVIS COOMBS: Point of clarification on those dates. That -- those dates are not actually included in the actual contract amendment. They were included in our original proposal documentation explanation. So I don't believe that change is applicable to the actual contract documents.

COMMISSIONER MILLS: Okay.

CHAIRMAN BAKKER: Perfect.

DISTRICT ATTORNEY HERRERA: So they're ready for signature?

TRAVIS COOMBS: Yes.

DISTRICT ATTORNEY HERRERA: Why are you giving me the half one?

COUNTY CLERK SULLIVAN: I am.

18) Discussion and possible action to approve a price increase from Allison-MacKenzie, labor relations law firm, from $225.00 per hour to $250.00 per hour and to approve a retainer for collective bargaining services at $250.00 per hour and to have the chair or vice chair sign the agreement and all other matters properly related thereto.

CHAIRMAN BAKKER: Okay. Item -- Agenda Number 18. Discussion and possible action to approve a price increase from Allison-MacKenzie, labor relations law firm, from $225 per hour to $250 per hour and to approve a retainer for collective bargaining services at $250 per hour and to have the chair or vice chair to sign the agreement, and all other matters properly related thereto.

KEITH WESTENGARD: Allison-MacKenzie's our labor law attorney specialist as well as they sit in on our bargaining, which this year we're going to be doing our bargaining for our union employees. So...

COMMISSIONER MILLS: We'll have Charlie Cockerill here?

KEITH WESTENGARD: Yes. That's correct.

COMMISSIONER MILLS: How do you feel about that, Ted?

DISTRICT ATTORNEY HERRERA: I think he's a necessary part of this --

COMMISSIONER CLARK: Okay.

DISTRICT ATTORNEY HERRERA: -- procedure.

COMMISSIONER MILLS: Okay. I move to approve the price increases from Allison-MacKenzie, labor law relations firm, as discussed.

COMMISSIONER CLARK: Second.

COMMISSIONER WAITS: How long have we been with this firm?

KEITH WESTENGARD: A long time.

COUNTY CLERK SULLIVAN: Forever.

COMMISSIONER WAITS: Charlie Cockerill --

DISTRICT ATTORNEY HERRERA: I believe we were with Charlie Cockerill before he joined this firm.

KEITH WESTENGARD: Yes.

COMMISSIONER CLARK: Yeah.

COUNTY CLERK SULLIVAN: Correct.

DISTRICT ATTORNEY HERRERA: And then -- now we're with the firm because Charlie Cockerill's an integral part of the firm.

COMMISSIONER WAITS: So everyone's pleased with it and we just --

DISTRICT ATTORNEY HERRERA: Right.

COMMISSIONER WAITS: -- continue?

COMMISSIONER STIENMETZ: Yeah.

DISTRICT ATTORNEY HERRERA: Right. We're pleased with Charlie Cockerill's work --

COMMISSIONER CLARK: And that --

DISTRICT ATTORNEY HERRERA: -- no matter what firm he's in.

COMMISSIONER CLARK: Right. Charlie's been --

COMMISSIONER WAITS: Thank you.

COMMISSIONER CLARK: -- involved in Lander County the late '80s with the school district. So he's familiar with the county.

CHAIRMAN BAKKER: Any public comment?

(No comment.)

CHAIRMAN BAKKER: All those in favor?

COMMISSIONER CLARK: Aye.

COMMISSIONER STIENMETZ: Aye.

COMMISSIONER MILLS: Aye.

COMMISSIONER WAITS: Aye.

CHAIRMAN BAKKER: Motion passes.

19) **Discussion and possible action to approve a contract between Lander County and Pathfinders USA Inc. to provide antennas on the Lander County Courthouse and/or the Lander County Sheriff's Office substation along with locations which are utilized for communications links in Austin and utilize Lander County electrical outlets for powering said antennas and related equipment on one or more non-penetrating mounts or other suitable mounting hardware at a cost not to exceed $50.00 per month per active link for a period of five years, and all other matters properly related thereto.**

CHAIRMAN BAKKER: Okay. Agenda Item Number 19, discussion and possible action to approve a contract between Lander County and Pathfinders USA Incorporated to provide antennas on the Lander County Courthouse and/or the Lander County Sheriff's Office substation along with locations which are utilized for communication links in the Austin area and utilize Lander County electrical outlets for powering said antennas, related equipment on one or more non-penetrating mounts or other suitable mounting hardware at a cost not to exceed $50 per month per active link for a period of five years, and all other matters properly related thereto.

KEITH WESTENGARD: This is the same contract that was approved for Battle Mountain. Undersheriff Quick went through it. And then we just changed it to the Austin area.

DISTRICT ATTORNEY HERRERA: Where is that contract?

KEITH WESTENGARD: Should be in here.

DISTRICT ATTORNEY HERRERA: (Indiscernible.)

COMMISSIONER WAITS: Do we have antennas up now? Or we don't?

DISTRICT ATTORNEY HERRERA: Sadie, do you have it?

COUNTY CLERK SULLIVAN: Believe it or not, I think I do.

DISTRICT ATTORNEY HERRERA: All right.

KEITH WESTENGARD: What do you mean, believe it or not?

COUNTY CLERK SULLIVAN: That's the first one of the day.

CHAIRMAN BAKKER: Hey, Ron.

SHERIFF RON UNGER: Sir.

CHAIRMAN BAKKER: Do you have antennas up in Austin now?

SHERIFF RON UNGER: For?

CHAIRMAN BAKKER: PC Computing. Your Pathfinders -- the

antennas that are going on?

SHERIFF RON UNGER: I don't think they're up there yet; are they?

DISTRICT ATTORNEY HERRERA: No, they're not --

SHERIFF RON UNGER: I know we went down and looked look at it. They're not there yet.

COMMISSIONER WAITS: So we don't have any antennas yet.

SHERIFF RON UNGER: I don't think so.

UNIDENTIFIED PARTICIPANT: No.

COMMISSIONER WAITS: So this is a new --

DISTRICT ATTORNEY HERRERA: Not until --

COMMISSIONER WAITS: -- contract.

DISTRICT ATTORNEY HERRERA: -- we do the contract.

COMMISSIONER WAITS: Okay.

KEITH WESTENGARD: Once you approve the contract, then they --

COMMISSIONER STIENMETZ: Then they can put them.

COMMISSIONER CLARK: We've been talking about it for so long, I thought they were up already.

KEITH WESTENGARD: It's almost --

COMMISSIONER WAITS: Years.

KEITH WESTENGARD: -- there.

COMMISSIONER WAITS: Okay.

SHERIFF RON UNGER: No, we've been down there to look at several different places where they can install them, but they're not there.

COMMISSIONER WAITS: Okay.

CHAIRMAN BAKKER: Okay.

Any motion?

COMMISSIONER STIENMETZ: I make a motion to approve a contract between Lander County and Pathfinders USA Inc. to provide antennas on the Lander County Courthouse and/or the Lander County Sheriff's Office substation along with locations which are utilized for communication links to Austin area and utilize Lander County electrical outlets for powering said antennas and related equipment on one or more non-penetrating mounts and other suitable mounting hardware at a cost not to exceed five -- $50 per month per active link for a period of five years and authorize the chair to sign.

COMMISSIONER MILLS: Second.

COMMISSIONER WAITS: I'll second the motion.
CHAIRMAN BAKKER: Any public comment?
(No comment.)
CHAIRMAN BAKKER: All those in favor?
COMMISSIONER STIENMETZ: Aye.
COMMISSIONER CLARK: Aye.
COMMISSIONER WAITS: Aye.
COMMISSIONER MILLS: Aye.
CHAIRMAN BAKKER: Motion carries.

20) **Discussion and possible action to give direction to the executive director to attend a hospital board meeting to advise the hospital board of Lander County's intent to cease the monthly cost of $25,000 and $5,000 for EMS services within Lander County and to cease the annual maintenance of $30,000 for the EMS fleet and to sell all EMS equipment, vehicles, and the Austin ambulance building to the Battle Mountain General Hospital (price to be negotiated), effective July 1, 2016, and all other matters properly related thereto.**

CHAIRMAN BAKKER: Agenda Item Number 20. Discussion and possible action to give direction to the executive director to attend a hospital board meeting to advise the hospital board of Lander County's intent to cease the monthly cost of $25,000 and $5,000 for EMS services within Lander County and to cease the annual maintenance of $30,000 for the EMS fleet and to sell all EMS equipment, vehicles, and Austin ambulance building to the Battle Mountain General Hospital, price to be negotiated, effective July 1st, 2016, and all other matters properly related thereto.

KEITH WESTENGARD: What I'm looking for is direction from the commission to go to the hospital board meet- -- meeting and advise them that that's the intent of Lander County is to --
COMMISSIONER WAITS: This was --
KEITH WESTENGARD: -- turn all the --
COMMISSIONER WAITS: -- the --
KEITH WESTENGARD: -- EMS --
COMMISSIONER WAITS: -- original --
KEITH WESTENGARD: -- services --
COMMISSIONER WAITS: -- intent; right? When we --

KEITH WESTENGARD: Yes.
COMMISSIONER WAITS: -- did this five years ago?
KEITH WESTENGARD: Yes. That is --
COMMISSIONER MILLS: Right.
KEITH WESTENGARD: -- correct, --
COMMISSIONER MILLS: And last --
KEITH WESTENGARD: -- but it's --
COMMISSIONER MILLS: -- last year we went to the hospital board and told them about this. And they ended up extending it another year.
KEITH WESTENGARD: Yes. That's correct. They said they didn't -- weren't given adequate notice and it was going to impact their budget severely so --
COMMISSIONER MILLS: Right.
KEITH WESTENGARD: -- we let it go one more year. And the year's up or almost up.
COMMISSIONER MILLS: I did receive some communication from one of the hospital board members that still does not want this to end.
So there -- there may be some disagreement in how this is going to go about. But --
KEITH WESTENGARD: Okay.
COMMISSIONER MILLS: -- they have received -- they've received plenty of notice.
KEITH WESTENGARD: Yes. This was given to them --
CHAIRMAN BAKKER: A year ago.
KEITH WESTENGARD: -- more than a year ago; --
COMMISSIONER MILLS: Oh.
KEITH WESTENGARD: -- I talked to Mr. Hanna about it in detail.
CHAIRMAN BAKKER: Well, they came before us and we told them we'd give them one more year.
KEITH WESTENGARD: Yes.
COMMISSIONER MILLS: So...
KEITH WESTENGARD: Yeah.
CHAIRMAN BAKKER: So...
Guys?
Do you need a motion or just a direction?
KEITH WESTENGARD: I -- just direction is fine with me. I know what I -- my plan is. I just want you guys to say, --

COMMISSIONER STIENMETZ: I agree --
KEITH WESTENGARD: -- do it.
COMMISSIONER STIENMETZ: -- on the direction. Do we need a motion to direct him or --
COMMISSIONER CLARK: I agree.
COMMISSIONER STIENMETZ: I agree.
KEITH WESTENGARD: Thank you.
CHAIRMAN BAKKER: Okay.
COMMISSIONER STIENMETZ: Thanks, Keith.
KEITH WESTENGARD: Thank you.

21) Discussion and possible action regarding an agreement with Union Pacific Railroad for preliminary engineering services related to the Battle Mountain levee project and its relationship to the Union Pacific Railroad line in an amount not to exceed $25,000, and all other matters related thereto.

CHAIRMAN BAKKER: Okay. Agenda Item Number 21, discussion and possible action regarding an agreement with Union Pacific Railroad for preliminary engineering services related to the Battle Mountain levee project and its relationship to the Union Pacific Railroad line in an amount not to exceed 25,000, and all other matters related thereto.

KEITH WESTENGARD: We had a conference call with Jeff Eisenberg and Union Pacific to discuss the impact the railroad -- when we redo the levee or for the levee project.

Union Pacific is going once -- part of their deal is they're going to review all the engineering that's been done by Summit. So this is just for them to review the engineering that's been done previously.

They wouldn't even talk to us --

DISTRICT ATTORNEY HERRERA: Exactly.

KEITH WESTENGARD: -- without a agreement in place. We asked them very basic questions. And their response was, when we get an agreement, we'll talk.

COMMISSIONER WAITS: And the 25,000 was their -- their set amount to --

KEITH WESTENGARD: Their --

COMMISSIONER WAITS: -- to talk?

KEITH WESTENGARD: -- their estimated amount. Just to

talk.

CHAIRMAN BAKKER: This comes out of levee project money then?

NAN ANCHO: Yes.

CHAIRMAN BAKKER: Okay.

COMMISSIONER CLARK: Just to talk. And how long will these talks take?

DISTRICT ATTORNEY HERRERA: As long as they want.

CHAIRMAN BAKKER: It's their property.

COMMISSIONER CLARK: So in five minutes they can say, yeah, go ahead.

DISTRICT ATTORNEY HERRERA: Five minutes or five years.

KEITH WESTENGARD: Because they'll have to review all the engineering that Summit's done relating to the rail lines.

COMMISSIONER CLARK: But we're here at the talking phase opposed to no talking more for many, many, many years.

KEITH WESTENGARD: Correct.

COMMISSIONER CLARK: Well, I guess that's just the price of doing business with the railroad.

DISTRICT ATTORNEY HERRERA: Yes.

COMMISSIONER MILLS: The railroad's not going to be doing any of the engineering.

COMMISSIONER CLARK: No.

COMMISSIONER MILLS: That's all on us.

COMMISSIONER CLARK: Yes.

COMMISSIONER MILLS: They're just going to -- they're going to approve or disapprove the work that they've done.

KEITH WESTENGARD: Correct. They'll just review what has been done.

COMMISSIONER CLARK: This is a power play.

COMMISSIONER MILLS: Yeah.

DISTRICT ATTORNEY HERRERA: Yeah.

COMMISSIONER CLARK: Twenty-five grand.

CHAIRMAN BAKKER: Can I get a motion?

COMMISSIONER CLARK: I'll make a motion that we approve the $25,000 to contact Union Pacific about the Battle Mountain levee project in relationship with the Union Pacific Railroad line.

KEITH WESTENGARD: If -- if I may, if you would give me the authority to sign --

COMMISSIONER CLARK: And the authority --

KEITH WESTENGARD: -- the 25,000 --
COMMISSIONER CLARK: -- to sign --
KEITH WESTENGARD: -- agreement.
COMMISSIONER CLARK: The authority to sign the agreement.
KEITH WESTENGARD: Thank you.
COMMISSIONER CLARK: Sec- -- oh.
COMMISSIONER WAITS: I'll second the motion.
CHAIRMAN BAKKER: Public comment?
COMMISSIONER CLARK: Unbelievable.
COUNTY CLERK SULLIVAN: I have a question.
CHAIRMAN BAKKER: What?
COUNTY CLERK SULLIVAN: I have a question. Sadie Sullivan, for the record.
Do I have the correct one or --
KEITH WESTENGARD: I --
COUNTY CLERK SULLIVAN: -- there's not a spot for us to sign?
KEITH WESTENGARD: It -- what you have in your packets it -- was just a draft.
COUNTY CLERK SULLIVAN: Okay.
KEITH WESTENGARD: I actually just yesterday received the -- the body of the draft.
COUNTY CLERK SULLIVAN: I'll get with you.
KEITH WESTENGARD: Yeah.
COUNTY CLERK SULLIVAN: Thank you.
CHAIRMAN BAKKER: Okay. Public comment?
(No comment.)
CHAIRMAN BAKKER: All those in favor?
COMMISSIONER CLARK: Aye.
COMMISSIONER STIENMETZ: Aye.
COMMISSIONER WAITS: Aye.
CHAIRMAN BAKKER: Motion passes.

23) Discussion and possible action to become a cooperating agency relating to the sage grouse habitat or allowing NACO to become a proxy on behalf of Lander County and all other matters properly related thereto.

CHAIRMAN BAKKER: Agenda -- we already did 22. Twenty-three. Discussion -- and possible action to become a

cooperating agency relating to the sage grouse habitat or allowing NACO to become a proxy on behalf of Lander County and all other matters properly related thereto.

KEITH WESTENGARD: I was asked to put this on by Commissioner Waits. And Tori from NACO is --

COMMISSIONER WAITS: Our attorney.

KEITH WESTENGARD: Yeah. She's available for a call if we needed to call her as well.

COMMISSIONER WAITS: They brought this up at the NACO meeting where the counties aren't -- aren't able to do things very timely because of our situation.

And since they're -- we're all on the sage page with the sage grouse habitat, she suggested we do a memorandum of understanding. Have you spoken with Tori at all?

DISTRICT ATTORNEY HERRERA: No. I haven't. I've read all the paperwork and stuff. And it's my understanding that -- that becoming a cooperating agency with BLM and the forest department is -- is a good thing.

And -- oh, no. I did speak to her. And she advised me that -- that that would be a great thing.

But if -- if no one from our county wanted to talk, that we could set them up as a proxy. So there's two separate things in here. My advice is that we become a cooperating agency and that -- that our county does it themselves. And if we find that we have difficulty in the future, we can always -- and that's what Tori said too -- we can always make them a proxy later on.

But at this point, the important part is to become the cooperating --

COMMISSIONER WAITS: Okay.

DISTRICT ATTORNEY HERRERA: -- agency.

COMMISSIONER WAITS: I'll make a motion that Lander County become a cooperating agency with NACO relating to the sage grouse habitat.

COMMISSIONER CLARK: Second.

CHAIRMAN BAKKER: Motion? Seconded. Any public --

DISTRICT ATTORNEY HERRERA: I should --

CHAIRMAN BAKKER: -- comment?

DISTRICT ATTORNEY HERRERA: -- I should add that this doesn't cost the county anything at this point.

That's necessary for (indiscernible).

COMMISSIONER WAITS: There's no cost.
CHAIRMAN BAKKER: Okay. Any public comment?
COMMISSIONER WAITS: Only convenience.
CHAIRMAN BAKKER: All those in favor?
COMMISSIONER CLARK: Aye.
COMMISSIONER STIENMETZ: Aye.
COMMISSIONER WAITS: Aye.
CHAIRMAN BAKKER: Motion carries.

PUBLIC WORKS

24) Discussion and possible action regarding the water and sewer master plan update for 2016.

CHAIRMAN BAKKER: Discussion and possible action regarding the water and sewer master plan update for 2016.
BERT RAMOS: Bert Ramos, for the record.
I think it's in your guys packet there. And it's broke out into sections on what it'll cost as far as getting a sewer and water master plan. It's something we have to get addressed here shortly for flow rates and for any expansion.
CHAIRMAN BAKKER: Now who was the engineer who did this, again, Bert?
BERT RAMOS: Day.
CHAIRMAN BAKKER: Day?
COMMISSIONER MILLS: Is this something that should just go on our budget for next year?
Or is this something --
KEITH WESTENGARD: I think, --
COMMISSIONER MILLS: -- we're supposed to be --
KEITH WESTENGARD: -- Bert, you have the money for this; don't you?
BERT RAMOS: Well, Nan?
NAN ANCHO: It was not put in the budget for this year.
KEITH WESTENGARD: Oh.
NAN ANCHO: So it would be something you want to look at for the budget for next year.
COMMISSIONER MILLS: So we just --
COMMISSIONER WAITS: We've been talking --

COMMISSIONER MILLS: -- put this --
COMMISSIONER WAITS: -- about it for so long.
COMMISSIONER MILLS: -- budget process instead of doing something today.
KEITH WESTENGARD: I was --
CHAIRMAN BAKKER: Okay.
KEITH WESTENGARD: I thought it was in the budget, but it's not.
CHAIRMAN BAKKER: And here it's broke down in three different sections?
BERT RAMOS: Yeah. You know, these things don't happen overnight. So it's a -- it's an ongoing process. It takes a quite a while for any engineer to complete. And I think that's what we're looking for here is just to -- some sort of agreement that that's the direction --
CHAIRMAN BAKKER: The direction --
BERT RAMOS: -- we would like --
CHAIRMAN BAKKER: -- we need --
BERT RAMOS: -- to take.
CHAIRMAN BAKKER: -- to go. And you're happy with that?
BERT RAMOS: Yep.
CHAIRMAN BAKKER: Okay.
COMMISSIONER MILLS: I think we can do that much.
CHAIRMAN BAKKER: I need a motion.
COMMISSIONER MILLS: Well, --
DISTRICT ATTORNEY HERRERA: If you just attach on your motion to be funded in the next fiscal year, I think that'll take care of it. You've got a commitment to be funded in the next fiscal year.
CHAIRMAN BAKKER: Make a motion to have --
COMMISSIONER MILLS: Okay.
CHAIRMAN BAKKER: Bert do a water and sewer master plan update for 2016.
COMMISSIONER MILLS: All right. I believe that we commit to a water/sewer master plan update for 2016 and budget for the next fiscal year.
COMMISSIONER CLARK: Second.
CHAIRMAN BAKKER: Okay.
Public comment?
(No comment.)

CHAIRMAN BAKKER: All those in favor?
COMMISSIONER MILLS: Aye.
COMMISSIONER STIENMETZ: Aye.
COMMISSIONER WAITS: Aye.
CHAIRMAN BAKKER: Motion carries.
COUNTY CLERK SULLIVAN: Sean? There's a gentleman that wanted to be here for this item that's on his way, this next one for Item 25.
CHAIRMAN BAKKER: That's on his way?
COUNTY CLERK SULLIVAN: Yes, he was here, but he had left. So I don't know if -- we could maybe do the liquor?
CHAIRMAN BAKKER: You want to tell him that he's after lunch then?
COUNTY CLERK SULLIVAN: It's up to you.
CHAIRMAN BAKKER: Okay.
COMMISSIONER CLARK: Let's meet after lunch.
CHAIRMAN BAKKER: Let's see. We'll do the -- okay. We'll jump to 26. Which we need to reconvene the liquor board.
COMMISSIONER CLARK: Liquor board.
COMMISSIONER WAITS: We need to recess.
CHAIRMAN BAKKER: Okay. Take a recess as the Lander County Board of Commissioners and reconvene as -- we need the proper wording here? -- and reconvene the meeting of the Lander County Liquor Board.
COMMISSIONER WAITS: You're -- you're convening. You're not reconvening.
CHAIRMAN BAKKER: Convening the meeting of the Lander County Liquor Board.

(MEETING OF THE LANDER COUNTY BOARD OF COMMISSIONERS RECESSED.)

(MEETING OF THE LANDER COUNTY LIQUOR BOARD CONVENED.)

26) Discussion for possible action regarding issuance of an on-site liquor license to Guan Jie Min for Ming Dynasty located at 146 East Front Street, Battle Mountain, Nevada 89820 and all other matters properly related thereto.

CHAIRMAN BAKKER: Ron needs a chair.

He's going to present it.

SHERIFF RON UNGER: Ron Unger, for the record.

This is for Ming Dynasty.

COMMISSIONER CLARK: Yeah.

SHERIFF RON UNGER: And we've done all the research and everything on it. And as far as the -- we're concerned, you're golden on this.

CHAIRMAN BAKKER: Do they have a liquor license now?

SHERIFF RON UNGER: Yes, they do.

CHAIRMAN BAKKER: Okay.

COMMISSIONER WAITS: Ron, --

SHERIFF RON UNGER: See what happened is he had the liquor license originally. And then he sold the property to a young man that wasn't 21 years of age. So he kept the liquor license.

COMMISSIONER CLARK: Oh, okay.

SHERIFF RON UNGER: While -- and then the young man turned everything back over to him. So he's just -- we're just reconfirming everything.

CHAIRMAN BAKKER: Okay.

COMMISSIONER WAITS: I just had one question, Ron. And that's on the agenda it says for on-site liquor license.

SHERIFF RON UNGER: Yes, ma'am.

COMMISSIONER WAITS: But in the application it's not marked.

SHERIFF RON UNGER: It's strictly for on site.

CHAIRMAN BAKKER: Need a motion.

COMMISSIONER WAITS: I'll make a --

COMMISSIONER CLARK: I'll make a --

COMMISSIONER WAITS: -- motion that we approve the on-site liquor license to Guan Jie Min for the Ming Dynasty, located at 146 East Front Street in Battle Mountain.

COMMISSIONER STIENMETZ: I'll second the motion.

CHAIRMAN BAKKER: Public comment?

(No comment.)

CHAIRMAN BAKKER: All those in favor?

COMMISSIONER CLARK: Aye.

COMMISSIONER STIENMETZ: Aye.

COMMISSIONER MILLS: Aye.

COMMISSIONER WAITS: Aye.

SHERIFF RON UNGER: We done?

CHAIRMAN BAKKER: Yeah.
COMMISSIONER STIENMETZ: Yeah.
COMMISSIONER CLARK: We're --
SHERIFF RON UNGER: You going --
COMMISSIONER CLARK: -- never done.
SHERIFF RON UNGER: -- to lunch?
COMMISSIONER CLARK: We're never done --
CHAIRMAN BAKKER: Yeah. We need a --
COMMISSIONER CLARK: -- with you, Ron.
CHAIRMAN BAKKER: -- vote. You're on the board.
COUNTY CLERK SULLIVAN: You want to finish your next item.
CHAIRMAN BAKKER: We've got to vote. Okay.
SHERIFF RON UNGER: That's a first.
COMMISSIONER CLARK: Lunch break.
CHAIRMAN BAKKER: Yeah. Let's -- we're going to take a break and go to lunch.
COMMISSIONER STIENMETZ: We need to readjourn our meeting.
COMMISSIONER WAITS: Yeah, why don't you adjourn.
CHAIRMAN BAKKER: Oh, okay. Time out. Let's recess --
COMMISSIONER WAITS: Yeah.
CHAIRMAN BAKKER: -- the meeting of the Lander County Board of Commissioners and convene the meeting of the Lander Coun- -- sorry -- adjourn the meeting of the Lander County Liquor Board and reconvene the meeting of the Lander County Board of Commissioners.

(MEETING OF THE LANDER COUNTY LIQUOR BOARD ADJOURNED.)

(MEETING OF THE LANDER COUNTY BOARD OF COMMISSIONERS RECONVENED.)

COMMISSIONER WAITS: Thanks.
CHAIRMAN BAKKER: Okay.
Okay. Now we're going to take a break.
COUNTY CLERK SULLIVAN: A break or a lunch?
COMMISSIONER WAITS: A break or lunch?
CHAIRMAN BAKKER: Both.
COMMISSIONER STIENMETZ: Take a lunch.
DISTRICT ATTORNEY HERRERA: Agendize for --

CHAIRMAN BAKKER: A break for two minutes and then we can go to lunch right after that.

COMMISSIONER WAITS: Okay, Dee, we're heading for lunch. So we'll see you at 1:00.

(Break taken between 11:15 a.m. and 1:02 p.m.)

(Let the record reflect the presence of a quorum of four commissioners. Let the record reflect the presence of Austin via teleconference.)

CHAIRMAN BAKKER: We're going to call this meeting to order at --

COMMISSIONER WAITS: Quorum?

CHAIRMAN BAKKER: -- 1:02? Lander County commission board meeting. We are on item --

COMMISSIONER STIENMETZ: Twenty-five.

CHAIRMAN BAKKER: Twenty-five?

COMMISSIONER STIENMETZ: Yeah, we skipped it. Remember?

SHERIFF RON UNGER: Skipped the one.

CHAIRMAN BAKKER: Skipped the one. Is that -- Sadie, who's here to --

COUNTY CLERK SULLIVAN: Yes.

CHAIRMAN BAKKER: Okay. We'll go forward with 25 and --

COUNTY CLERK SULLIVAN: And Bert's here so we should be good.

PUBLIC WORKS

25) Discussion and possible action regarding iron for salvage at the landfill and all other matters properly related thereto.

CHAIRMAN BAKKER: Yep, let me -- Agenda Item Number 25. Discussion and possible action regarding iron for salvage at the landfill and all other matters properly related thereto.

BERT RAMOS: All right. Is -- I put this on the agenda because is what we have is we have a big iron pile out at the dump right now that we need to salvage. Salvage prices are in the dump literally.

COMMISSIONER MILLS: That's a good one.
BERT RAMOS: You like that one?
COMMISSIONER STIENMETZ: That's a good place to leave the salvage, then, too is in the dump; right?
BERT RAMOS: I could have kept that one to myself. So is what -- I -- I went and got competitive bids. And we had some bids come in at -- they wanted us to pay them $50 a ton to come bale it and pack it out -- to nothing. And then, locally, we have a guy that will do it. And -- and we can get anywhere between 5 to $15 a ton right now.
But the reason I want to get rid of this iron pile is because we have people breaking into the dump to get stuff out of it. So it's -- it's more of --
CHAIRMAN BAKKER: It's a --
BERT RAMOS: -- a headache.
CHAIRMAN BAKKER: -- pretty big pile.
BERT RAMOS: It's -- it's a huge pile. And is what I want to set up, with your guys' permission -- is a iron bin that they come out and get whenever we call them, if it's once a month, every other month. And -- and we take fair market value on it from that point forward as opposed to letting it build.
COMMISSIONER MILLS: So this would be like a monthly or quarterly or --
BERT RAMOS: Uh-huh.
COMMISSIONER MILLS: -- some deal like that?
BERT RAMOS: Uh-huh. And it'd save -- it'd save our landfill looking horrible.
It -- it improves the landfill.
UNIDENTIFIED PARTICIPANT: It'll alleviate some problems.
BERT RAMOS: And it does do that, hopefully.
COMMISSIONER WAITS: So would the price be variable, like if it goes up or it goes down again or something or --
COMMISSIONER STIENMETZ: Fair market.
BERT RAMOS: That's -- it's just a fair market value. Whatever the fair market value is at that time, they pay us for whatever that bin weighs.
COMMISSIONER WAITS: Oh, every time they take it.
BERT RAMOS: Yep.
COMMISSIONER WAITS: I see.
CHAIRMAN BAKKER: Like once a month?

BERT RAMOS: Yeah, or, you know, depending on, you know, some months you may not get any iron out there and then -- and then one month you might have somebody that's tearing something down and you get a whole -- a bin full. So it may be, you know, whenever we call them, every third month or every month saying, hey, our bin's full again. We need to have you come pick it up. They come and snag it and just take it off.

But it is a -- it is money that comes back to the county so I wanted your guys' approval before I just go have somebody go pick it up.

(Let the record reflect the presence of a quorum of five commissioners.)

COMMISSIONER MILLS: Okay.

COUNTY CLERK SULLIVAN: I have a question.

CHAIRMAN BAKKER: It's money sitting there.

COMMISSIONER STIENMETZ: Yeah. I know it's dumb. But you're saying people are actually breaking in to get into the scrap pile?

BERT RAMOS: Yeah. Pretty neat deal. Which it doesn't make a lot of sense. You'd think with scrap down to pretty much nothing you wouldn't have that issue, but --

COMMISSIONER MILLS: They're just grabbing stuff for their personal projects or something or --

BERT RAMOS: I have no idea.

COMMISSIONER MILLS: All right. So we had --

COMMISSIONER STIENMETZ: Hard to say what they take.

COMMISSIONER MILLS: Yeah. So we -- we were waiting on somebody else for some comment? Can we --

COUNTY CLERK SULLIVAN: I just have a question real quick. Sadie Sullivan, for the record.

Is this just Battle Mountain landfill or is this something you're looking for even down south?

BERT RAMOS: No, this is just Battle Mountain.

COUNTY CLERK SULLIVAN: Okay.

BERT RAMOS: Down south they bring the bins down here. And their bins are separated once they get there. So at that point, we separate it here.

CHAIRMAN BAKKER: Okay.

COMMISSIONER WAITS: I'll make a motion that we authorize our public works director to take care of the iron salvage at the landfill in Battle Mountain.

BERT RAMOS: For the most competitive bid. Will that work?

COMMISSIONER STIENMETZ: And give him -- allow him to use the bin.

COMMISSIONER WAITS: And what?

BERT RAMOS: And allowed to use the bin.

COMMISSIONER STIENMETZ: Allow to use bins in the future.

COMMISSIONER WAITS: And allow to use the bins in the future?

BERT RAMOS: Perfect.

COMMISSIONER STIENMETZ: I'll second the motion.

CHAIRMAN BAKKER: Any public comment?

(No comment.)

CHAIRMAN BAKKER: All those in favor?

COMMISSIONER STIENMETZ: Aye.

COMMISSIONER CLARK: Aye.

COMMISSIONER MILLS: Aye.

COMMISSIONER WAITS: Aye.

CHAIRMAN BAKKER: Motion carries.

BERT RAMOS: Thank you.

COMMISSIONER WAITS: Thank you, Bert.

CHAIRMAN BAKKER: Thanks, Bert.

COMMISSIONER MILLS: Thank you.

COMMISSIONER STIENMETZ: Thanks, Bert.

SHERIFF'S OFFICE

27) Discussion and possible action regarding the water leak that occurred on January 2, 2016 and the related damage to the Lander County sheriff's office facility and equipment, the funding for repairs, and all other matters properly related thereto.

CHAIRMAN BAKKER: We did 26. Twenty-seven, discussion and possible action regarding the water leak that occurred on January 2nd, 2016, related to the Lander County sheriff's office facility and equipment, the funding for repairs, and all other

matters properly related thereto.

SHERIFF RON UNGER: Okay. Ron Unger, for the record.

CHAIRMAN BAKKER: Good afternoon, Ron.

SHERIFF RON UNGER: Okay. Good afternoon. I hope everybody had a nice lunch.

CHAIRMAN BAKKER: Quick.

SHERIFF RON UNGER: And this is just mainly an update on what happened over at the sheriff's office. We did have on our HVAC unit above the jail, the coils froze and broke. And that's similar to what happened at the school. And it -- it leaked down into my housing unit where my deputies are. We were able to contain it. We were prepared for that. There is some damage that's going to need to be repaired, which we had the insurance company -- we had Belfor come out. And they're going to be making some of the repairs on that.

The coil that broke is going to be around $10,000 because they'd have to -- they're special making it right now. It's not something you just go buy. I took the last measurements on that yesterday.

Now the reason I'm telling you this is we have a safety system on that unit to where if something like is -- was going to happen, the safety unit should've taken over, shut the louvers, start running hot water through that system, and that -- we believe that safety system failed. If we can prove -- and we got Yamas Controls to see if the free stat fails. So we're going to have them come out and check it. If the free stat failed, then the -- then the insurance company will possibly come up and help out. If it didn't fail, there's a possibility that we're going to need to move some money around to get this taken care of.

CHAIRMAN BAKKER: When will you know?

SHERIFF RON UNGER: Okay. Well, we had them -- they were here just the -- here a while back. And they hired these estimators to come in and check. But it's all up in the air right now. We have not got anything back on what the cost is.

Now, the biggest cost is upstairs in the coil -- 10- to $12,000 for the coils. Which we'll get that taken care of. Where it came through the roof, we had a little damage on those panels. There was about 20 -- 20 some-odd panels that got water damaged. Also some insulation that was in that attic is damaged and has to

come out so it doesn't mold. And in a couple of our prisoner housing units, the water run down the wall and it -- it peeled it all off. So as we know more, we'll let you know, at this point. But right now, it's -- it's just kind of heads up, see what's happening.

CHAIRMAN BAKKER: Okay.

SHERIFF RON UNGER: Okay?

COMMISSIONER WAITS: Thank you.

COMMISSIONER STIENMETZ: All right. Thanks, Ron.

CHAIRMAN BAKKER: Thanks Ron.

SHERIFF RON UNGER: The -- I've got one question while I'm up here, if I may. On Number 19, that was -- had to do with that Pathfinders for down in Austin to put up that.

I think you folks probably need to authorize a representative for the county to keep a handle on that. I don't know if Keith is already it. But I discussed it with the undersheriff when I was over there, my IT person.

And you know, these people are going to need somebody to go to ask questions so you need -- I think it would be beneficial to you folks to authorize --

COMMISSIONER WAITS: Somebody not in your department? We just thought since it was regarding the sheriff's --

SHERIFF RON UNGER: Well, --

COMMISSIONER WAITS: -- substation --

SHERIFF RON UNGER: -- my department it's easy. They are going to put some back in my radio room. They are going to put some equipment there, which will be there to make sure -- you know. But if they need to put anything in the courthouse or over there, who do they contact?

CHAIRMAN BAKKER: Is it going on the courthouse too?

SHERIFF RON UNGER: Pardon me?

CHAIRMAN BAKKER: It's going on the --

COMMISSIONER MILLS: Well, part of the approval was -- it was either the courthouse or the sheriff's office.

SHERIFF RON UNGER: Yeah.

COMMISSIONER MILLS: Just the way the agenda item was written.

SHERIFF RON UNGER: I think this was for that --

CHAIRMAN BAKKER: Internet.

SHERIFF RON UNGER: -- Internet.

COMMISSIONER MILLS: Uh-huh.
SHERIFF RON UNGER: We don't know. But, you know --
CHAIRMAN BAKKER: I thought it was going on the sheriff's department.
SHERIFF RON UNGER: Well, they don't know. They -- he's got to go down there. And I think he's going down Monday, the information I got, and figure out where would be the best location to put this equipment so he could cover the better area.
COMMISSIONER STIENMETZ: We should really go back and open up that item.
SHERIFF RON UNGER: Okay, I just -- it was just a question. You don't need to, but if -- if they call me --
CHAIRMAN BAKKER: Well, --
SHERIFF RON UNGER: -- or they call Robert, who do I send them to?
CHAIRMAN BAKKER: We already -- we already approved Keith to do it all so --
SHERIFF RON UNGER: Okay.
COMMISSIONER STIENMETZ: Keith.
CHAIRMAN BAKKER: We did it --
SHERIFF RON UNGER: That was the question --
CHAIRMAN BAKKER: -- last time --
COMMISSIONER STIENMETZ: Yeah.
SHERIFF RON UNGER: -- I asked.
CHAIRMAN BAKKER: -- when we approved this building.
DISTRICT ATTORNEY HERRERA: We're -- we're -- Keith and I are both dealing with the --
SHERIFF RON UNGER: Pathfinder?
DISTRICT ATTORNEY HERRERA: -- Pathfinders.
SHERIFF RON UNGER: Oh, --
CHAIRMAN BAKKER: We gave them the authority --
SHERIFF RON UNGER: -- okay.
CHAIRMAN BAKKER: -- to negotiate everything.
SHERIFF RON UNGER: Yeah. I didn't know.
COMMISSIONER STIENMETZ: All right. Good.
SHERIFF RON UNGER: I figured it would be --
CHAIRMAN BAKKER: Okay.
SHERIFF RON UNGER: -- Keith, but I don't know; so that's just a --

CHAIRMAN BAKKER: Thanks, Steve.
SHERIFF RON UNGER: -- clarification. So thank you.
CHAIRMAN BAKKER: Thanks, Ron.
COMMISSIONER STIENMETZ: Thanks, Ron.

LANDER COUNTY CLERK

28) Discussion and possible action regarding the Lander County jury list for 2016.

CHAIRMAN BAKKER: Twenty-eight. Discussion and possible action regarding the Lander County jury list for 2016.
COMMISSIONER STIENMETZ: I didn't see it listed here.
CHAIRMAN BAKKER: Dun, dun, dun.
COUNTY CLERK SULLIVAN: I know. Would you like me -- do you want to defer it for a bit? They're doing a list now. We had to have our programmers --
CHAIRMAN BAKKER: Okay.
COUNTY CLERK SULLIVAN: -- send them to us.
CHAIRMAN BAKKER: We'll defer it.
COUNTY CLERK SULLIVAN: And then she's bringing the --
CHAIRMAN BAKKER: Let's go to --
COUNTY CLERK SULLIVAN: -- list down.
CHAIRMAN BAKKER: -- Number 29.
COMMISSIONER WAITS: I couldn't believe there was that many people. Has that always been 1800 people on the jury list?
COUNTY CLERK SULLIVAN: Yes.
COMMISSIONER WAITS: Wow.
COMMISSIONER STIENMETZ: Every --
COUNTY CLERK SULLIVAN: It varies.
COMMISSIONER STIENMETZ: -- resident --
COUNTY CLERK SULLIVAN: It varies based, like, anywhere from 15-, 15- to 1900. It just depends on what the -- he orders.
So the lists are being printed as we speak. So if you'd like, we can come back to that item, if you --
CHAIRMAN BAKKER: That's fine.
COUNTY CLERK SULLIVAN: -- wouldn't mind.

COMMISSIONERS

29) **Update regarding the Lander County Courthouse/Administration Building project and all other matters properly related thereto.**

CHAIRMAN BAKKER: Okay. Number 29, update regarding Lander County courthouse, administrative building project and all other matters properly related thereto.

JUDGE MAX BUNCH: Max Bunch, for the record. Casey Gunther with CORE Construction.

CHAIRMAN BAKKER: Good afternoon.

JUDGE MAX BUNCH: Good afternoon. Just to kind of give you a kind of rundown on what's -- what's going to take place in a few weeks. As we know, there's people still around here working. We're still trying to -- to take care of some things.

I have Tri-Signal will be here supposedly on Monday the 18th. And they could be here for about a week. They have to fix the reader in the elevator and look at the wireless access points.

They have to install the duress reader at the sheriff's office.

They have to help with the proxy cards with the pictures. And it looks like the 20 -- Thursday the 21st is when they'll be doing pictures on the IDs. If you're not here, it's not a big thing. We're going to figure out how to get them all done and be able to do them as we go along.

The -- we're also going to be talking to them about working on our solar display to install the remaining wireless door buttons. There's approximately 13 of those. A lot of those are in elected officials' offices that have to be installed.

Check the placement of the duress buttons. When I went through and checked all the duress buttons, there is not a way to reset them.

There's -- if you -- you'll kind of look at one underneath your table there. There should be one someplace. There's a little plastic thing that goes in to reset them. I think there's only one up there. I'm not sure. It might be right in the middle there someplace.

COMMISSIONER MILLS: No.

CHAIRMAN BAKKER: Nothing over there?

CASEY GUNTHER: Might be one of them they've got to install still.

COMMISSIONER MILLS: Should -- should we just press it just to see if it works?

JUDGE MAX BUNCH: No.

COMMISSIONER MILLS: Oh.

JUDGE MAX BUNCH: Please don't.

COMMISSIONER MILLS: All right. I'm --

JUDGE MAX BUNCH: And it's not really a press thing. It's a --

COMMISSIONER WAITS: I have --

JUDGE MAX BUNCH: -- it's a secret thing so...

COMMISSIONER WAITS: -- some kind of a button. Do you see?

CHAIRMAN BAKKER: Uh-huh.

COMMISSIONER WAITS: But you don't want me to press it. It's just -- it's raised a little bit. So I don't know if I should press --

CHAIRMAN BAKKER: That's it.

JUDGE MAX BUNCH: Yeah, --

COMMISSIONER MILLS: That must be --

JUDGE MAX BUNCH: -- don't -- don't -- so you do have one up there?

COMMISSIONER MILLS: Apparently.

JUDGE MAX BUNCH: Okay.

So there's -- in the end of it, there's a -- a plastic thing that goes in and resets it. Some of those you can't get the plastic thing in to reset. So once you pull it and set it off, it will send a notice to the sheriff's office. But they can't get it reset unless we take it down and push the plastic thing in, and we're going to have --

COMMISSIONER WAITS: This isn't it.

JUDGE MAX BUNCH: -- to reset them.

COMMISSIONER WAITS: This isn't it because there's ones all around. It's -- it's there, just --

JUDGE MAX BUNCH: Okay.

COMMISSIONER WAITS: -- it's not the button.

JUDGE MAX BUNCH: Okay. So it's really not a -- a button. It's just -- it's just a soon to be a button.

But anyway, we're also going to check the placement of the duress buttons so they can be reset.

The door buttons for employees will have to be looked at. Some of them have a long delay. And we're going to try and figure that out.

We -- we had about 89,000 alarms. And it's a -- crashed the computer that said -- that gives us the building to set up our proxy cards. And that's due to doors left open. And we're working -- that's a work in progress trying to get that figured out.

COMMISSIONER CLARK: Was that a com- -- a computer malfunction or was it something physical?

JUDGE MAX BUNCH: Well, there's -- was only such much ro on the hard drive. And the 89,000 alarms took up all the hard drive with the violations.

COMMISSIONER CLARK: But, I mean, what triggered the alarms?

CASEY GUNTHER: Doors being left open.

JUDGE MAX BUNCH: Doors being left open. Numerous things --

COMMISSIONER CLARK: Okay.

JUDGE MAX BUNCH: -- it -- that are there. We're working on trying to get --

COMMISSIONER CLARK: Oh, okay.

JUDGE MAX BUNCH: -- that resolved with bigger hard drives. And -- and we had one hard drive that wasn't working.

So we're -- we're attempting to get to that to that point and get that fixed so...

COMMISSIONER CLARK: Well, that has to be a record, 89,000 alarms. I don't think we've had that many ever.

JUDGE MAX BUNCH: Well, you wouldn't think the door would be open 89,000 times, --

COMMISSIONER CLARK: Yeah.

JUDGE MAX BUNCH: -- but it -- it records an alarm about every 28 seconds --

COMMISSIONER CLARK: Okay.

JUDGE MAX BUNCH: -- that the door's left open --

COMMISSIONER CLARK: Okay.

JUDGE MAX BUNCH: -- past the time that it's supposed to be.

BC Cabinets, they're here to inst- -- they last week installed all the windowsills. This week they're working on

replacing the acoustic panels that were rejected by CORE Construction originally. So, yeah, they look nice, but there are some that have issues. And they are here this week changing them in the two courtrooms, the community room, and they will be in this room tomorrow after the meeting today here.

Furniture. We have a few -- a few items still missing that -- that were there. And some of the elected officials are needing some additional items that have been quoted. And I'm in the process of checking with the elected officials to confirm their request and/or department head, those items. Or if there's anybody else that needs anything else so we can do one order, have them come out one time, install everything that needs to be installed, and then -- and then we'll be ready to go on some of those things.

We're working on the boilers through -- through warranty. Did you want to talk about that?

CASEY GUNTHER: I can. Boiler 2 keeps going into an alarm for low water. What that means, basically, is there's a sensor that's faulty. So they are coming out to fix that. It'll continue to be a warranty item until it is repaired. By filling out the warranty issue itself, it then protects the county. If it persists, at some point in time, they will have to replace the unit at no cost so...

I know that Judge Bunch has been working with the controls guys trying to get temperatures right in this room, as I have as well. I think they are pretty much coming to where they're supposed to be throughout the building as of the conversation this morning.

JUDGE MAX BUNCH: Yes, my conversation this morning. Yes. JAVS is going to be here to help -- I've got to talk to them about the monitors in the commissioners' chambers. You'll -- these monitors that are up here that aren't operating and the one out front and the ones in the courtrooms that aren't working. We're trying to figure that out as to who's got the responsibility for that.

And -- and I don't believe that it was in the budget or the plans. It was talked about numerous times, but for some reason didn't make the plans. But we're trying to get something so that it works. And I've talked to the clerk, Ms. Sullivan, about an Excel-type program, which is kind of a cheaper type of

program that we -- that we may already have. And so we're -- we might have to get little computers to be put behind these. And it's a pretty simple process according to what JAVS is telling me.

CASEY GUNTHER: Can I clarify that?

JUDGE MAX BUNCH: Yes.

CASEY GUNTHER: The monitors do work.

JUDGE MAX BUNCH: Yes.

CASEY GUNTHER: There just isn't a software program in place to display the agendas or anything that's taking place.

JUDGE MAX BUNCH: Right.

CASEY GUNTHER: So make sure that's clear.

JUDGE MAX BUNCH: Yeah. Okay.

So we're working on a proposal from Gardner, which deals -- deals with the air handling units on the top of the roof and -- and the boilers and the heat trays and everything that deals with heat in the building. Gardner is the plumbing company and heating company and cooling.

CASEY GUNTHER: They're the HVAC guys.

JUDGE MAX BUNCH: They're the HVAC people. And -- and Anna and I have been working on a potential maintenance agreement with them. And I believe she's going to be presenting that at a future or next meeting.

So we've talked a little bit this morning about doing that. We've got all the paperwork in. I think she's getting the agenda request to come in so that she can get on the agenda for that.

And we have -- we have also coming in this weekend, Saturday, Sunday, and Monday, Casey and I are going to be here to -- for the ballistic film that needs to be installed on the back windows. They need to come in and -- it's -- it's film instead of bullet resistant glass. We're putting a film on it to -- to help in those areas where we need it where we had a change. And so that's going to be occurring this weekend. And like I said, Casey and I will be here to make sure they get in and get everything they need to get done.

We've had a few hard key issues. I've talked to A Plus Lock. And he thinks he's going to be here next Wednesday or Thursday to -- to deal with those hard keys. And basically there -- there's some locks that are -- that have some issues.

And so we're -- we're attempting to get that -- we thought we had it all completed, but he didn't get everything on the list and I happened to run across a couple of them the other day. So...

Other than that, I think that the temperatures, we're really attempting to get the temperatures down. We've got kind of the middle of the building is -- is running hotter than everyplace else. And Anna and I and Dave -- Thorne? --

CASEY GUNTHER: Dave Thorne.

JUDGE MAX BUNCH: -- Dave Thorne and Casey, we've been trying to monitor this thing and trying to stay on top of it.

When it got 14 below, we had to kick up all the heats because we didn't want nothing to freeze. We didn't want to have any issues. So we kicked it up. Where today we're kicking it back down. We're trying to get it resolved so that we have something in the medium. And by kicking it up, all the middle parts of it, the courtrooms on the upstairs and downstairs in the treasurer and the assessor's office are running hotter than they probably should be. And so we're -- we're attempting to resolve that issue. And I've been in contact with that gentleman this morning trying to resolve that. So...

Any other questions?

Any -- so we're -- we may need, potentially, I hope maybe not this next time we won't need an update but maybe the meeting in February, second meeting -- or first meeting in February, I can give an update. And hopefully I can have all of these things resolved. And it's -- it's a day-by-day thing, but we're working on it.

CHAIRMAN BAKKER: It's a work in progress.

JUDGE MAX BUNCH: It is a work in progress.

CHAIRMAN BAKKER: Keith?

KEITH WESTENGARD: Now?

CHAIRMAN BAKKER: Yeah.

KEITH WESTENGARD: Take me a minute. Since I was late for work -- or late for getting back.

JUDGE MAX BUNCH: Oh, shit.

KEITH WESTENGARD: I heard that, Max.

CASEY GUNTHER: (Indiscernible) again.

CHAIRMAN BAKKER: Hey, sit.

JUDGE MAX BUNCH: I'm good. I'm good.

CHAIRMAN BAKKER: Sit down.
JUDGE MAX BUNCH: You guys are good.
CHAIRMAN BAKKER: We're not done with this agenda item.
UNIDENTIFIED PARTICIPANT: We're not?
JUDGE MAX BUNCH: You better be. What's the next one?
COMMISSIONER WAITS: Modifications.
DISTRICT ATTORNEY HERRERA: We're still on you.
JUDGE MAX BUNCH: Modifications?
CHAIRMAN BAKKER: Anticipation.
COUNTY CLERK SULLIVAN: He's asked you to sit there and hold his hand.
CASEY GUNTHER: Get that on the record.
JUDGE MAX BUNCH: Yeah.
UNIDENTIFIED PARTICIPANT: Yeah.
COUNTY CLERK SULLIVAN: Yeah.
KEITH WESTENGARD: Well, at the last meeting or a couple of meetings ago, we did order one additional plaque for you. And it did finally come in.
CHAIRMAN BAKKER: It was the original.
KEITH WESTENGARD: Yeah. This was the original that we talked about. So...
COMMISSIONER WAITS: You don't get to keep that one, though. It's going on the building.
KEITH WESTENGARD: It goes on the building.
JUDGE MAX BUNCH: Thank you very much. I appreciate it.
COMMISSIONER STIENMETZ: You're welcome.
COMMISSIONER WAITS: You're still on for the next agenda item.
JUDGE MAX BUNCH: No, I didn't ask for it.
CHAIRMAN BAKKER: Hey, you should probably give that to CORE so they can install it and keep our warranty.
JUDGE MAX BUNCH: Okay.
COMMISSIONER CLARK: Yeah. You need a contracted, licensed person to work on -- on the building.
JUDGE MAX BUNCH: There you go. They got it.
CHAIRMAN BAKKER: Okay. Thank you, guys.

30) **Discussion and possible action regarding procedures to request any modifications to the new Lander County Courthouse/Administration Building, located at 50 State Route 305, Battle Mountain, Nevada 89820, and all other matters properly related thereto.**

CHAIRMAN BAKKER: Thirty, discussion and possible action regarding procedures to request any modifications to the new Lander County Courthouse/Administration Building, located at 50 State Route 305, Battle Mountain, Nevada 89820, and all other matters properly related thereto.

KEITH WESTENGARD: With this beautiful new building we have, I'd like to put together or get some direction on how to put together a procedure modification or change to building so we don't vi- -- to this building so we don't violate or void any warranties or have any -- have any issues with things that people might want do to their offices, that we keep it in line.

So...

CHAIRMAN BAKKER: Guys.

DISTRICT ATTORNEY HERRERA: Has it already happened?

KEITH WESTENGARD: Yes. Yeah.

DISTRICT ATTORNEY HERRERA: Tell them.

COMMISSIONER MILLS: Well, go ahead.

KEITH WESTENGARD: I was going to say, we had -- we've had some door issues come up. And the doors are under warranty. And I want to make sure that when we do these modifications that they're done correctly and that we don't void the warranties.

DISTRICT ATTORNEY HERRERA: Have the warranties been voided?

KEITH WESTENGARD: Well, I don't know if the warranties were voided or not. Can -- can you help me out on this, Casey or Max? I don't know if the warranties were voided when locks were rekeyed. Is that a -- void the warranty on the door?

CASEY GUNTHER: We'll let Max handle this.

KEITH WESTENGARD: All right.

JUDGE MAX BUNCH: So as -- as I understand it, the -- the sub warranty, substantial completion of the building was in October of this year. That's when we received our occupancy; correct? And that's substantial --

CASEY GUNTHER: Substantial completion was October 1st.

JUDGE MAX BUNCH: Okay.

CASEY GUNTHER: The five -- can I hit this real quick?

JUDGE MAX BUNCH: Yeah.

CASEY GUNTHER: The substantial completion was October 1st. The final completion was in November. I want to say it was November --

JUDGE MAX BUNCH: Twelfth.

CASEY GUNTHER: -- 12th? Right.

Subcontractors' warranties go from the date of substantial completion for a period of one year, their labor and workmanship warranties.

Equipment-wise, each piece of equipment here is different. There might have been a different warranty spec for each piece of equipment.

CORE's warranty is from the date of final completion. And even then after that, I'm sure we'll be around to take care of any problems.

The issue being is if anything is changed from the way it was handed over to the county and way the subs submitted and inspected and built it, that then changes the -- the warranty.

So if somebody worked on those doors, did anything different than the way it was supposed to be originally, that then voids that subcontractor's warranty. Nothing can be done. So that puts the liability basically back on the county.

DISTRICT ATTORNEY HERRERA: Has that happened?

CASEY GUNTHER: What's that?

DISTRICT ATTORNEY HERRERA: Has that happened?

CASEY GUNTHER: Yes, it has happened.

DISTRICT ATTORNEY HERRERA: Tell the commission.

CASEY GUNTHER: Oh, here?

DISTRICT ATTORNEY HERRERA: Yeah.

CASEY GUNTHER: Well, I --

DISTRICT ATTORNEY HERRERA: Have we lost --

CASEY GUNTHER: I believe --

DISTRICT ATTORNEY HERRERA: -- it?

CASEY GUNTHER: -- I've heard door -- doors were cha- -- locks were changed. And there were modifications being made. I don't know if any of it actually took place.

DISTRICT ATTORNEY HERRERA: If it happened, we suffered a loss of warranty?

CASEY GUNTHER: Yes.

COMMISSIONER MILLS: So that brings up a question. If there's a -- through the election process, it changed an elected department head, does that mean we couldn't change the locks on those doors with that change taking place?

CASEY GUNTHER: Not necessarily, if you go to the subcontractor that did the work.

COMMISSIONER MILLS: Okay. So there's a process to do that --

CASEY GUNTHER: Yes.

COMMISSIONER MILLS: -- that would make it okay?

CASEY GUNTHER: Yes.

COMMISSIONER MILLS: All right.

JUDGE MAX BUNCH: All the -- just so the commission is aware, every key that was made for every elected official, they received every single key. There were no other keys that were there other than there is a -- a master key in which -- is in the KNOX-BOX, which is located on the back of the building. And that KNOX-BOX -- and -- and we had discussed putting in a double lock system for the master key. And a double lock system is it's locked in a box which one person has access to. And that box is locked somewhere else where another person has access to. So in order for anybody to get to a master key, they would have to have two people open up one box to allow them to get the second box out so the other person could get the second box out to open it.

And so that's what was explained to me that -- that the county was wishing to do so that it wasn't just any one person that could go through anything.

And so that's what I attempted to -- to explain to different people that had any question.

So the KNOX-BOX, as most people may know -- and if you don't know -- is for fire, is for --

CASEY GUNTHER: Emergency services.

JUDGE MAX BUNCH: -- emergency services, the ambulance. And I believe the building department has it. And so there are certain buildings within the county and I -- I have no idea if it's under the new codes that the county has adopted, but the new apartments that were -- were built, they have -- they have a KNOX-BOX. The Colt that burnt down, got rebuilt, has a

KNOX-BOX. And there are certain people that have access to it.

I think the sheriff -- I'm not sure if the sheriff still has a key or doesn't have a key to a KNOX-BOX. Okay.

And then there's a key on one of the fire trucks. And you have to have a separate code in which to get that key out of there that gets you into the KNOX-BOX.

I did not, as a fireman, did not get a key, get a code to get into the KNOX-BOX or to get the key out to get into the KNOX-BOX because I knew this may become an issue. So I did not ask for a code in which I had a right to get, me being a fireman. So I chose not do that.

That way if ever I had to come to go to the Colt for a fire, somebody that has a code is going to have to be on that truck when we get there. If not, we're not getting a kno- -- we're not getting a master key out of the building to be able to go and look for a fire. It's just one of those things I chose not to do. We weren't required to do it; so I chose not do it. So therefore, there wouldn't be any issues. And this was probably a year -- year and a half ago, two years ago.

SHERIFF RON UNGER: Two years plus, I think, Max.

JUDGE MAX BUNCH: So back then I chose -- knowing that this building was going to have that -- I chose not to do that back then.

CHAIRMAN BAKKER: Just for the record, I don't have a code either, and I'm on the fire department.

Okay. Continue.

JUDGE MAX BUNCH: So that's basically it. So -- so there's KNOX-BOX on the back of the building, which gets people the ability to go into every single office within the building in case there's a fire and they have to go in. So -- so -- and we're -- and we're working on putting an access card in there rather than a key.

So if the access card is used, then -- then we can track back that it was that access card and only, I think, five people in the county has access to a KNOX-BOX. Five -- there's five keys. I won't say five people because there could be five people on the fire department. And I don't even know who has a code.

COMMISSIONER CLARK: I have a question.

JUDGE MAX BUNCH: Yes.

COMMISSIONER CLARK: There were modifications made to the

building?

JUDGE MAX BUNCH: As I understand it.

COMMISSIONER CLARK: Okay. What modifications?

JUDGE MAX BUNCH: Other than locks were changed in the treasurer's office?

COMMISSIONER CLARK: Where is the county property?

If -- if locks were removed -- first of all, I don't agree with that, but second of all, that's county property. Where's it at?

JUDGE MAX BUNCH: I don't know. Does anybody know?

DISTRICT ATTORNEY HERRERA: I --

CHAIRMAN BAKKER: Were actual locks removed though?

JUDGE MAX BUNCH: I don't know.

CASEY GUNTHER: It could have been they --

COMMISSIONER MILLS: They were.

CASEY GUNTHER: Sorry. Casey, for --

COMMISSIONER MILLS: As I --

CASEY GUNTHER: -- the record.

COMMISSIONER MILLS: -- understand it, --

CASEY GUNTHER: It could have --

COMMISSIONER MILLS: -- they were --

CASEY GUNTHER: -- been they --

COMMISSIONER MILLS: -- rekeyed, --

CASEY GUNTHER: -- just went --

COMMISSIONER MILLS: -- the lock.

CASEY GUNTHER: -- through and changed the pin configuration in the cylinders themselves. Because that's --

COMMISSIONER CLARK: Was that done by a licensed contractor?

CASEY GUNTHER: I do not know who did that work.

COMMISSIONER CLARK: Okay. These are some questions we need to answer.

JUDGE MAX BUNCH: I -- I don't -- I don't have the answers for that.

COUNTY CLERK SULLIVAN: I have a question, if I may or --

DISTRICT ATTORNEY HERRERA: Do you have any answers?

COUNTY CLERK SULLIVAN: Sadie Sullivan.

So one of my questions is -- and Max and I have talked about this. And then we got interrupted yesterday so I didn't get to go back to Max.

For instance, Max had brought the company around to do the wood in the windowsills last week. And so they were there around for the next couple of days. Max brought them around to introduce -- we were introduced to them. It was Kathy and I in the office at that time.

The next morning I came in. I was here about ten after 8:00. And the gentleman had came in, went straight back and had gotten into the office to be able to do my windowsill. The staff didn't -- Kathy recognized one. But the other gals didn't -- weren't introduced to them. So anyway, they said, Oh, did you -- how did they get in? And I go, I don't know. And none of them have a key to my office.

So my question is is just: They were -- how -- how did they get in? I guess, basically is my question.

JUDGE MAX BUNCH: They got in from a key in which CORE Construction has, --

COUNTY CLERK SULLIVAN: Okay.

JUDGE MAX BUNCH: -- which is a master key.

COUNTY CLERK SULLIVAN: And that's when you (indiscernible)?

JUDGE MAX BUNCH: And there's three master keys --

COUNTY CLERK SULLIVAN: Okay.

JUDGE MAX BUNCH: -- that are there. CORE Construction has -- the warranty gentleman has one. CORE Construction has another one. And then the master key is locked up with the lock in the KNOX-BOX. So there's three master keys that are -- that are made for this building currently.

COUNTY CLERK SULLIVAN: Okay.

JUDGE MAX BUNCH: Now there are some master cards on our proxy cards that are -- that are out there. There's more of those than there -- than there are hard keys.

COUNTY CLERK SULLIVAN: Okay.

JUDGE MAX BUNCH: These, when the people are done with them, then we'll just kill those cards.

COUNTY CLERK SULLIVAN: The codes.

JUDGE MAX BUNCH: And then -- and then we don't have to worry about them.

And when -- when CORE gets done with warranties and all the other stuff, then they'll turn those keys over to the county. And then the county can make that decision as to what they want

to do with them.

COUNTY CLERK SULLIVAN: Okay.

JUDGE MAX BUNCH: Not me. But I'm -- I'm under the understanding at this point in time that we're -- we're supposed to be doing a two-lock system to lock them away so that two people are required to be able to open up a safe and open up another box --

COUNTY CLERK SULLIVAN: Okay.

JUDGE MAX BUNCH: -- that has the master key in it.

COUNTY CLERK SULLIVAN: And then do we have a time frame, roughly, like, on those warranties that (indiscernible) --

JUDGE MAX BUNCH: I just told you what the warranty is. The subs are until October. CORE's going --

COUNTY CLERK SULLIVAN: October.

JUDGE MAX BUNCH: -- to be here until November --

COUNTY CLERK SULLIVAN: Okay. So my question --

JUDGE MAX BUNCH: -- and probably beyond.

COUNTY CLERK SULLIVAN: So I just wanted to make it clear because I have statutes I have to abide by for the elections and that type of thing that nobody, you know, other than myself or staff can have access to. So anyway, I just wanted to --

JUDGE MAX BUNCH: And --

COUNTY CLERK SULLIVAN: -- clarify those things.

JUDGE MAX BUNCH: And so the warranty guy usually checks in with Casey and -- and lets him know that he's here.

COUNTY CLERK SULLIVAN: Okay.

CASEY GUNTHER: And then I check in with --

JUDGE MAX BUNCH: And --

CASEY GUNTHER: -- these guys and let them know.

JUDGE MAX BUNCH: And obviously, when it gets close to the election thing, you know, we need to be well aware of it. Just like the keys that were handed out that you have to go pick up for the closet in that room? The storage closet, the VS key that was assigned to each office.

So you go through and you collect all those keys. And when the elections are over, you give those keys back to the offices.

COUNTY CLERK SULLIVAN: Okay.

JUDGE MAX BUNCH: So that way you're -- you're safe and secure in knowing that nobody's tampered with the voting machines.

COUNTY CLERK SULLIVAN: Okay. I just need to make sure it's clear so that way people know where I'm coming from when it does come down to the elections, that --

JUDGE MAX BUNCH: Well, I've -- I've told every one of them that you would be by to pick up the key during the elections. And then you would redistribute those keys out after the election.

COUNTY CLERK SULLIVAN: Right. Yeah. And you and I have talked about that.

CASEY GUNTHER: If they get a key from me, they sign it out. I know who it is. I know who to go after if it comes up missing or if there's any problems. And I can -- I guarantee if something does happen, I would go after them.

COUNTY CLERK SULLIVAN: And there's --

CASEY GUNTHER: And I know you guys --

COUNTY CLERK SULLIVAN: -- just some statutes --

CASEY GUNTHER: -- will as well.

COUNTY CLERK SULLIVAN: -- that I have to follow so...

CASEY GUNTHER: Well, I understand that.

COUNTY CLERK SULLIVAN: That's (indiscernible).

CASEY GUNTHER: But until this building -- you guys see me every day. I'm over here walking and making sure everybody's comfortable, happy, and -- and checking on the boilers and up on the roof and everything.

And I just -- we're going to be around. And I don't know why the other gentleman wasn't introduced to you. Should've been. I'll make sure that happens.

COUNTY CLERK SULLIVAN: It was just they were caught off guard and they went right into the office --

CASEY GUNTHER: Right.

COUNTY CLERK SULLIVAN: -- and walked right in. And they all kind of looked at each other, like, oh, how did that gentleman get in here? That type of thing.

CASEY GUNTHER: These guys usually start work about 5:30 in the morning so...

COUNTY CLERK SULLIVAN: Okay.

CASEY GUNTHER: We'll -- I'll make --

COMMISSIONER MILLS: So --

CASEY GUNTHER: -- sure everybody's --

COMMISSIONER MILLS: Sadie, are you -- are you satisfied

with what's happening here with all this?

Is it -- is it -- fulfill your requirements for what you need?

COUNTY CLERK SULLIVAN: I think there's several concerns. I mean, I understand the safety. I understand needing to track things. But also --

COMMISSIONER MILLS: But as far as you've -- you've got stuff that you have to have secure and --

COUNTY CLERK SULLIVAN: Absolutely. Nobody --

COMMISSIONER MILLS: According to --

COUNTY CLERK SULLIVAN: -- can have --

COMMISSIONER MILLS: -- statute and all that --

COUNTY CLERK SULLIVAN: Right.

COMMISSIONER MILLS: -- kind of stuff --

COUNTY CLERK SULLIVAN: So as --

COMMISSIONER MILLS: -- legally.

COUNTY CLERK SULLIVAN: -- far as --

COMMISSIONER MILLS: You can't --

COUNTY CLERK SULLIVAN: -- the elections, not necessarily. When it comes to the elections, I don't know for sure -- I don't know for sure if we'll be able to hold them here. That's something that the state will give me the okay. We're hoping to. We've -- we've talked about it. But if I don't have a guarantee that all things are turned in or whatever have you, we have the voting machines, we have --

And Max and I have talked about it. We've addressed it.

I won't know until that comes closer.

But, you know, that's my thing. Because that's -- that's something that I'm bonded for. That's something that I was elected for.

And so we just -- as each elected official, we need to be able to have it, you know, that we can secure things. And that's what we were elected for. That's why we were sworn in.

COMMISSIONER MILLS: What's it going to take to make you secure in that guarantee?

COUNTY CLERK SULLIVAN: Well, for one, per the statute, I know there's -- they need the keys for safety, but you can't just have a key out there. I have election machines. There are several statutes that when we've had them over at the civic center for the elections for the early vote, we go into the

closet there. And they are not allowed in there. And then I have my own actual lock that I put on there at night. And I have to have that secured. And then also there's a safety plan with the flow of the people.

And, you know, so there's just some statutes that myself and, you know, that I need to make sure are covered. So...

Just --

CHAIRMAN BAKKER: Maybe it's as easy as installing a special way to lock it during that time too though.

COUNTY CLERK SULLIVAN: What's that?

CHAIRMAN BAKKER: I said, it might be as easy as installing a special way to lock those doors at that time.

COUNTY CLERK SULLIVAN: Yeah. I don't know.

COMMISSIONER MILLS: That's what --

CHAIRMAN BAKKER: We can do it.

COMMISSIONER MILLS: How are we going to make sure you're satisfied?

COUNTY CLERK SULLIVAN: When it gets closer?

CHAIRMAN BAKKER: Yeah, we'll --

COUNTY CLERK SULLIVAN: I mean, I need --

CHAIRMAN BAKKER: Won't be --

COUNTY CLERK SULLIVAN: I need a --

CHAIRMAN BAKKER: -- able to tell.

COUNTY CLERK SULLIVAN: Yeah, I need a --

CASEY GUNTHER: Is it the key that I have in question that -- that concerns you? Or when a sub's using it, mainly?

COUNTY CLERK SULLIVAN: Well, yeah. Well, not just -- I mean, it would be anybody. Because I know Max can tell me, okay, you need to go around and collect the keys for -- and it's the storage room within the community room, --

CASEY GUNTHER: Right.

COUNTY CLERK SULLIVAN: -- but then you have all your board people --

CASEY GUNTHER: Uh-huh.

COUNTY CLERK SULLIVAN: -- that have keys to get in at night. And so Max and I discussed that I could put the election stuff, the machines into that storage room per se. But it's electronic. So you don't tear down your election machines every single night and move them. There's wires. That's extra time. That's extra workers. So there's just things that I -- I don't

know how it's going to work. It's going to be a -- kind of a little in-progress type thing. So...

COMMISSIONER WAITS: So is there a way that we can rekey them for that special time? And she's the only one who can get in there during that election time?

CHAIRMAN BAKKER: I -- go ahead.

COUNTY CLERK SULLIVAN: That'd be quite the process.

CHAIRMAN BAKKER: I would suggest --

CASEY GUNTHER: That would be quite the process. My thought that I was going to talk to Judge Bunch about was possibly inactivating every single -- because you have the door from this side, from the community meeting room, that is not a card reader door. That's just a manual key; correct? I believe it is. Yes.

JUDGE MAX BUNCH: It's -- it's open all the time.

CASEY GUNTHER: The one on the outside is the card reader door. So that --

CHAIRMAN BAKKER: I would suggest --

CASEY GUNTHER: We would have to --

CHAIRMAN BAKKER: -- that, Sadie, --

CASEY GUNTHER: -- find a way --

CHAIRMAN BAKKER: -- you get with Casey --

CASEY GUNTHER: Yeah.

CHAIRMAN BAKKER: -- and you guys look at it and see what we can do.

COMMISSIONER MILLS: So I'm curious now too, when you did this at the civic center, how were you guaranteed --

COMMISSIONER CLARK: Yeah.

COMMISSIONER MILLS: -- no one else had --

COUNTY CLERK SULLIVAN: Because I --

CHAIRMAN BAKKER: She had a special --

COUNTY CLERK SULLIVAN: -- bought my own --

CHAIRMAN BAKKER: -- lock.

COUNTY CLERK SULLIVAN: -- lock. I put my own locks within -- within the civic center so --

LAKEN MARINE: Like a bike lock.

COUNTY CLERK SULLIVAN: They have --

COMMISSIONER MILLS: So you --

COUNTY CLERK SULLIVAN: -- doors.

COMMISSIONER MILLS: -- locked up the civic center with

your own locks?

CHAIRMAN BAKKER: There was only one door.

COUNTY CLERK SULLIVAN: That room per se.

CASEY GUNTHER: Just the storage.

COUNTY CLERK SULLIVAN: So --

COMMISSIONER MILLS: Oh, just so the storage room for --

COUNTY CLERK SULLIVAN: -- the employees --

CHAIRMAN BAKKER: Yeah.

COUNTY CLERK SULLIVAN: -- could get in and do their thing and whatever have you. And if there's events or whatever. But in that storage room off to the side for the two weeks of early vote, I had my own lock. Because they moved all their stuff out. And I was able to put a lock on there.

CHAIRMAN BAKKER: I'm sure we can come up with something.

COUNTY CLERK SULLIVAN: So it's just a matter -- it's -- we've got to figure out what's going to work, you know.

And I want to make sure that I have myself covered. You know, it's -- elections are a tough thing. And that's my job. And that's what I was voted in for, to make sure everything is safe.

And Max and I have talked about it. But I want you guys to be well aware that there's statutes that, --

COMMISSIONER MILLS: Right.

COUNTY CLERK SULLIVAN: -- you know, we need to follow.

COMMISSIONER MILLS: I keep asking, you know, what's going to make you satisfied. Because as we've gone through this process, there's always this -- there's always been this question, well -- well -- and no one ever's satisfied completely with -- that their stuff is secure the way they want it to be secure.

So I'm -- I'm kind of -- where's the standard? Where's the level that we say, yeah, we're satisfied? And that -- it seems to be pretty high.

JUDGE MAX BUNCH: Well, I --

COMMISSIONER MILLS: So I'm not sure how we're going to reach that.

JUDGE MAX BUNCH: Well, Commissioner Mills, I think -- I think what we need to do is -- is take the time, Sadie and I or whomever, and -- and get a piece of equipment down there that's not hooked up and not there and actually see what it is -- where

it's going to go, whether it can be locked up down there. Our locksmith is a certified locksmith out of Reno. And so, you know, I mean, as far as the little room, I think that we could potentially completely change -- have them repin it --

COMMISSIONER MILLS: Uh-huh.

JUDGE MAX BUNCH: -- for that period of time. But that's -- that's looking at one, two, three, four trips --

COMMISSIONER MILLS: Right.

JUDGE MAX BUNCH: -- in which to -- to do that. And it may be --

COMMISSIONER MILLS: Well, is there a way to secure that door without repinning it the way she --

JUDGE MAX BUNCH: I think -- I think --

COMMISSIONER MILLS: -- did at the civic center?

JUDGE MAX BUNCH: -- what she's talking about is -- are you talking about the lock that goes around the outside of the thing and you just --

COUNTY CLERK SULLIVAN: No, the actual -- where the tables and chairs are within --

JUDGE MAX BUNCH: Uh-huh.

COUNTY CLERK SULLIVAN: -- that. And that's the one where you said I could go collect.

Now, the other thing is -- and -- and I'm not -- I'm just being open. We set up elections the day before elections. We have to be open from 7:00 to 7:00. So Max and I had talked about this in the past and we thought it may work.

Now after being out in the hallway and not thinking this in your front foyer, you have your table set up for your precincts that you come in, you sign, and you show your ID, and then you're given your voter card. And you go into, you know, to your precincts for your machines.

So we spoke of having a couple of precincts in the community meeting room and then some over here. So those tables, those people could direct, you know, what -- what area. Standing out there, even with two people talking, in that front foyer right there, the acoustics, the sound it just echoes very bad, extremely, just even two people talking. I haven't addressed this with anybody. This is just something that I realized last week to where there's really no possible way we could set up those precinct tables and be able to hear and have

that much traffic. And plus, we set them up the day before. So even the day of election, you know, there's just -- there's things I'm going to have to adjust or situate or possibly just keep it at the civic center.

So that's just something I need to look into because I'm not quite sure it's going to work out here. So...

CHAIRMAN BAKKER: Okay.

COUNTY CLERK SULLIVAN: Giving you a heads up.

CHAIRMAN BAKKER: Okay. Thank you.

CASEY GUNTHER: Sadie, we'll get together on it.

CHAIRMAN BAKKER: Casey. What the hell was -- the heck I was going to ask you?

COMMISSIONER CLARK: Heck.

CHAIRMAN BAKKER: Sorry.

COMMISSIONER CLARK: Heck.

CHAIRMAN BAKKER: Just kind of got me off right there.

Can we get -- how do we get the warranty back? Or what -- have you talked to the subs?

CASEY GUNTHER: I haven't yet because I didn't want to bring it up.

CHAIRMAN BAKKER: Okay.

CASEY GUNTHER: I can. I'm --

JUDGE MAX BUNCH: I've talked to the sub this morning on the phone.

CHAIRMAN BAKKER: Oh.

CASEY GUNTHER: Okay.

There's other ways we can go. I'm sure we can persuade them and let them know what the concern was and they would probably be able to get the warranty back in favor, regardless.

I just -- it's a concern. It's an issue throughout the building that every single thing everybody can see and the ones they can't see.

COMMISSIONER CLARK: Okay.

CHAIRMAN BAKKER: So...

DISTRICT ATTORNEY HERRERA: Legally -- excuse me, Commissioner -- does that mean we have to un-modify what's been changed? Do we have to take it back to its original form?

JUDGE MAX BUNCH: If -- if the sub is willing to do that. The sub may not willing -- be willing to do that.

DISTRICT ATTORNEY HERRERA: So if somebody has changed the

locks, then we need the original locks back?
COMMISSIONER CLARK: Yes.
DISTRICT ATTORNEY HERRERA: Is that what --
JUDGE MAX BUNCH: He would --
DISTRICT ATTORNEY HERRERA: -- you're saying?
JUDGE MAX BUNCH: -- he would have to do the work.
CASEY GUNTHER: If the original cylinders were removed -- if the cylinders were just removed, repinned, changed the configuration of the key, and the same cylinders put in, the same material is there, but it's been modified from the way it was originally set up by the sub. So it's still a modification to the work that those cylinders that he put in were his.
JUDGE MAX BUNCH: Ours.
CASEY GUNTHER: Your guys'. Yes. But same thing.
DISTRICT ATTORNEY HERRERA: So --
CASEY GUNTHER: If you guys don't cover the warranty on it --
DISTRICT ATTORNEY HERRERA: So if the cylinders have been changed, we need --
CASEY GUNTHER: Right.
DISTRICT ATTORNEY HERRERA: -- we need those cylinders back?
CASEY GUNTHER: Yes.
COMMISSIONER CLARK: Yes. It's county property; isn't it?
DISTRICT ATTORNEY HERRERA: Yes, it is.
COMMISSIONER CLARK: Okay.
And if you have an unauthorized modification, my question is: Is that vandalism? Or is it not vandalism because we don't have a defined procedure?
DISTRICT ATTORNEY HERRERA: We don't have a defined procedure.
So I don't think the criminal intent's there for vandalism. So I -- I would say, no, I don't believe it's vandalism.
COMMISSIONER CLARK: Okay. So it's more of a policy issue.
DISTRICT ATTORNEY HERRERA: Well, you need criminal intent if you're talking about a crime.
COMMISSIONER CLARK: Okay.
DISTRICT ATTORNEY HERRERA: And I don't believe any criminal intent has been taken place in any of this.
COMMISSIONER CLARK: Okay.

DISTRICT ATTORNEY HERRERA: But I'm just worried about legal procedure. So that's basically what you're asking them, to adopt a procedure.

KEITH WESTENGARD: Yes.

JUDGE MAX BUNCH: Well, somebody is. I didn't put this agenda --

DISTRICT ATTORNEY HERRERA: No.

JUDGE MAX BUNCH: -- item on.

DISTRICT ATTORNEY HERRERA: So you're asking them to adopt a procedure.

KEITH WESTENGARD: Yes, I'd like direction on how -- and I -- we have -- I have ideas.

COMMISSIONER MILLS: It's finally -- it's time to get back to the agenda item.

KEITH WESTENGARD: Yes.

DISTRICT ATTORNEY HERRERA: Yes.

CHAIRMAN BAKKER: Hey, you're making me look bad --

COMMISSIONER STIENMETZ: Thanks.

CHAIRMAN BAKKER: -- now.

KEITH WESTENGARD: I want some direction on how to make modifications to this building to where we keep it within the -- the warranty. So we don't void any warranties by --

COMMISSIONER CLARK: Right.

KEITH WESTENGARD: -- by changing locks or making changes to the building that affect it.

COMMISSIONER MILLS: So I -- and just -- I would like that to go beyond warranty ideas, but to include things about -- you know, we're not going to knock down walls without saying something.

KEITH WESTENGARD: Oh, absolutely.

COMMISSIONER MILLS: We're not going to put a window in somewhere without saying. We're not going to put in --

KEITH WESTENGARD: Yes.

COMMISSIONER MILLS: -- decorations. We're not going to paint a wall. We're not going to do anything like that without somebody saying okay first.

DISTRICT ATTORNEY HERRERA: No modifications of any --

KEITH WESTENGARD: Right.

DISTRICT ATTORNEY HERRERA: -- type.

COMMISSIONER MILLS: Right.

DISTRICT ATTORNEY HERRERA: Unless you follow the procedure.

COMMISSIONER MILLS: So going beyond just the warranty idea. We need to go --

KEITH WESTENGARD: Right.

COMMISSIONER MILLS: -- and just go beyond that.

KEITH WESTENGARD: I mean, we could go as far as how we hang pictures. I mean, what -- I'm just -- I'm just saying that that's --

COMMISSIONER CLARK: Right.

KEITH WESTENGARD: How --

COMMISSIONER MILLS: We could.

KEITH WESTENGARD: -- far do we go?

COMMISSIONER MILLS: Yeah.

KEITH WESTENGARD: You know, I mean.

COMMISSIONER MILLS: So how many walls -- how many holes we going to poke in the wall?

COUNTY CLERK SULLIVAN: I'm guilty of all that. Just --

KEITH WESTENGARD: And I'm not -- I'm not --

COMMISSIONER MILLS: Right.

KEITH WESTENGARD: I'm not saying -- I'm not saying that.

COUNTY CLERK SULLIVAN: No, I know. I'm just being --

COMMISSIONER MILLS: But we have some idea -- some sort of guideline on, you know, what --

KEITH WESTENGARD: That's exactly --

COMMISSIONER MILLS: What are we going to do with this --

KEITH WESTENGARD: Right.

COMMISSIONER MILLS: -- new building?

COMMISSIONER CLARK: Let's form a committee.

CHAIRMAN BAKKER: No. No.

KEITH WESTENGARD: So --

CHAIRMAN BAKKER: Please, no.

KEITH WESTENGARD: So what I'm asking is --

COMMISSIONER MILLS: Who would -- who would we like to have on this --

KEITH WESTENGARD: What I'd like to do is present --

COMMISSIONER MILLS: To make up --

CHAIRMAN BAKKER: A plan --

COMMISSIONER MILLS: -- something to present.

KEITH WESTENGARD: -- a plan --

CHAIRMAN BAKKER: -- to give --
KEITH WESTENGARD: -- on modifications --
CHAIRMAN BAKKER: -- direction.
COMMISSIONER MILLS: Right?
KEITH WESTENGARD: -- to this building.
COMMISSIONER MILLS: So who shall we have on -- who shall we have develop this plan?
KEITH WESTENGARD: I'll do it with the Building Department.
COMMISSIONER STIENMETZ: All right. Good idea.
KEITH WESTENGARD: I believe that --
CHAIRMAN BAKKER: And legal.
COMMISSIONER CLARK: I think we need to have a chair and a vice chair present too.
NOLIENA CASTELLANOS: So hire someone new. Walk around and monitor the building.
COMMISSIONER CLARK: I'm just kidding. I'm just kidding.
CHAIRMAN BAKKER: What did you say, Noliena?
NOLIENA CASTELLANOS: This is Noliena Castellanos.
And I said if you're going to do all that, you going to hire somebody to walk around the building and monitor it? We elect officials to use --
COMMISSIONER MILLS: No.
NOLIENA CASTELLANOS: -- their discretion. At some point -- I understand trying to protect the building. But I don't think you got to get completely tedious about it.
SHERIFF RON UNGER: Maybe I can help.
UNIDENTIFIED PARTICIPANT: We'd love for you to --
SHERIFF RON UNGER: Ron Unger, for the record.
And I know what's going on here.
KEITH WESTENGARD: Everybody does, but nobody --
SHERIFF RON UNGER: But --
KEITH WESTENGARD: -- has said it.
SHERIFF RON UNGER: -- let me ask a question because of what Noliena stated, which is right on the money. I need to make some modifications of this building. And it's not a knock a hole in the wall. It's put three or four screws in the wall. Who do I go to to find out where I can put it, how I can put it, and get this done?
CHAIRMAN BAKKER: I don't think you want to get that --
COMMISSIONER MILLS: That's --

CHAIRMAN BAKKER: -- tedious.

COMMISSIONER MILLS: And that's what we're trying to work out.

CHAIRMAN BAKKER: I don't think you want to get that tedious, though. But that will be what they will work out when they present a plan.

COMMISSIONER MILLS: Right.

SHERIFF RON UNGER: But there's something that I need to get done as quickly as I can. So who do I go to? Say, hey, we need to get this done. Where do we do it?

CHAIRMAN BAKKER: We probably direct admin. Yeah.

NOLIENA CASTELLANOS: Yeah.

CHAIRMAN BAKKER: But --

SHERIFF RON UNGER: So...

CHAIRMAN BAKKER: -- he will present a plan. We'll bless it and go forward.

SHERIFF RON UNGER: Okay. But you haven't answered my question. I need to go to Keith --

COMMISSIONER STIENMETZ: Right.

SHERIFF RON UNGER: -- to get this done.

CHAIRMAN BAKKER: Yeah. After we adopt a plan.

COMMISSIONER CLARK: Who would go to you to modify the sheriff's office?

SHERIFF RON UNGER: Me.

COMMISSIONER CLARK: Okay. Okay. And here's my question.

NOLIENA CASTELLANOS: County commissioners.

COMMISSIONER CLARK: You -- you have deputies in there. You have sergeants on one side. You've got detectives on the other. Would you allow one of those people to change the tumbler to their office?

SHERIFF RON UNGER: On that, keys, no, my security's a lot different than this building here.

COMMISSIONER CLARK: Just --

SHERIFF RON UNGER: You know.

COMMISSIONER CLARK: It's a --

SHERIFF RON UNGER: We've got --

COMMISSIONER CLARK: -- simple yes --

SHERIFF RON UNGER: -- extra tumblers.

COMMISSIONER CLARK: -- or no. When I was teaching, I would never think about changing the lock on --

SHERIFF RON UNGER: Well, keep --
COMMISSIONER CLARK: -- my door.
SHERIFF RON UNGER: -- in --
COUNTY CLERK SULLIVAN: That's a --
CHAIRMAN BAKKER: -- mind, --
COUNTY CLERK SULLIVAN: -- little different.
SHERIFF RON UNGER: I'll tell you this, in my facility because it is a very secured facility, and we have a lot of different keys for different locks. It's different individuals can only go so many places. We know exactly who they are. Now if I lose a key or if they lose a key, then I have to go rekey that lock, which we do. Okay. Doesn't void any warranties. We actually can rekey those locks. But --
COMMISSIONER CLARK: You don't have any warranties on that building.
SHERIFF RON UNGER: -- I got it to where only certain individuals have keys. Like if you're the sergeant in your office, you're the only person who has a key to that office unless I have one and the undersheriff has one, which is a master key.
COMMISSIONER CLARK: Absolutely.
SHERIFF RON UNGER: Nobody else --
COMMISSIONER CLARK: But you wouldn't --
SHERIFF RON UNGER: -- has any --
COMMISSIONER CLARK: -- allow them --
SHERIFF RON UNGER: -- business --
COMMISSIONER CLARK: -- to change --
SHERIFF RON UNGER: -- being in that --
COMMISSIONER CLARK: -- that key.
SHERIFF RON UNGER: -- office except you.
COMMISSIONER CLARK: You -- you wouldn't allow them to change that key and you not have a key to it.
SHERIFF RON UNGER: Not unless they came to me and gave me a reason --
COMMISSIONER CLARK: No, I --
SHERIFF RON UNGER: -- why it needed to be changed. I'm cool --
COMMISSIONER CLARK: That's --
SHERIFF RON UNGER: -- with that. But everybody knows that they do need to come to me.

This is a new facility. It's just like me asking right now about the -- the lock box I need to put on the wall. Who do I talk to? Do I got to talk to all five of you? Do I talk to Mr. Bunch? Do I talk to Keith? Who?

COMMISSIONER CLARK: A lock box on the wall --

SHERIFF RON UNGER: And you answered my question.

CHAIRMAN BAKKER: He's just making an example.

SHERIFF RON UNGER: I'll explain that later.

DISTRICT ATTORNEY HERRERA: It's just (indiscernible).

COMMISSIONER WAITS: Okay. So my understanding, then, is Keith's going to run it up. And it's going to go through the Building Department. And you folks can check with CORE under all the warranties and so forth and so on before you give your okays; right?

CHAIRMAN BAKKER: Yep.

KEITH WESTENGARD: Well, before -- yeah.

CHAIRMAN BAKKER: No?

KEITH WESTENGARD: Yeah. That is.

COMMISSIONER MILLS: You're just going to --

KEITH WESTENGARD: I'll bring the plan to you.

COMMISSIONER MILLS: -- develop the plan.

COMMISSIONER WAITS: Right.

CHAIRMAN BAKKER: They'll develop a plan and come back. And we'll --

COMMISSIONER WAITS: Right.

CHAIRMAN BAKKER: -- go from there.

COMMISSIONER WAITS: Okay.

COUNTY CLERK SULLIVAN: I have a question. One of --

CHAIRMAN BAKKER: State your name.

COUNTY CLERK SULLIVAN: Okay. My question to you is --

CHAIRMAN BAKKER: State your name.

COUNTY CLERK SULLIVAN: Sadie Sullivan, for the record. Thank you, Chairman.

As an elected official, you -- you all took oaths, anybody that was elected. And if I have things, I have confidential things in my office. Ted has things in his office that are confidential. The juvenile department does. DMV for the recorder's office. Anyway, there's several offices that have that confidentiality.

As elected officials, we took the oath that we would secure

that. We are, actually, in my opinion, personal opinion, in a sense we're not abiding by that oath to a degree because we know there's those additional keys out there.

So, my question is is --

CHAIRMAN BAKKER: Yeah, but we'll get all --

COUNTY CLERK SULLIVAN: -- are you --

COMMISSIONER MILLS: Okay.

COUNTY CLERK SULLIVAN: -- okay that people have keys your office?

UNIDENTIFIED PARTICIPANT: No.

UNIDENTIFIED PARTICIPANT: No.

UNIDENTIFIED PARTICIPANT: No.

COUNTY CLERK SULLIVAN: Are you okay -- like if you had some things in your office that pertains to confidential stuff that you have that you have received, are you okay that there's keys out there that they can come into your office, without your authorization, that the two people that can sign off to go in there, they could go in there and you don't know it? Are you okay with that?

Because I know, myself as elected official, and some other ones, you know, have a concern with that because we took an oath to secure things.

CHAIRMAN BAKKER: And once everything's done on the building, we'll be able to get all those keys back.

COUNTY CLERK SULLIVAN: So...

CHAIRMAN BAKKER: But they're not done working yet.

COUNTY CLERK SULLIVAN: Right. Right. I understand that.

ANNA PENOLA: Anna Penola with the Building Department. Nobody wants to get into anyone's office.

COUNTY CLERK SULLIVAN: I understand that, but I also took an oath and it's --

ANNA PENOLA: I understand, but --

COUNTY CLERK SULLIVAN: -- not against anybody --

ANNA PENOLA: -- the key and the lock box is for emergency only. I can't imagine someone having the audacity --

CHAIRMAN BAKKER: The audacity.

ANNA PENOLA: -- to have a -- to plot to get into anybody's office. And there isn't anything anybody -- I don't --

COUNTY CLERK SULLIVAN: I totally get that.

ANNA PENOLA: Okay.

COUNTY CLERK SULLIVAN: I get that. I understand it. It's not pointing a finger. It's just, as an elected official, you take an oath. You're securing your documents. I have fired people because of confidentiality. There's laws that as elected officials we have to follow.

ANNA PENOLA: It's an emergency basis only.

COUNTY CLERK SULLIVAN: Right. And I understand that.

COMMISSIONER CLARK: And that goes for any public building. I had the most sensitive documents in my classroom that you could imagine, individual education programs. Only me and those who I choose and the parents could review those documents. I would never think of changing the lock on my classroom door.

COUNTY CLERK SULLIVAN: But you --

COMMISSIONER CLARK: I have that --

COUNTY CLERK SULLIVAN: -- didn't take an oath.

COMMISSIONER CLARK: I have at least that degree of trust. Didn't need an oath. I was responsible --

COMMISSIONER STIENMETZ: Thanks, Anna.

COMMISSIONER CLARK: -- for those --

CHAIRMAN BAKKER: Thanks, Anna.

COMMISSIONER CLARK: -- documents.

ANNA PENOLA: Thank you, guys.

CHAIRMAN BAKKER: Okay. Keith, do you have your direction? We'll discuss this at the next meeting and go from there.

COMMISSIONER CLARK: I need -- is there any violation of oath in this whole mix?

DISTRICT ATTORNEY HERRERA: By changing this, no.

COMMISSIONER CLARK: Okay.

DISTRICT ATTORNEY HERRERA: No. What we have here is we have two issues, as I see it, legal issues.

One is confidentiality, as Sadie Sullivan has pointed out so articulately.

The other one is modification or changes to the structure that you administrate under -- by oath for the county. Two separate.

Now, can one kind of bleed over the other one? Yes. But they're two separate issues.

And it's my understanding, it's my belief, that this agenda item sets up the solution for one of those. And that is -- that is the modifications of -- of public property that you

administrate.

The second issue, the confidentiality one, is -- and Sadie's right -- every elected official here, Grace, me, Sadie -- is there anyone else? -- Max, --

COMMISSIONER WAITS: And that falls under --

DISTRICT ATTORNEY HERRERA: -- Lura --

COMMISSIONER WAITS: -- Agenda Item 31; right?

DISTRICT ATTORNEY HERRERA: Right.

CHAIRMAN BAKKER: Okay.

DISTRICT ATTORNEY HERRERA: And that's the next item.

COMMISSIONER WAITS: Right.

CHAIRMAN BAKKER: Okay. Let's move on.

DISTRICT ATTORNEY HERRERA: So we can deal with that there. That's long and short of what I had to say.

CHAIRMAN BAKKER: Pretty much 30 and --

31) Discussion and possible action regarding safety and security procedures at the Lander County Courthouse/Administration Building located at 50 State Route 305, Battle Mountain, Nevada 89820, and all other matters properly related thereto.

CHAIRMAN BAKKER: Thirty-one, discussion and possible action regarding safety and security procedures at the Lander County Courthouse/Administration Building, located at 50 State Route 305, Battle Mountain, Nevada 89820, and all other matters properly related thereto. Keith, I think you have direction.

KEITH WESTENGARD: I do.

CHAIRMAN BAKKER: Okay.

Thirty-three.

DISTRICT ATTORNEY HERRERA: Well, there -- Commissioner?

CHAIRMAN BAKKER: Yeah?

DISTRICT ATTORNEY HERRERA: We have the -- we have the confidentiality and security thing we have to discuss because -- because every -- every elected official, particularly those that have confidentiality requirements, -- mandates is a better word for it -- they have to be satisfied within their self -- for instance, as an example, I don't allow the custodians in my office for confidentiality reasons. And so I -- we clean it ourselves.

So every elected official has to be secure in their minds.

And I would suggest that they come in front of the county commissioners to share that with you at some time. And that should be part of the procedure.

CHAIRMAN BAKKER: Might as well do it now.

GRACE POWRIE: I'd like to come up, please.

DISTRICT ATTORNEY HERRERA: Let's do it now.

CHAIRMAN BAKKER: We're on 31.

GRACE POWRIE: Grace Powrie, Lander County treasurer, for the record.

CHAIRMAN BAKKER: Thirty-two.

GRACE POWRIE: I did change my office lock. I did not know about a liability for an -- whatever warranty. I do know there's other keys out there. I took an oath. Thirty-one years no one's had a key to my office but my staff. And I am going to keep it that way. If we have to rekey the lock to be the old way and key it back again to be my way, I don't care, if that's a warranty issue. But no one is going to take my obligation to the taxpayers and tell me I cannot secure securities and money and checks.

COMMISSIONER CLARK: You don't have a vault?

GRACE POWRIE: I have a lot of other things that won't fit in the vault.

COMMISSIONER CLARK: No, I asked you a question. Do you have a vault?

GRACE POWRIE: I have three little --

COMMISSIONER CLARK: Can you purchase a vault?

GRACE POWRIE: I could, but I don't want people in my office unless it's 8:00 to 5:00 and I am there. It is very transparent, but it's transparent from 8:00 to 5:00 when my office is open. After 5:00 and on weekends and on holidays, no one has a right in there. Why would they go in there?

COMMISSIONER CLARK: Because they --

GRACE POWRIE: Why would they even want to have the -- the -- the possibility of something missing?

COMMISSIONER CLARK: There -- there are a number of reasons somebody may need to be in that office.

GRACE POWRIE: No. I can't think of any.

There's keys floating around. Sadie had people in her office she doesn't even know about it. Who else -- who other -- I mean, you've got the district attorney. You've got the justice of the

peace. You've got the juvenile.

COMMISSIONER CLARK: You've got two issues.

GRACE POWRIE: Excuse me. You've got the assessor. You've got the clerk. You've got every elected official that has confidential things, especially court cases. You've got Sixth Judicial Court. You've got Justice Court. You've got all this stuff happening. How do we know everyone's honest like Abe Lincoln? Are you going to bring every -- every person around and they're going to bring me back the penny?

COMMISSIONER CLARK: Well, anybody --

GRACE POWRIE: Do you put a thousand dollars on the counter to see who's not going to take it?

COMMISSIONER CLARK: Anybody that is going to work on this building is going to be honest.

GRACE POWRIE: Not unless I have -- they have to have permission to come into my office.

DISTRICT ATTORNEY HERRERA: I -- I would agree with that. They should.

LAKEN MARINE: Absolutely.

COMMISSIONER CLARK: You can --

GRACE POWRIE: They do not have a free day to go anywhere they want to. And that's what's been going on this last month.

COMMISSIONER CLARK: Who's free day walking in and out?

GRACE POWRIE: CORE.

DISTRICT ATTORNEY HERRERA: I agree --

GRACE POWRIE: And anyone else that has these magical keys.

DISTRICT ATTORNEY HERRERA: I agree with Grace in that, before anybody goes into any elected official's office, they need permission from the elected official.

CASEY GUNTHER: For the record, it's not hard to walk in and out if it's left open.

COUNTY CLERK SULLIVAN: After --

DISTRICT ATTORNEY HERRERA: The --

COUNTY CLERK SULLIVAN: -- hours?

DISTRICT ATTORNEY HERRERA: -- second issue --

CASEY GUNTHER: No, during the day.

DISTRICT ATTORNEY HERRERA: I agree. I think --

COUNTY CLERK SULLIVAN: I'm talking after --

DISTRICT ATTORNEY HERRERA: -- that --

COUNTY CLERK SULLIVAN: -- hours.

DISTRICT ATTORNEY HERRERA: -- I think that before anybody makes any modifications, including me to my office, that I got to -- I should follow the procedure that you're setting up.

GRACE POWRIE: I appreciate that, Ted. And I'm sorry I did that, but it was out of --

DISTRICT ATTORNEY HERRERA: No, I understand.

GRACE POWRIE: -- protection.

DISTRICT ATTORNEY HERRERA: We're doing it now, you know. That's done.

GRACE POWRIE: Thank you.

DISTRICT ATTORNEY HERRERA: So that's what I -- that's what I think needs to be done that no one should walk in an elected official's office at 5:30 or any time without their express consent.

CHAIRMAN BAKKER: Agreed.

GRACE POWRIE: For the record, I heard Casey's remark about, it's not hard to get into my office when the door's left open. But I can sit on the handicap counter and go in any time I want.

CASEY GUNTHER: True.

GRACE POWRIE: Try it, Casey. It works really well.

CHAIRMAN BAKKER: Okay.

COMMISSIONER CLARK: Yeah, I --

GRACE POWRIE: Thank you. That's all I have to say.

COMMISSIONER CLARK: Okay. Thank you, Grace.

CHAIRMAN BAKKER: You have a comment?

You have direction?

COMMISSIONER MILLS: Let's get some good -- let's get some good recommendations of how to resolve this.

DISTRICT ATTORNEY HERRERA: Put both these agenda items into one; right?

CHAIRMAN BAKKER: Right.

DISTRICT ATTORNEY HERRERA: For both the issues --

COMMISSIONER MILLS: There's got to be -- there's got to be a good solution. And we'll --

DISTRICT ATTORNEY HERRERA: Yes.

COMMISSIONER MILLS: -- we'll find it. And we'll come up -- we'll get it fixed.

CHAIRMAN BAKKER: Okay. Number 33.

COMMISSIONER STIENMETZ: 32.

32) **Update regarding the status of the Battle Mountain Recreational Center project and all other matters properly related thereto.**

COMMISSIONER MILLS: Thirt- -- oh, we're -- sorry -- excuse me. We're skipping 32.

The rec center and the stuff in the packet is actually for the golf course. And we don't -- we will have an update next time. They just put everything out to bid. So we'll go from there.

FINANCE

33) **Update on budget review, contracts, financial update, and all other matters properly related thereto.**

CHAIRMAN BAKKER: Thirty-three, update on budget review, contracts, financial update, and all other matters properly related thereto.

NAN ANCHO: Good afternoon.

Nan Ancho, --

CHAIRMAN BAKKER: Good afternoon, Nan.

NAN ANCHO: -- Finance.

The budget packets have been sent out. They're due back -- they were sent out December 28th. And they're due back in my office no later than February 1st.

At that time I will start going through them and start compiling the numbers so that we can have information to go off of during the week of the department meetings, which will be week of the holiday, whichever that is. Fifteenth, I think. So we'll start scheduling department -- departmental meetings then.

Currently, the budget workshop is scheduled for Thursday March 17th and Friday the 18th if need -- need be.

So we have two days if we don't get through the first day.

They need -- maintenance issues. Please have your information to Anna by the 15th, which is tomorrow. If there's anything that needs to be on -- in the budget for next year for repairs or ticket items that we need to review, big ticket items.

And that's all I have for budget reviews.

COMMISSIONER STIENMETZ: Thanks, Nan.
CHAIRMAN BAKKER: Thanks, Nan.
COMMISSIONER WAITS: Thank you.
CHAIRMAN BAKKER: What was that? Thirty-four? Nope.

34) Discussion to approve/disapprove FY 2014-2015 plan of corrective action to Nevada Department of Taxation and all other matters properly related thereto.

CHAIRMAN BAKKER: Thirty-four, discussion approval/disapproval of fiscal year 2014-2015 plan of corrective action to Nevada Department of Taxation, and all other matters properly related thereto.

NAN ANCHO: In our fiscal year '14-'15 audit there was one finding. And it was Note Number 2. And it resulted in an over expenditure of $3,598. This was due to a reimbursement that we were expecting from NDOT that came in substantially less than what we expected to get. And it just got overlooked and missed. And it won't happen again.

So I have to write a letter to the Department of Taxation for the corrective action. And I need your approval to do so, if you approve the plan.

CHAIRMAN BAKKER: You need a motion?

NAN ANCHO: Yes.

COMMISSIONER WAITS: I'll make a motion that we approve the letter for the correction action to the Department of Taxation that is to be signed by our executive director.

COMMISSIONER MILLS: Second.

CHAIRMAN BAKKER: Any public comment?

(No comment.)

CHAIRMAN BAKKER: All those in favor?

COMMISSIONER CLARK: Aye.

COMMISSIONER STIENMETZ: Aye.

COMMISSIONER MILLS: Aye.

NAN ANCHO: Actually, the commissioners need to sign also on the --

COUNTY CLERK SULLIVAN: Actually, we just print it.

NAN ANCHO: Huh?

COUNTY CLERK SULLIVAN: We print who is --

NAN ANCHO: Okay.

COUNTY CLERK SULLIVAN: -- yay and nay and what have you and so --

NAN ANCHO: Perfect.

COUNTY CLERK SULLIVAN: -- it will authorize for the chair to --

NAN ANCHO: To sign?

COUNTY CLERK SULLIVAN: Yeah. But I don't have the first part of this. So if we can get --

NAN ANCHO: Is -- you have the original?

COUNTY CLERK SULLIVAN: No. It's not in my packet.

NAN ANCHO: Okay. We'll get you the original.

CHAIRMAN BAKKER: Okay. Thanks, Nan.

NAN ANCHO: Thank you.

CHAIRMAN BAKKER: Motion carries.

COMMISSIONERS

35) Correspondence/reports/potential upcoming agenda items.

CHAIRMAN BAKKER: Thirty-five. Correspondence, reports, potential upcoming agenda items.

Anyone?

(The following correspondence was received:

1. Department of Conservation and Natural Resources, Division of Environmental Protection, Bureau of Mining Regulation and Reclamation, Permittee Carico Lake Mining, LLC; Water Pollution Control Permit. (Draft)

2. Bureau of Land Management to Interested Public, 2015 Elephant Fire Wildfire Management and Livestock Closure Decision.

3. Bureau of Land Management to Interested Public, The Bureau of Land Management, Mount Lewis Field Office, is proposing to approve and install three riparian enclosures in the Argenta Allotment (see maps), located in Fire Creek, Ferris Creek, and North Fork of Mill Creek Use Areas.

4. Bureau of Land Management to Interested Public, the Bureau of Land Management, Mount Lewis Field Office, has prepared an Environmental Assessment which analyzes the impacts of the

proposed Fire Creek Mine Project located in Lander County, Nevada.)

COUNTY CLERK SULLIVAN: We do need to go back to mine when you're done.

CHAIRMAN BAKKER: What is that?

COUNTY CLERK SULLIVAN: We need to go back to mine when you're done.

LAKEN MARINE: The jury list.

CHAIRMAN BAKKER: Oh. Yep. Sorry.

COUNTY CLERK SULLIVAN: You're fine.

CHAIRMAN BAKKER: Anyone -- got anything?

CHAIRMAN BAKKER: Okay.

COMMISSIONER MILLS: No.

CHAIRMAN BAKKER: What number was that, again, Sadie?

COUNTY CLERK SULLIVAN: Twenty-eight.

LANDER COUNTY CLERK

28) Discussion and possible action regarding the Lander County jury list for 2016.

CHAIRMAN BAKKER: Twenty-eight. Go back to 28. Agenda Item Number 28, discussion and possible action regarding the Lander County jury list for 2016.

COUNTY CLERK SULLIVAN: This has been e-mailed to Austin.

COMMISSIONER STIENMETZ: Killed that many trees.

COUNTY CLERK SULLIVAN: Here's another tree.

COMMISSIONER CLARK: Thank you, Sadie. Now I know where everybody lives.

COMMISSIONER MILLS: Everyone's looking for their name first.

COUNTY CLERK SULLIVAN: Sadie Sullivan, Lander County clerk, for the record.

This is something that we have to do every year per NRS 6.050. And the judge does a court order on the amount of people that are selected.

And so the list you have before you of who is on the jury list, it gets published. And if that arises, then these are the

people that could be possibly selected.

COMMISSIONER STIENMETZ: You have Katie on here, and she doesn't live in Lander County. She hasn't for a long time.

COUNTY CLERK SULLIVAN: If we don't receive a request from another county or from a state, I can't just take them off. We've sent out several letters, if we don't get a response back. So you may see people on there that aren't removed, but we can't until we have something in writing or there is a statute that after two general elections, then we're allowed to take them off at that point in time.

COMMISSIONER STIENMETZ: So she needs to have them send you a --

COUNTY CLERK SULLIVAN: Or if she was to register in the county that she resides in, then they go ahead and send me a notification.

COMMISSIONER STIENMETZ: All right. I'll tell her. Thank you.

COUNTY CLERK SULLIVAN: Uh-huh.

COMMISSIONER WAITS: I'll make motion that we approve the Lander County jury list for 2016.

COMMISSIONER MILLS: Second.

CHAIRMAN BAKKER: Any public comment?

COMMISSIONER CLARK: I've got a question.

CHAIRMAN BAKKER: Go ahead.

COMMISSIONER CLARK: My wife's not on here.

CHAIRMAN BAKKER: She's lucky then.

COUNTY CLERK SULLIVAN: She was not one of the 1800 people to be selected. So it's her --

COMMISSIONER CLARK: Oh, okay.

COUNTY CLERK SULLIVAN: -- lucky year.

CHAIRMAN BAKKER: Lucked out.

COMMISSIONER CLARK: I don't want to be on this.

CHAIRMAN BAKKER: Okay. Any other public comment?

(No comment.)

CHAIRMAN BAKKER: All those in favor?

COMMISSIONER STIENMETZ: Aye.

COMMISSIONER MILLS: Aye.

COMMISSIONER CLARK: Aye.

COMMISSIONER WAITS: Aye.

CHAIRMAN BAKKER: Motion carries.

Right now, if there's no correspondence, I guess I need a motion to adjourn.

COMMISSIONER CLARK: Make a motion to adjourn.

CHAIRMAN BAKKER: Oh.

COMMISSIONER STIENMETZ: Oh. Public comment.

SHERIFF RON UNGER: I'll be coming to you --

CHAIRMAN BAKKER: Public comment.

SHERIFF RON UNGER: -- next time with some agenda items, just so you know.

CHAIRMAN BAKKER: Okay. You're right. Steve, sorry.

PUBLIC COMMENT

CHAIRMAN BAKKER: Any public comment? Public comment for non-agendized items only. Persons are invited to submit comments in writing and/or attend and make comments on any non-agenda item at the board meeting, if any. Discussion of those comments at the discretion of the board. All public comment may be limited to three minutes per person, again, at the discretion of the board. Reasonable restrictions may be placed on public comment based upon time, place, and manner. But public comment based upon viewpoint may not be restricted.

Any public comment?

(No comment.)

CHAIRMAN BAKKER: Okay. With that?

ADJOURNMENT

COMMISSIONER STIENMETZ: I'll make a motion we adjourn.

COMMISSIONER CLARK: Second.

UNIDENTIFIED PARTICIPANT: All those in favor?

COMMISSIONER MILLS: Aye.

COMMISSIONER CLARK: Aye.

COMMISSIONER STIENMETZ: Aye.

COMMISSIONER WAITS: Aye.

CHAIRMAN OR VICE 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.