The Honorable Board of Lander County Commissioners met in special session in the Commission Chambers of the Lander County Courthouse and Administration Building in Battle Mountain, Nevada, 50 State Route 305, on June 29, 2016, at 10:00 a.m. Transcript produced by Tiffany Elkington, C.C.R., #930.

PRESENT: PATSY WAITS, COMMISSIONER
ART CLARK III, COMMISSIONER
DOUG MILLS, COMMISSIONER
SADIE SULLIVAN, COUNTY CLERK
THEODORE HERRERA, DISTRICT ATTORNEY
NAN ANCHO, FINANCE DIRECTOR

ABSENT: STEVEN STIENMETZ, COMMISSIONER
SEAN BAKKER, COMMISSIONER
KEITH WESTENGARD, EXECUTIVE DIRECTOR

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

VICE CHAIRMAN MILLS: I'd like to call to order this special session of the Lander County Commission meeting, Town Board of Battle Mountain, and Austin Board of County Highway Commissioners.

We comply with the Pledge of Allegiance. Patsy, can you lead us in that?

COMMISSIONER WAITS: Thank you. Please join me.

(Pledge of Allegiance)

VICE CHAIRMAN MILLS: Okay. I'd like to have a moment of silence.

(Moment of silence)

PUBLIC COMMENT

VICE CHAIRMAN MILLS: Thank you.

I'd like to open for public comment for non-agendized items only.

Persons are invited to submit comment in writing and/or attend and make comment on any non-agenda item at the board meeting, if any, and discuss- -- 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 on time, place, and manner. But public comment based upon viewpoint may not be restricted.

Do we have any public comment?

Yeah.

And state your name for the record, please.

CHRISTOPHER NATOLI: My name's Christopher Natoli. I -- I've -- I've lived here in Battle Mountain for about a year and a half. I'm currently helping coach the Little League All-Stars team.

I've come here to discuss or talk about or make aware the commissioners that we've had some issues with the county as far as trying to get work down at the fields.

There was an agenda item brought up last month to the commissioners about doing some work on the fields, which that was approved.

They did -- the fence company came in. And they're doing work down there. They spent all that money.

Personally, I think the amount of money that was spent there was -- was beyond what needed to be spent there. It should have been looked at a little closer as far as what needed to be done there. But that's beside the point.

But we are currently trying to get this tournament -- this -- the tournament starts Friday, goes till next Friday. And there's going to be tons of people in town for this. And there's issues with -- still with the field that we're trying to address and take care of. And we're just trying to get help from the county to get these things buttoned up so that we can approve -- be approved to run the tournament here this weekend.

COMMISSIONER CLARK: When -- when do you start?

CHRISTOPHER NATOLI: We -- the opening ceremonies are Friday night.

COMMISSIONER CLARK: Okay. How close --

CHRISTOPHER NATOLI: And the games starts Saturday morning at 8:00 -- 8:00 a.m.

COMMISSIONER CLARK: How close are they to getting the fields up to --

CHRISTOPHER NATOLI: There's not a whole lot that needs to be done. I mean, --

COMMISSIONER CLARK: Okay.

CHRISTOPHER NATOLI: -- we just need some equipment and some stuff down there to -- to --

COMMISSIONER CLARK: Okay.

CHRISTOPHER NATOLI: -- be able to do some work, but --

COMMISSIONER CLARK: Anybody know where Keith is?

VICE CHAIRMAN MILLS: He's getting his --

COMMISSIONER WAITS: He's got an appointment this morning, --

VICE CHAIRMAN MILLS: Yeah.

COMMISSIONER WAITS: -- but he should be in this afternoon; right?

DISTRICT ATTORNEY HERRERA: Don't know.

COMMISSIONER WAITS: Don't know?

VICE CHAIRMAN MILLS: I understand you have an appointment with Keith this afternoon; --

CHRISTOPHER NATOLI: I was supposed --

VICE CHAIRMAN MILLS: -- right?

CHRISTOPHER NATOLI: -- to meet with Keith this morning. And I explained to him that I wanted to come and make this notice to the commissioners because I felt like that I know the commissioners can't act on -- outside of a public -- outside of a meeting on their own. That it's usually --

I -- I've been in -- I've --

VICE CHAIRMAN MILLS: Right.

CHRISTOPHER NATOLI: -- dealt with meetings before. I've been in -- on a board and stuff. I know how the guidelines work.

COMMISSIONER WAITS: No, Chris, we -- we appreciate your bringing this to us. And -- and we understand the deadline you're on. But it does need to go before Keith. So we'll make

sure that -- that Keith is --

VICE CHAIRMAN MILLS: I thought --

COMMISSIONER WAITS: -- aware --

VICE CHAIRMAN MILLS: -- you have an appointment with Keith this afternoon; right?

CHRISTOPHER NATOLI: I have an --

COMMISSIONER WAITS: -- aware of that.

CHRISTOPHER NATOLI: -- appointment with Keith.

COMMISSIONER WAITS: Right.

CHRISTOPHER NATOLI: I -- I -- I -- Keith already came down to the field on -- on Monday. And I went through some of the stuff with him. And the guys went down there and then --

VICE CHAIRMAN MILLS: Okay --

CHRISTOPHER NATOLI: -- they wound up calling the secretary yesterday of the little league. Bert -- Bert, that works for Keith called him and said that he wasn't doing --

COMMISSIONER WAITS: Okay.

CHRISTOPHER NATOLI: -- anything else at the field, --

COMMISSIONER CLARK: Okay, how --

CHRISTOPHER NATOLI: -- that he was done.

COMMISSIONER CLARK: How about if we make a call to Bert and ask him to get here by the end of the meeting so --

COMMISSIONER WAITS: Bert -- Bert has been unreachable this morning. We have --

COMMISSIONER CLARK: Okay.

COMMISSIONER WAITS: -- tried to so --

But we -- we will not forget this. And -- and we'll -- we'll continue on with it after the meeting.

CHRISTOPHER NATOLI: The other big concern is I -- you realize that there's tons of people coming into town --

COMMISSIONER WAITS: Yeah.

CHRISTOPHER NATOLI: -- for this.

COMMISSIONER WAITS: I understand.

CHRISTOPHER NATOLI: This is a big thing for Battle Mountain itself, for the town. This is a big revenue thing. I mean, this is going really upset a lot of businesses, people in the community if this doesn't go over very well.

COMMISSIONER CLARK: What -- are the infields okay? Because I went out there to --

CHRISTOPHER NATOLI: The infields are okay. The warning

tracks are not. The warning tracks --

COMMISSIONER CLARK: What?

CHRISTOPHER NATOLI: -- the warning tracks out in the outfield, are in --

COMMISSIONER CLARK: Okay.

CHRISTOPHER NATOLI: -- bad condition. They actually went out and grated them. They pulled too much material off of them. So there's gaps under the fences. There's about that much gap between where the grass goes to the dirt.

VICE CHAIRMAN MILLS: I understand the fencing company was coming to fix that.

LESLIE JORGENSEN: No.

CHRISTOPHER NATOLI: No. They -- they just re-stretched the fence and stuff. They're not doing any dirt work whatsoever. They're just doing the fencing. So they re-stretched fence and did that kind of stuff. But as far as the dirt work and anything like that, that's not -- not them.

COMMISSIONER CLARK: Okay. I didn't hear what you said about Bert.

COMMISSIONER WAITS: He was unreachable. We tried to call him --

COMMISSIONER CLARK: Okay.

COMMISSIONER WAITS: -- this morning.

COMMISSIONER CLARK: Okay.

COMMISSIONER WAITS: And we don't know his schedule. Tammy doesn't know --

COMMISSIONER CLARK: Okay.

COMMISSIONER WAITS: -- his schedule. I do know he has a conference call at 1:00 o'clock. But whether he remembers that and comes...

We -- we will make sure somebody is aware of that yet today because --

CHRISTOPHER NATOLI: We have practice there at 5:30 tonight. And we plan to work on the field after practice. And we --

COMMISSIONER WAITS: Okay.

CHRISTOPHER NATOLI: -- worked on the fields the last two nights down there after practice till like 9:00 o'clock at night.

COMMISSIONER CLARK: Rest assured, --

CHRISTOPHER NATOLI: We're trying to get stuff ready to go for this.

COMMISSIONER CLARK: -- the three of us will do what we can to make sure that that's done. I know there's a lot of people coming from Reno and Carson City. This is --

CHRISTOPHER NATOLI: There's a lot of --

COMMISSIONER CLARK: -- a big deal.

CHRISTOPHER NATOLI: -- people coming from all over. So, yeah.

COMMISSIONER CLARK: Okay.

CHRISTOPHER NATOLI: So...

COMMISSIONER WAITS: Thank you, Chris.

CHRISTOPHER NATOLI: I appreciate it. Thank you.

VICE CHAIRMAN MILLS: Thank you.

Any other public comment?

Come on up.

Please state your name for the record.

BEAU TOLBERT: Yeah, my name's Beau Tolbert.

I've actually been down dealing with this all year.

And in regards to having All-Stars here or not, it doesn't matter. Our community's been paying for these fields to be managed. And this should be upheld for us and not just because people are coming here.

I've been down there working on my days off since before this season started. We've been trying to work with people at the county addressing these issues for -- when did little league start? --

LESLIE JORGENSEN: We started in February.

BEAU TOLBERT: -- in February.

We've been -- we need some direction on who we need to speak with, not just little league, any of these groups that are using these facilities, on who we need to come to get things handled so that we're not running in circles and upsetting people at the county.

We don't need a bad rep from the groups of the people in the community trying to use these things so that things run smooth.

Any group that wants to use any of the facilities in town should be able to use them; correct?

COMMISSIONER CLARK: Yeah, you're --

VICE CHAIRMAN MILLS: That's --

COMMISSIONER CLARK: -- right.
VICE CHAIRMAN MILLS: -- right.
BEAU TOLBERT: Right. That's --
COMMISSIONER CLARK: And you shouldn't --
BEAU TOLBERT: -- what we --
VICE CHAIRMAN MILLS: Yep.
BEAU TOLBERT: -- are paying --
COMMISSIONER CLARK: They should be kept up.
BEAU TOLBERT: -- taxes; --
COMMISSIONER CLARK: There's -- there's no --
BEAU TOLBERT: -- right?
COMMISSIONER CLARK: -- argument there.
BEAU TOLBERT: So I -- that's great all-Stars is coming here. But the groups here in town should have these facilities kept up. I think we pay quite a bit of taxes here. I think our taxes are maybe a -- a little high.

That's besides the point.

There should be plenty of funds to -- to have them topnotch; correct?

COMMISSIONER CLARK: So you've been working on this project since Friday -- since February?
LESLIE JORGENSEN: Uh-huh.
COMMISSIONER CLARK: And the county's known about it since February?
BEAU TOLBERT: I don't know as far as February.
LESLIE JORGENSEN: We met with Anna in February.
BEAU TOLBERT: We've been -- we've been dealing with the county for quite some time.

And as far as if we're talking to the people or not, that's something that needs -- maybe there could be something that could be set up to where if somebody needs to come to talk to somebody to have something addressed --

DISTRICT ATTORNEY HERRERA: Who have you been talking to?
BEAU TOLBERT: Well, as far as the buildings, we've been dealing with Anna.
DISTRICT ATTORNEY HERRERA: Anna.
BEAU TOLBERT: And when we kept going to her to ask her what needed to be done, then she kind of led us on to other people.
DISTRICT ATTORNEY HERRERA: To -- to Anna? It should be

Anna, Bert, or Keith.

BEAU TOLBERT: Okay, well we -- I've never known anything about Keith. Nobody told me about him the -- the whole --

DISTRICT ATTORNEY HERRERA: Keith's --

BEAU TOLBERT: -- time. But we've been dealing with -- with Bert and Anna and --

COMMISSIONER CLARK: Since February?

BEAU TOLBERT: I haven't been dealing with Bert since February.

COMMISSIONER CLARK: Who has? Because this is significant.

LESLIE JORGENSEN: Can I state --

CHRISTOPHER NATOLI: I've talked to Keith --

LESLIE JORGENSEN: -- my name --

CHRISTOPHER NATOLI: -- for over --

LESLIE JORGENSEN: -- for the record.

CHRISTOPHER NATOLI: I've talked to Keith for over a month.

COMMISSIONER CLARK: You've talked to --

CHRISTOPHER NATOLI: (Indiscernible.)

COMMISSIONER CLARK: -- Keith in February?

DISTRICT ATTORNEY HERRERA: No, no.

CHRISTOPHER NATOLI: No, no, no.

DISTRICT ATTORNEY HERRERA: Bert.

CHRISTOPHER NATOLI: Over a month -- the last month.

DISTRICT ATTORNEY HERRERA: Art? Art?

CHRISTOPHER NATOLI: In the last month.

DISTRICT ATTORNEY HERRERA: We can't do an investigation from here.

COMMISSIONER CLARK: Oh.

BEAU TOLBERT: I'm -- I'm not trying to -- to do anything to get anybody in any trouble.

I think that there needs to be a system set in place where somebody could come in and say, We tried to use this facility. These issues were dealt with. We can come down to this building that we have got here. And somebody could come in and look at a list and be like, here's who I should talk to you.

DISTRICT ATTORNEY HERRERA: Keith's your man.

BEAU TOLBERT: Okay. Well, --

DISTRICT ATTORNEY HERRERA: Just so you know.

BEAU TOLBERT: -- as far as being able to find that out, because I've been calling and dealing with people in and out --

DISTRICT ATTORNEY HERRERA: I'm telling you right now, Keith is the person.

BEAU TOLBERT: Sure. That's great. But the next person that comes and tries to deal with something, can we make it easier for people to go through the channels?

DISTRICT ATTORNEY HERRERA: Keith is the person you need to talk to. He's -- he's -- he's -- he's the front person for the county commissioners.

BEAU TOLBERT: I'm --

DISTRICT ATTORNEY HERRERA: You can't go any further up than Keith.

BEAU TOLBERT: I -- I appreciate that. But I'm not going to call every person in town, personally, and let them know if they have an issue, they need to come talk to Keith.

DISTRICT ATTORNEY HERRERA: I -- I don't know what you want me to do about that.

BEAU TOLBERT: Can there be something set in place here --

DISTRICT ATTORNEY HERRERA: There is.

BEAU TOLBERT: -- where if somebody has a problem, --

DISTRICT ATTORNEY HERRERA: There is.

BEAU TOLBERT: -- they can come down here and talk to someone.

DISTRICT ATTORNEY HERRERA: There is. With Keith or -- and -- and you -- if you need to make an appointment, you go to -- you go to --

COMMISSIONER WAITS: Administrative.

DISTRICT ATTORNEY HERRERA: -- the administrative right here.

BEAU TOLBERT: Okay.

DISTRICT ATTORNEY HERRERA: He has -- there's people, two or three people working in there. And they keep -- and Keith's office is right across the hall and make an appointment and talk to Keith. You're not going to get the runaround. That's the person you need to talk to.

BEAU TOLBERT: Okay. Well, I'm saying that I've been dealing with it for seven months now. And nobody's ever said his name to me once. I didn't even know he existed.

DISTRICT ATTORNEY HERRERA: I apologize for that. But he is the person, --

BEAU TOLBERT: Okay, that's great.

DISTRICT ATTORNEY HERRERA: -- is what I'm saying.

COMMISSIONER CLARK: And this came to our attention when the meeting before last that those -- those fields needed attention. And we -- I thought we jumped right on that.

DISTRICT ATTORNEY HERRERA: I did too.

COMMISSIONER CLARK: Yeah.

BEAU TOLBERT: As far as the fencing companies down there, I don't know. I know you can't tell people to send so many people out. But they've got two guys down there that have been dilly dragging around for weeks now. And it's right up to the last couple of minutes here before this tournament's about to start.

COMMISSIONER CLARK: Yeah.

BEAU TOLBERT: And it's still not completed.

DISTRICT ATTORNEY HERRERA: Everybody here today thought this was done.

BEAU TOLBERT: That's great.

COMMISSIONER CLARK: I went --

DISTRICT ATTORNEY HERRERA: So -- so --

COMMISSIONER CLARK: I went out there --

DISTRICT ATTORNEY HERRERA: -- we're finding out that it's not. So we'll get to the bottom of it.

BEAU TOLBERT: Okay.

DISTRICT ATTORNEY HERRERA: And as soon as we talk to Keith, the conversation will be had. I -- we're not trying to make this difficult for you. We appreciate you coming in front of the board and telling them. Because not any three of these individuals knew it.

COMMISSIONER CLARK: I went out there after the meeting and I saw that they did start to work.

And I asked about the infield because it looked like it was cinders. And it was my impression that that was a top priority and that it would be done.

So...

LESLIE JORGENSEN: Can I s- --

CHRISTOPHER NATOLI: When you go down there, just so you know, everything that's been done on the infield has been done by volunteers.

LESLIE JORGENSEN: By little league.

CHRISTOPHER NATOLI: There's -- that's not been paid for by

anybody. That's been strictly volunteers.

BEAU TOLBERT: Yeah, your community.

But as far as that goes too, who works on the fields?

DISTRICT ATTORNEY HERRERA: Pardon me?

BEAU TOLBERT: Who -- who does the field work?

Road and Bridge --

DISTRICT ATTORNEY HERRERA: Bert.

BEAU TOLBERT: -- or Water and Sewer?

DISTRICT ATTORNEY HERRERA: Bert who works for Keith.

UNIDENTIFIED PARTICIPANT: Public works.

BEAU TOLBERT: Sure.

DISTRICT ATTORNEY HERRERA: Bert. That -- his department does it. I'm answering your question.

BEAU TOLBERT: Okay.

DISTRICT ATTORNEY HERRERA: And he works for Keith.

BEAU TOLBERT: Okay.

DISTRICT ATTORNEY HERRERA: So Keith is -- is the -- Keith is directly under the county commissioners.

BEAU TOLBERT: Okay.

DISTRICT ATTORNEY HERRERA: He's the executive director. Under him is Anna and Bert, who work for Keith.

So if we start off with Keith, it -- it's a good bet that it'll get done.

BEAU TOLBERT: Okay.

Just seems like it's pretty shorthanded there. So...

VICE CHAIRMAN MILLS: Leslie, did you --

LESLIE JORGENSEN: I -- I probably need to state my name. because I've got --

VICE CHAIRMAN MILLS: Yes.

LESLIE JORGENSEN: -- a couple of comments.

My name's Leslie Jorgensen. I'm the Battle Mountain little league president.

Like they said, we have been trying. We have met with Anna and Bert since February. We've had several -- we've had meetings with them. We've had several conversations with them. They have been fully aware that this is going on.

And we've been trying to work together. We -- we want the little league to be working with the community and the county together to be making things for kids, you know, decent. Decent to play on, to go to.

And so we -- we thought that things were going to get done. And we waited and waited. And now we've had to do some things that we just want it to be known that, you know, whose job is it?

Because every time we talk to somebody, they say, it's not our job now. You know, first we get promised we're going to get this, this, and this done. And now it's nobody's job. It's little league's job to do it.

VICE CHAIRMAN MILLS: Can you give us an idea of what things were asked for and what has been done and what has not been done?

LESLIE JORGENSEN: Yes. So the fencing company --

COMMISSIONER WAITS: It's not a discussion item. We really can't --

VICE CHAIRMAN MILLS: Oh.

COMMISSIONER WAITS: -- go there.

VICE CHAIRMAN MILLS: I guess we can't do that; --

COMMISSIONER WAITS: Yeah.

LESLIE JORGENSEN: Right.

VICE CHAIRMAN MILLS: -- can we?

LESLIE JORGENSEN: So anyway.

COMMISSIONER WAITS: We'll follow up.

LESLIE JORGENSEN: We would like to be put on --

VICE CHAIRMAN MILLS: So --

LESLIE JORGENSEN: -- the next agenda --

VICE CHAIRMAN MILLS: When you have -- when you have your meeting with Keith this afternoon, if you'll have that information ready --

LESLIE JORGENSEN: Okay.

VICE CHAIRMAN MILLS: -- so we know what -- what you asked for and what was done and what you think should have been done --

LESLIE JORGENSEN: Right, because we --

VICE CHAIRMAN MILLS: If that --

LESLIE JORGENSEN: -- already came and --

VICE CHAIRMAN MILLS: If we can have that information, that would be good.

LESLIE JORGENSEN: Yeah, we came before you and just because things weren't getting done, we wanted to make you aware --

VICE CHAIRMAN MILLS: Okay.

LESLIE JORGENSEN: -- that we needed this done by July. So.

COMMISSIONER WAITS: Thank you.

LESLIE JORGENSEN: Yep, thanks.

BEAU TOLBERT: Thanks for your time.

COUNTY CLERK SULLIVAN: Real quick. Sadie Sullivan for the --

COMMISSIONER CLARK: Thanks for your --

COUNTY CLERK SULLIVAN: -- record.

COMMISSIONER CLARK: -- time.

COUNTY CLERK SULLIVAN: If you go to the administration office, they have a form for agenda requests to fill out to be able to be put onto the meeting for the --

LESLIE JORGENSEN: Okay.

COUNTY CLERK SULLIVAN: -- for the record.

LESLIE JORGENSEN: These chairs are heavy.

Thank you.

VICE CHAIRMAN MILLS: Thank you.

Any other public comment?

(No comment.)

VICE CHAIRMAN MILLS: Okay. We will move to Agenda Item Number 1.

Discussion for possible action to --

COMMISSIONER WAITS: You need the approval.

VICE CHAIRMAN MILLS: Oh. Thank you.

APPROVAL OF AGENDA NOTICE

VICE CHAIRMAN MILLS: We need approval of the agenda notice for June 29th, 2016.

COMMISSIONER WAITS: I do have one correction. And that's just on the numbering. We have two number sixes. So we'll make that second number six, seven. Eight. That will give us nine agenda items.

And with that correction, I make a motion that we approve the corrected special agenda notice.

GRACE KEMP: Organized.

COMMISSIONER WAITS: Art?

VICE CHAIRMAN MILLS: Aye.
COMMISSIONER WAITS: No. Second.
COMMISSIONER CLARK: Second. (Indiscernible.)
VICE CHAIRMAN MILLS: Okay.
COMMISSIONER CLARK: Still thinking about the ball field.
VICE CHAIRMAN MILLS: Patsy made a motion. Art approved. All those in favor?
DISTRICT ATTORNEY HERRERA: He seconded.
COMMISSIONER CLARK: I --
VICE CHAIRMAN MILLS: Art --
COMMISSIONER CLARK: -- seconded.
VICE CHAIRMAN MILLS: -- seconded.
COMMISSIONER CLARK: I didn't approve it.
VICE CHAIRMAN MILLS: All those in favor?
COMMISSIONER WAITS: Aye.
VICE CHAIRMAN MILLS: Aye.
COMMISSIONER CLARK: Aye.

COMMISSIONERS

1) Discussion for possible action to approve/disapprove adjustments to tax roll:

Secure Roll Adjustments

a) adjustment to 2013-14 secured roll,
b) adjustment to 2014-15 secured roll,
c) adjustment to 2015-16 secured roll;

Unsecured Roll Adjustments

a) adjustment to 2013-14 unsecured roll,
b) adjustment to 2014-15 unsecured roll,
c) adjustment to 2015-16 unsecured roll;

Secured Roll Special Assessment Adjustments

a) adjustment to 2015-16 special assessments on the secured roll;

Unsecured Roll Special Assessment Adjustments

a) adjustment to 2015-16 special assessments on the unsecured roll to be charged back to the State of Nevada;

and other matters properly related thereto.

VICE CHAIRMAN MILLS: Okay. Now Agenda Item Number 1. Discussion for possible action to approve or disapprove the adjustments to the tax roll: Secure roll adjustments -- A, adjustment to 2013-14 secure roll, B, adjustment to 2014-15 secure roll, and C, adjustment to 2015-16 secure roll; the unsecured roll adjustments -- A, adjustment to 2013-14 unsecured roll, B, adjustment to 2014-15 unsecured roll, C, adjustment to 2015-16 unsecured roll; secured roll special assessment adjustment -- A, adjustment to 2015-16 special adjustments on the secured roll; unsecured roll special assessment adjustments -- A, adjustment to 2015-16 special assessments on the unsecured roll to be charged back to the State of Nevada; and other matters properly related thereto.

GRACE KEMP: Good morning.

VICE CHAIRMAN MILLS: Good morning.

COMMISSIONER WAITS: Good morning.

GRACE KEMP: I believe in your packets --

VICE CHAIRMAN MILLS: I think -- I think we do need to have your state your name for the record.

GRACE KEMP: My name is Grace Kemp, Lander County Treasurer, for the record. And Jusdi Johnson, Lander County deputy.

VICE CHAIRMAN MILLS: Thank you.

GRACE KEMP: Is all the adjustments in your packet? Okay.

Basically, you should have a motion on -- in the packet as well.

VICE CHAIRMAN MILLS: Uh-huh.

GRACE KEMP: And we just need to go down each item.

If you have questions on the unsecured, the secured, as we go, I'd like to have you ask me them as -- while we're on that subject because there's four different sections.

So the first one would be our secured roll adjustments. That is in the dollar amount of 2,055,870.35. And that's a combination of the '13/'14 through the '15/'16 tax years.

So basically, I just need to have that read into the record that that's approved.

And that's -- that'll be the process pretty much all day today.

VICE CHAIRMAN MILLS: Right.

GRACE KEMP: So if you have questions, please ask me

because I'm not -- I'm not sure if there will be any questions.

COMMISSIONER WAITS: Okay. Many of your motions are in the packets, but not this one.

GRACE KEMP: Oh, okay.

VICE CHAIRMAN MILLS: I think --

COMMISSIONER WAITS: So --

VICE CHAIRMAN MILLS: -- there are --

COMMISSIONER WAITS: So with that, let's see -- we need --

VICE CHAIRMAN MILLS: They are in the packet.

DISTRICT ATTORNEY HERRERA: Yeah.

GRACE KEMP: This one.

VICE CHAIRMAN MILLS: You didn't -- this page here?

COMMISSIONER WAITS: No, no.

VICE CHAIRMAN MILLS: (Indiscernible.)

GRACE KEMP: Right there.

VICE CHAIRMAN MILLS: This (indiscernible) roll. Right there.

COMMISSIONER WAITS: Oh, I see. Oh, okay. Because I was looking at the other ones that were all --

GRACE KEMP: And -- and -- and this -- this part here matches to this one here --

COMMISSIONER WAITS: Okay.

GRACE KEMP: -- and so on and so forth. Do you want -- do you want to email the book or --

COMMISSIONER WAITS: No, it's fine.

GRACE KEMP: -- do you want --

COMMISSIONER WAITS: No. She's fine.

Okay. So the first motion would be to approve the adjustments to the secured rolls as follows: approve adjustment to 2013-14, approve adjustment to 2014-2015, approve adjustment to 2015-2016 secured rolls --

GRACE KEMP: Excuse me, Patsy.

COMMISSIONER WAITS: -- for the total combined adjustment -- do you want each one --

VICE CHAIRMAN MILLS: Do you need the adjustment --

COMMISSIONER WAITS: -- individually?

VICE CHAIRMAN MILLS: -- individual or --

GRACE KEMP: Please.

VICE CHAIRMAN MILLS: Okay.

GRACE KEMP: Please.

COMMISSIONER WAITS: Okay.

GRACE KEMP: Very, very detailed today.

COMMISSIONER WAITS: Start over. Move to approve the adjustments to the secured rolls as follows: approve adjustment to 2013-2014 secured roll for $10,780.26; approve adjustment to 2014-2015 secured roll for 934,267.47; approve adjustment to 2015-2016 secured roll for $1,110,820.62. Total combined adjustment for secured roll during the 2015-2016 fiscal year 2,055,870.35.

VICE CHAIRMAN MILLS: I'll second. I can second?

COMMISSIONER WAITS: Uh-huh.

DISTRICT ATTORNEY HERRERA: Yes.

COMMISSIONER CLARK: Yeah.

VICE CHAIRMAN MILLS: Okay.

Patsy made a motion. I seconded.

All those in favor?

Aye.

COMMISSIONER WAITS: Aye.

COMMISSIONER CLARK: Aye.

COMMISSIONER WAITS: I move to approve the adjustments to the unsecured roll as follows: approve adjustment to 2013-2014 unsecured roll for $154.09; approve adjustment to 2014-2015 unsecured roll. And this is a --

GRACE KEMP: Negative.

COMMISSIONER WAITS: -- negative of $4.08; approve adjustment to 2015-2016 unsecured roll. And this is a negative of $9,502.80. Total combined adjustment for the unsecured roll during 2015-2016 fiscal year is in a negative of $9,352.79.

VICE CHAIRMAN MILLS: Okay. I'll second.

Patsy made a motion. I seconded.

All those in favor?

Aye.

COMMISSIONER WAITS: Aye.

COMMISSIONER CLARK: Aye.

VICE CHAIRMAN MILLS: I -- I have a question.

DISTRICT ATTORNEY HERRERA: Commissioner, before you do that, you ask if there's any --

VICE CHAIRMAN MILLS: You want a public comment on --

DISTRICT ATTORNEY HERRERA: -- public comment.

VICE CHAIRMAN MILLS: -- each one?

DISTRICT ATTORNEY HERRERA: There won't be, but --

COMMISSIONER CLARK: I have a couple.

VICE CHAIRMAN MILLS: Yeah. All right.

COMMISSIONER CLARK: Because I -- these people don't pay their bills so then you put it on their taxes?

GRACE KEMP: If -- if they don't pay their taxes, yes, then I -- I -- I do a tax sale eventually.

What I'm doing right now is these are things found out during the year, whether they were misbilled, not billed, double billed. These are just the adjustments --

COMMISSIONER CLARK: Okay.

GRACE KEMP: -- from last July that have surfaced in the last twelve months.

COMMISSIONER CLARK: Because I know when we get up here, I've got a question that's probably going to be same one. If -- on rentals, if you have people that don't pay their water bill and they skip town, is the landlord responsible?

GRACE KEMP: Actually, if you wait just a -- a few --

COMMISSIONER CLARK: Okay.

GRACE KEMP: -- items, we will be on that, --

COMMISSIONER CLARK: Right.

GRACE KEMP: -- and --

COMMISSIONER CLARK: Okay.

GRACE KEMP: -- I'll explain it --

COMMISSIONER CLARK: Okay.

GRACE KEMP: -- to you then. That'd be great.

COMMISSIONER CLARK: Okay.

COMMISSIONER WAITS: I'll make a motion to approve the 2015-2016 adjustment to the special assessments on the secured roll is 002-052-01, Ben Clark and Michael E., error in unit court to a negative of $40; 002-052-04, Ben Clark and Michael E., error in unit court, negative $180.

So we approve the adjustments to the TV assessment for total combined adjustment and special assessments on the secured roll for 2015-2016 fiscal year, negative $220.

VICE CHAIRMAN MILLS: I'll second the motion.

So Patsy made a motion. I seconded.

Any public comment?

(No comment.)

VICE CHAIRMAN MILLS: All those in favor?

Aye.

COMMISSIONER WAITS: Aye.

COMMISSIONER CLARK: Aye.

COMMISSIONER WAITS: I move to approve the 2015-2016 delinquent water basin accounts and they be charged back to State of Nevada as follows: WT0040 in the name of Little Gem Mining Company, Crescent Valley, number 54, negative $8.07; WT0100 in the name of James P. and Georgia McCarty, Clover Area, Number 64, negative $2.66. Total combined adjustment to be charged back to the State Of Nevada for 2015-2016 fiscal year, negative $10.73.

VICE CHAIRMAN MILLS: I second that.

Patsy made a motion. I seconded.

Any public comment?

(No comment.)

All those in favor?

Aye.

COMMISSIONER WAITS: Aye.

COMMISSIONER CLARK: Aye.

That's pretty impressive accounting that you got it down to $8 and $2 and cents. That's tough.

GRACE KEMP: To the penny.

2) Discussion and possible action regarding letter on one-year delinquent taxes per NRS 361.5648 and NRS 361.565, and all other matters properly related thereto.

VICE CHAIRMAN MILLS: Okay. Agen- -- Agenda Item Number 2. Discussion for possible action regarding letter on one-year delinquent taxes per -- per NRS 361.5648 and NRS 361.565, and all other matters properly related thereto.

GRACE KEMP: On this item, when we send out our one-year delinquents we have to do the accounting on that. And the letter, basically, needs to be either read or in the -- in the record that this has been given to you. So that's basically all this is.

COMMISSIONER WAITS: You don't need the letter written -- read in?

GRACE KEMP: No, just the letter.

COMMISSIONER WAITS: Okay.

GRACE KEMP: Yes.

COMMISSIONER WAITS: Okay.

GRACE KEMP: Just it's basically for approval only as far as it's in the -- in the process.

COMMISSIONER WAITS: I'll move to approve the letter from the Lander County treasurer pursuant to NRS 361.5648 and NRS 361.565, stating the issuance of affidavit on the legal advertisement of delinquent taxpayers.

VICE CHAIRMAN MILLS: I'll second that motion.

Any public comment?

(No comment.)

VICE CHAIRMAN MILLS: All those in f- -- oh, Patsy made a motion. I seconded.

And all in favor?

Aye.

COMMISSIONER WAITS: Aye.

COMMISSIONER CLARK: Aye.

3) Discussion and possible action to approve/disapprove Resolution #2016-07 to levy the 2016-17 tax rates, and all other matters properly related thereto.

VICE CHAIRMAN MILLS: Agenda Item Number 3. Discussion and possible action to approve/disapprove Resolution #2016-07 to levy the 2016-2017 tax rates, and all other matters properly related thereto.

GRACE KEMP: Each year, the tax commission certifies the tax rate, and that happened Monday. And immediately following, each board of commissioners of the 17 counties have to levy the tax rate for their county. And that is what this will be doing today.

VICE CHAIRMAN MILLS: Was there -- was there any change from this year from last year? Or is it pretty much the s- --

GRACE KEMP: Not the bottom line, but the individuals, yes.

VICE CHAIRMAN MILLS: Got a little bit of adjustment in there?

GRACE KEMP: Yes.

VICE CHAIRMAN MILLS: Okay.

GRACE KEMP: And the whole thing has to be read. I apologize for this. That's just the way it goes. So whoever

wants to jump in there.

DISTRICT ATTORNEY HERRERA: The -- the whole resolution, including the --

VICE CHAIRMAN MILLS: Oh, each --

DISTRICT ATTORNEY HERRERA: -- the amounts.

VICE CHAIRMAN MILLS: -- rate.

DISTRICT ATTORNEY HERRERA: Yes.

GRACE KEMP: Excuse me, District Attorney, does the resolution need to be read or just the motion that I gave you, which --

DISTRICT ATTORNEY HERRERA: No, the mo- -- the --

VICE CHAIRMAN MILLS: The motion.

DISTRICT ATTORNEY HERRERA: -- motion follows --

VICE CHAIRMAN MILLS: Okay.

DISTRICT ATTORNEY HERRERA: -- the resolution.

GRACE KEMP: It does.

DISTRICT ATTORNEY HERRERA: So if you -- that's why I s- -- that's why I suggested you read everything in res- --

GRACE KEMP: The resolution.

DISTRICT ATTORNEY HERRERA: -- in the --

GRACE KEMP: Okay.

DISTRICT ATTORNEY HERRERA: -- in the motion.

GRACE KEMP: Okay.

DISTRICT ATTORNEY HERRERA: Because it contains everything in the resolution.

GRACE KEMP: Okay. I did not set this up for them that way. But --

DISTRICT ATTORNEY HERRERA: Oh, I thought --

GRACE KEMP: -- the resolution's --

DISTRICT ATTORNEY HERRERA: -- you did.

GRACE KEMP: -- here. The resolution's there.

DISTRICT ATTORNEY HERRERA: It -- it does follow it, though.

GRACE KEMP: It does, to the T.

VICE CHAIRMAN MILLS: Uh-huh.

DISTRICT ATTORNEY HERRERA: Yes. That's what I -- so they -- if they read the motion, that's fine, --

GRACE KEMP: Okay.

DISTRICT ATTORNEY HERRERA: -- is what I'm saying.

GRACE KEMP: Okay.

DISTRICT ATTORNEY HERRERA: Because it follows the re- -- if you could point out that the motion follows the resolution, for the record, it would be helpful for somebody reading back in the minutes.

COMMISSIONER WAITS: I move to approve Resolution Number 2016-07 per NRS 361.460.

The Board of County Commissioners of Lander County, now that the Nevada Tax Commission has certified the combined *ad valorem* property tax rate, that the levy of taxes in Lander County for the fiscal period beginning July 1st, 2016, through June 30th, 2017, shall be in accordance with the following schedule for each fund on $100 of property: General Fund, 1.2650; Road and Bridge, 0.1909; Indigent, 0.0755; Ag Extension, 0.0150; Aging Services, 0.0850; Airport, 0.0400; Culture and Recreation, 0.0895; Youth Services, 0.0029; State Indigent, which gets paid to NACO, 0.0150; State Medical Indigency, 0.0655; Capital Acquisition, 0.0300; Lander County Landfill, 0.0500; Hospital, 0.5109; School, 0.7500; State Rate, 0.1700; and the base, 3.3552 for a base rate of 3.3552. Specials: Sewer and Water District 2, zero point -- excuse me -- .0677; Austin Town, .2213; Battle Mountain Town, .0500; and Kingston Town, .3048.

VICE CHAIRMAN MILLS: Okay. I'll second.

Patsy made a motion. I seconded.

Any public comment?

COUNTY CLERK SULLIVAN: And authorize the vice chair to sign.

DISTRICT ATTORNEY HERRERA: Yes, if we could have -- if you could authorize the chair or the vice chair, in this case, to sign.

COMMISSIONER WAITS: Completing my motion, I authorize the vice chair to sign that resolution.

VICE CHAIRMAN MILLS: Okay. I second the amendment.

So Patsy made a motion. I seconded.

Any public comment?

(No comment.)

VICE CHAIRMAN MILLS: Did you need -- did you say you needed something else on that motion --

DISTRICT ATTORNEY HERRERA: No.

VICE CHAIRMAN MILLS: -- too to --

DISTRICT ATTORNEY HERRERA: We --

VICE CHAIRMAN MILLS: -- reference back to the amendment?

DISTRICT ATTORNEY HERRERA: But I pointed out that it would be nice to have it. That should have pointed --

VICE CHAIRMAN MILLS: That -- that's sufficient?

DISTRICT ATTORNEY HERRERA: That should have alerted the -- the reader in the future to the fact that -- that the motion is identical to the resolution.

VICE CHAIRMAN MILLS: Okay. So all in favor?

Aye.

COMMISSIONER WAITS: Aye.

COMMISSIONER CLARK: Aye.

COMMISSIONER WAITS: I'm sorry. Counselor, I'm still a little confused because we have some -- some other terminology in here. And I don't know whether we read -- do you have two resolutions -- 2016-07 in -- in your packet?

DISTRICT ATTORNEY HERRERA: Yes, I have -- oh, I just have one resolution.

COMMISSIONER WAITS: Okay.

DISTRICT ATTORNEY HERRERA: Do you have two?

VICE CHAIRMAN MILLS: There's -- the -- the resolution and -- and the language for the motion.

GRACE KEMP: The resolution is more detailed than --

COMMISSIONER WAITS: Right.

GRACE KEMP: -- the motion.

DISTRICT ATTORNEY HERRERA: Yeah.

GRACE KEMP: But it states, basically, the --

COMMISSIONER WAITS: Right, so --

GRACE KEMP: -- tax rates --

COMMISSIONER WAITS: -- do I --

GRACE KEMP: -- and why we come forth.

COMMISSIONER WAITS: Okay. So did -- did I miss anything?

The other -- I mean, one is the motion. And the other one is just what -- the full resolution is. But I read in all your details. So that should be sufficient; right?

DISTRICT ATTORNEY HERRERA: It should be sufficient --

COMMISSIONER WAITS: Okay.

DISTRICT ATTORNEY HERRERA: -- because the resolution talks about the --

COMMISSIONER WAITS: Why we do it doesn't have to be part

of the record.

DISTRICT ATTORNEY HERRERA: Right.

COMMISSIONER WAITS: Okay. Got it.

DISTRICT ATTORNEY HERRERA: And -- and the -- the elected official pointed out why we do it --

COMMISSIONER WAITS: Okay.

DISTRICT ATTORNEY HERRERA: -- in her background. So --

COMMISSIONER WAITS: Yes.

DISTRICT ATTORNEY HERRERA: -- I think it's sufficient.

COMMISSIONER WAITS: Thank you.

GRACE KEMP: I changed the back page to reflect Mr. Bakker and Mr. Stienmetz not being here versus what's in your packet where everybody was here.

VICE CHAIRMAN MILLS: Okay.

GRACE KEMP: So this is --

VICE CHAIRMAN MILLS: Oh, this'll be --

GRACE KEMP: -- the one --

VICE CHAIRMAN MILLS: -- the signature one?

GRACE KEMP: -- I need you to sign, please, and make sure that --

DISTRICT ATTORNEY HERRERA: I think that Sadie is involved.

GRACE KEMP: -- Sadie gets that. Or should I give that to Sadie.

DISTRICT ATTORNEY HERRERA: I don't think you finished the vote.

GRACE KEMP: Oh.

VICE CHAIRMAN MILLS: I think we did.

COMMISSIONER WAITS: Did Art vote?

DISTRICT ATTORNEY HERRERA: I don't think Art voted yet.

COMMISSIONER WAITS: I voted.

DISTRICT ATTORNEY HERRERA: Yes. And then you started talking. Then you said, Counselor.

COMMISSIONER WAITS: Oh, okay.

DISTRICT ATTORNEY HERRERA: So I don't know if the record will show that the vote was completed.

COUNTY CLERK SULLIVAN: Can they do it again?

Sadie Sullivan, for the record.

Because I'd have to stop the recording, go back, and re-listen.

VICE CHAIRMAN MILLS: Okay.

COMMISSIONER WAITS: Art, you want to vote again just in case?

COMMISSIONER CLARK: Sure.

We're going to all vote again or --

COMMISSIONER WAITS: No, just you.

COMMISSIONER CLARK: Aye. Yeah, we --

COMMISSIONER WAITS: Thank you.

COMMISSIONER CLARK: -- I got interrupted.

DISTRICT ATTORNEY HERRERA: Yeah.

COMMISSIONER WAITS: Okay.

DISTRICT ATTORNEY HERRERA: Thank you.

COMMISSIONER WAITS: Excuse me. Thank you.

GRACE KEMP: Okay, Sadie, do you want to keep that and have them sign later?

COUNTY CLERK SULLIVAN: Yeah.

GRACE KEMP: Okay. Then I'll steal that back from you, --

VICE CHAIRMAN MILLS: Okay.

GRACE KEMP: -- please.

VICE CHAIRMAN MILLS: There you go.

GRACE KEMP: Thank you.

VICE CHAIRMAN MILLS: Yeah, because I think you have to have a blue pen for that. I don't have a blue pen. So --

GRACE KEMP: Yeah.

VICE CHAIRMAN MILLS: We'll get them at the end.

GRACE KEMP: Is this garbage?

4) Discussion and possible action to approve/disapprove payment to Lander County treasurer for payment of taxes held for 2016-17, and all other matters properly related thereto.

VICE CHAIRMAN MILLS: Okay. So we're on number -- Agenda Item Number 4?

Discussion and possible action to approve/disapprove payment to Lander County treasurer for payments of taxes held for 2016-17, and all other matters properly related thereto.

GRACE KEMP: During the latter part of the year, people come and give me money for the new tax year starting July 1.

So we just put it in the accounting. And then I have one check cut at the end of the fiscal year.

And I'll pay taxes when the bills come out in July for these

individuals that have given me extra money.

VICE CHAIRMAN MILLS: They're just paying early, huh?

GRACE KEMP: Some of them are on vacation. Some overpay. There's several different reasons --

VICE CHAIRMAN MILLS: Okay.

GRACE KEMP: -- that -- we don't do a lot of little letters and stuff. We do little payment plans and stuff too on some.

COMMISSIONER WAITS: I move to approve payment to the Lander County treasurer in the amount of $14,509.02 for taxes collected in advance from specific taxpayers for the 2016-2017 tax year.

VICE CHAIRMAN MILLS: I'll second that.

Patsy made a motion. I seconded.

Any public comment?

(No comment.)

VICE CHAIRMAN MILLS: All those in favor?

Aye.

COMMISSIONER WAITS: Aye.

COMMISSIONER CLARK: Aye.

GRACE KEMP: The one thing, on all the checks that we're approving today, I need to have them signed today and back to me so we can cut checks today.

So, Sadie, that does that go to you?

So do they need --

COUNTY CLERK SULLIVAN: Actually --

GRACE KEMP: -- sign this for me right now, and I take it over to Finance to have paid? The actual voucher that I have in -- I put -- I gave the original vouchers to Nilla.

COUNTY CLERK SULLIVAN: Yeah. What I can do is have Commissioner Mills sign and then get it right back to you.

GRACE KEMP: Do we need more than one signature?

COUNTY CLERK SULLIVAN: On this one, usually it's just one. And then --

GRACE KEMP: Okay.

COUNTY CLERK SULLIVAN: -- we can state --

GRACE KEMP: Are you going to handle that for me today on all these?

COUNTY CLERK SULLIVAN: Uh-huh.

GRACE KEMP: Awesome. Okay.

COUNTY CLERK SULLIVAN: And then I'll get you a copy.

GRACE KEMP: Thank you.

COUNTY CLERK SULLIVAN: And where would you like me to take these?

GRACE KEMP: I'll take it over.

COUNTY CLERK SULLIVAN: Right back to you?

GRACE KEMP: I'll take it over -- yeah --

COUNTY CLERK SULLIVAN: Okay.

GRACE KEMP: -- if you'll bring them to me. Thank you.

5) Discussion for possible action to approve/disapprove the transfer of delinquent water/sewer accounts to the 2015-16 secured tax roll as reconciled on June 29, 2016: a) to transfer the reconciled accounts according to Lander County Code Section 13.04.050(7)(E) Battle Mountain, b) to transfer the reconciled accounts according to Lander County Code Section 13.08.050 -- Lander County Combined Sewer and Water District #2, and all other matters properly related thereto.

VICE CHAIRMAN MILLS: Okay. Agenda Item Number 5. Discussion for possible action to approve/disapprove the transfer of delinquent water/sewer accounts to the 2015-16 secured tax roll as reconciled on June 29th, 2016: A, to transfer the reconciled accounts according to Lander County Code Section 13.04.050(7)(E) Battle Mountain, B, to transfer the reconciled accounts according to the Lander County Code Section 13.08.050 -- Lander County Combined Sewer and Water District #2, and all other matters properly related thereto.

GRACE KEMP: Okay. First of all, we will go ahead and do the Battle Mountain ones.

And I put the packet together.

We had one list. And then today I'll reconcile for who's still outstanding.

Sadie, here's a new list for your --

COUNTY CLERK SULLIVAN: Thank you.

GRACE KEMP: -- official record.

And here's the new motion.

COUNTY CLERK SULLIVAN: Thank you.

GRACE KEMP: So the list that you have is pretty much the same. But these are the new reconciled dollar amounts that will be put into the record.

VICE CHAIRMAN MILLS: Okay.

GRACE KEMP: Here you go. I believe we started out with, like, 78 on the original list. And we have 70. So it didn't change a lot.

COMMISSIONER WAITS: That's a good thing.

GRACE KEMP: Uh-huh.

The eight were good.

VICE CHAIRMAN MILLS: Yeah.

COMMISSIONER WAITS: I'll make a motion to approve the reconciled delinquent water and sewer accounts be transferred from Battle Mountain Water and Sewer to the secured rolls 2015-2016 tax roll per Lander County Code Section 13.04.050(7)(E) in the amount of $39,514.51, reconciled on June 29th, 2016.

VICE CHAIRMAN MILLS: I'll second. Patsy made a motion. I seconded. Any public comment?

COMMISSIONER CLARK: Yeah, I -- I have a question. Do the people that know -- do people know that they're this far behind on their water bills?

GRACE KEMP: I think they're quite aware.

COMMISSIONER CLARK: I mean, --

DISTRICT ATTORNEY HERRERA: They have been getting notice, Commissioner.

COMMISSIONER CLARK: Up to $5,000 for diff- -- one person has multiple property and -- and they still get water service?

Okay.

GRACE KEMP: Yes. The -- the ordinance is -- we have two -- two options. We can either do a 45-day shut-off notice. Or we can do the 90-day delinquent -- do a lien against the property.

And then, once a year, in June, if they're still 90 days delinquent or more, I transfer them to the real property roll and collect it as a tax.

COMMISSIONER CLARK: And that's -- that's probably the --

GRACE KEMP: It works really well --

COMMISSIONER CLARK: Okay.

GRACE KEMP: -- because in the tax process, once they're three years delinquent and they don't pay, then I take it and I can auction it. And then I will recover the Water and Sewer moneys, as well as the tax monies.

COMMISSIONER CLARK: Does -- okay. You collect water and sewer -- sewer. You direct it to water and sewer?

GRACE KEMP: What I'm doing today, Art, is I'm actually taking the responsibility away from Water and Sewer. And the treasurer's now taking the responsibility to collect these specific accounts.

COMMISSIONER CLARK: Okay. So the money -- okay. I got it.

DISTRICT ATTORNEY HERRERA: It's converted from outstanding obligation to a tax deficiency.

VICE CHAIRMAN MILLS: Any other public comment?

(No comment.)

VICE CHAIRMAN MILLS: All those in favor?

Aye.

COMMISSIONER WAITS: Aye.

COMMISSIONER CLARK: Aye.

GRACE KEMP: Okay. The second part of the agenda is the Austin one.

DISTRICT ATTORNEY HERRERA: Does this go with this one?

GRACE KEMP: Yes.

COMMISSIONER WAITS: I'll make a motion to approve the reconciled delinquent Water and Sewer accounts be transferred from Lander County Combined Sewer and Water District #2 to the secured 2015-2016 tax roll per Lander County Code Section 13.08.050, in the amount of $3,537.24, reconciled on June 29th, 2016.

VICE CHAIRMAN MILLS: I'll second.

Patsy made a motion. I seconded.

Any public comment?

(No comment.)

VICE CHAIRMAN MILLS: All those in favor?

Aye.

COMMISSIONER WAITS: Aye.

COMMISSIONER CLARK: Aye.

6) Discussion and possible action to approve/disapprove payment for delinquent water/sewer accounts for 2015-16 and reconcile on June 29, 2016, a) to pay accounts according to Lander County Code Section 13.04.050(7)(E) Battle Mountain, in an amount not to exceed $42,158.10, b) to pay accounts according to Lander County Code Section 13.08.050 -- Lander County Combined Sewer and Water District #2, in an amount not to exceed $4,302.11, and all other matters properly related thereto.

VICE CHAIRMAN MILLS: Agenda Item Number 6. Discussion and possible action to approve/disapprove payment for delinquent water/sewer accounts for 2015-16 and recon- -- is this the same motion?

GRACE KEMP: No.

COMMISSIONER CLARK: Yeah.

GRACE KEMP: This is approving payment, where last time you ap- -- approved transfers.

VICE CHAIRMAN MILLS: Okay. Discussion for possible action to approve/disapprove payment for delinquent water/sewer accounts for 2015-16 and -- and reconcile on June 29th, 2016, A, to pay accounts according to Lander County Code Section 13.04.050(7)(E) Battle Mountain, in an amount not to exceed twen- -- $42,158.10, b) to pay accounts according to Lander County Code Section 13.08.050, Lander County Combined Sewer and Water District #2, in an amount not to exceed $4,302 [verbatim], and all other matters properly rela- -- related thereto.

GRACE KEMP: Okay. This is the reconciled amounts.

The same amount you just approved to transfer is the amount that we will be paying each entity to pay their over-90 delinquents in the water and sewer departments.

COMMISSIONER WAITS: So from the time we actually did the agenda, you've collected almost $3,000 on just the one account of people that have stepped up.

GRACE KEMP: Correct. Correct.

COMMISSIONER WAITS: I move to approve payment to the Battle Mountain Water and Sewer in the amount of $39,514.51 reconciled on June 29th, 2016, for the Battle Mountain Water and Sewer delinquent accounts 90 days or older, per Lander County Code Section 13.04.050(7)(E).

VICE CHAIRMAN MILLS: I'll second.
Patsy made a motion. I seconded.
Any public comment?
(No comment.)
VICE CHAIRMAN MILLS: All those in favor?
Aye.
COMMISSIONER WAITS: Aye.
COMMISSIONER CLARK: Aye.
COMMISSIONER WAITS: I make a motion to approve payment in amount of $3,537.24, reconciled on June 29th, 2016, to the Lander County Combined Sewer and Water District #2, for delinquent accounts 90 days or older, per Lander County Code Section 13.08.050.
VICE CHAIRMAN MILLS: I second.
Patsy made a motion. I seconded.
Any public comment?
(No comment.)
VICE CHAIRMAN MILLS: All those in favor?
Aye.
COMMISSIONER WAITS: Aye.
COMMISSIONER CLARK: Aye.

7) Discussion for possible action to approve/disapprove letter from Lander County requesting ownership change from Lander County to Employees #193 and #391 (insured), on two Lincoln Life Company policies, and all other matters properly related thereto.

VICE CHAIRMAN MILLS: Agenda Item Number 7. Discussion for possible action to approve/disapprove a letter from Lander County requesting ownership change from Lander County to Employees #193 and #391, insured, on two Lincoln Life Company policies, and all other matters properly related thereto.
DISTRICT ATTORNEY HERRERA: Commissioners, this is on -- on the agenda because there are only in existence two Lincoln Life Company policies. And they go back -- how many years does that go back?
GRACE KEMP: I'm sorry.
DISTRICT ATTORNEY HERRERA: How many years does that -- those policies go back?

GRACE KEMP: Since 1991, 25 years.

DISTRICT ATTORNEY HERRERA: And when the two people that have these insurance policies, when they try to get any information from Lincoln Life, they are --

COMMISSIONER WAITS: Don't get it.

DISTRICT ATTORNEY HERRERA: Exactly. Because the county's listed as owner. This just converts ownership. It -- it doesn't -- doesn't take anything away from the county. It just clears up the -- the paperwork so these two people that own the policies can actually get information from Lincoln Life.

GRACE KEMP: This letter was designed. I put it on letterhead for the co-chair to sign. So if you will approve that.

COMMISSIONER WAITS: So these are private policies that you have had and been paying on for the last 25 years?

GRACE KEMP: I'm one of the two policies.

Grace Kemp, for the record.

My policy is still under Powrie. I can't even change my name on a policy without getting permission from HR to talk to an --

COMMISSIONER CLARK: Right.

GRACE KEMP: -- insurance agent. So I can't change beneficiaries. I -- I can't -- it's almost like, in -- 25 years ago the policies were set up through the county as the county was the owner, even though it's payroll deduction to pay for it. It's not even county money. It's my own --

DISTRICT ATTORNEY HERRERA: Right.

GRACE KEMP: -- my own, you know, --

DISTRICT ATTORNEY HERRERA: And I approve this.

GRACE KEMP: -- contribution.

So do you want a copy of this --

DISTRICT ATTORNEY HERRERA: Yes.

GRACE KEMP: -- for the record?

DISTRICT ATTORNEY HERRERA: Please.

COMMISSIONER WAITS: No, I --

GRACE KEMP: Anyway, it would make it much easier for the two employees that have been here and that actually got the policies 25 years ago --

COMMISSIONER WAITS: Well, you can't change beneficiaries either, let alone your name.

DISTRICT ATTORNEY HERRERA: Right.
GRACE KEMP: Uh-uh.
COMMISSIONER WAITS: You can't do anything.
GRACE KEMP: No, I can't.
VICE CHAIRMAN MILLS: Uh-huh.
GRACE KEMP: So it would just make it easier that these -- the insured become the owner of the policy so Lander County truly isn't the owner.
COMMISSIONER WAITS: I'm sure it was an oversight that they were not in your name as an ownership when these were set up.
GRACE KEMP: Let me it show you the letter that will be signed on behalf of the commissioners.
And then, I'll give it to Sadie.
VICE CHAIRMAN MILLS: And the Lincoln Insurance Company is okay with that? This is the process --
GRACE KEMP: Yes.
VICE CHAIRMAN MILLS: -- that they accept?
GRACE KEMP: They are -- they are the ones who told me what to do.
VICE CHAIRMAN MILLS: How to do it?
GRACE KEMP: Uh-huh.
VICE CHAIRMAN MILLS: Okay.
GRACE KEMP: Yeah. So we just have to do it on letterhead.
And we did it in front of the board so that it's in the record too. Because the HR person didn't feel confident doing it on her own. It's just --
VICE CHAIRMAN MILLS: Understandable.
GRACE KEMP: -- better to get the solid...
Oh, this needs to be signed too.
Okay.
COMMISSIONER CLARK: Ted? We're not in this issue now with life insurance; are we?
DISTRICT ATTORNEY HERRERA: No.
COMMISSIONER WAITS: No.
DISTRICT ATTORNEY HERRERA: Not that I know of. This just clears up --
COMMISSIONER CLARK: This --
DISTRICT ATTORNEY HERRERA: Th- -- this only came up, Commissioner, because -- because --
COMMISSIONER CLARK: Well, it needs to --

GRACE KEMP: I got married.
COMMISSIONER CLARK: -- it needs to --
GRACE KEMP: Yeah.
COMMISSIONER CLARK: Well, it needs -- you -- it needs to be in your name because if it's in Lander County's name, if you were to pass away, then who would get the money?
COMMISSIONER WAITS: No, that's the beneficiary. That's entirely different --
VICE CHAIRMAN MILLS: Right.
COMMISSIONER WAITS: -- than an owner.
DISTRICT ATTORNEY HERRERA: Yeah.
COMMISSIONER WAITS: An owner can make all the changes on the policy.
COMMISSIONER CLARK: So she can't make any changes --
COMMISSIONER WAITS: Right. Right.
COMMISSIONER CLARK: -- to the beneficiaries is the --
COMMISSIONER WAITS: Parents often do that.
COMMISSIONER CLARK: -- issue.
COMMISSIONER WAITS: They own --
COMMISSIONER CLARK: Okay.
COMMISSIONER WAITS: -- the policy and pay for their children and --
COMMISSIONER CLARK: Okay.
COMMISSIONER WAITS: -- that type of thing.
COMMISSIONER CLARK: I got it.
COMMISSIONER WAITS: So nobody --
COMMISSIONER CLARK: That's where I was --
COMMISSIONER WAITS: -- is changing --
COMMISSIONER CLARK: -- confused.
COMMISSIONER WAITS: -- beneficiaries without you. So why this set up was totally in error, if it was her policy and -- and both of them have been paying their own policies.
COMMISSIONER CLARK: Because I know that companies can take out a life insurance policy on their employees. That's not what the intent of this --
COMMISSIONER WAITS: That's different.
COMMISSIONER CLARK: -- was.
COMMISSIONER WAITS: No, --
VICE CHAIRMAN MILLS: That's different.
COMMISSIONER WAITS: -- that's not what we --

COMMISSIONER CLARK: Okay.
COMMISSIONER WAITS: -- did.
COMMISSIONER CLARK: Okay.
COMMISSIONER WAITS: This is not key man insurance.
I'll make a motion that we approve the letter to Lincoln Benefit Life to have Grace E. Powrie, now Kemp, and Rebecca Murphy, the insureds, the owners of their policies -- do you want the policies written in? -- with Lincoln National Life? Do you want those? We shouldn't need the policy numbers.
DISTRICT ATTORNEY HERRERA: I don't think so.
GRACE KEMP: The policy numbers are on the letter under the regards.
DISTRICT ATTORNEY HERRERA: Right.
COMMISSIONER WAITS: I'll read them in. On Grace E. Powrie, the insured, for policy number 01U0169339, and Rebecca Murphy, policy 01F0078085.
This is in -- in lieu of our corporate board of resolution. And we are making the motion today for ownership be changed from Lander County to these individuals.
VICE CHAIRMAN MILLS: I need an "authorize the chair to sign."
COMMISSIONER WAITS: Please -- oh, and to have the ownership change effective the date of this letter. And we authorize the vice chair to sign.
VICE CHAIRMAN MILLS: I'll second that motion.
Patsy made a motion. I seconded.
Any public comment?
(No comment.)
VICE CHAIRMAN MILLS: All those in favor?
Aye.
COMMISSIONER WAITS: Aye.
COMMISSIONER CLARK: Aye.
GRACE KEMP: Aye.
Thank you.
I think that's all of my stuff on the agenda this morning.
COMMISSIONER CLARK: I'm glad you brought that forward, --
VICE CHAIRMAN MILLS: Yeah.
COMMISSIONER CLARK: -- Grace.
GRACE KEMP: Thank you. Me too.
VICE CHAIRMAN MILLS: And we met the deadline.

GRACE KEMP: I know. (Indiscernible.)
You guys are awesome.
Okay, Sadie, I'll get back with you.
COUNTY CLERK SULLIVAN: Okay.

8) Discussion for possible action to approve/disapprove the annual fee for Nevada Public Agency Insurance Pool (NPAIP) 2016-2017 Summary of Coverages Airport Operations Liability for Lander County, and all other matters properly related thereto.

VICE CHAIRMAN MILLS: Agenda Item Number 8. Discussion for possible action to approve/disapprove the annual fee for Nevada Public Agency Insurance Pool, NPAIP, 2016-2017 Summary of Charges Airport Operations Liability for Lander County, and all other matters properly related thereto.

NAN ANCHO: Nan Ancho, Finance. This is your annual liability insurance for the three airports: Austin, Kingston -- it doesn't -- and Battle Mountain.

It didn't get on the last agenda. It wasn't here on time.

VICE CHAIRMAN MILLS: Okay.

NAN ANCHO: So it's just your annual insurance policy.

COMMISSIONER WAITS: Good morning, Nan.

We usually do include it with the one POOL/PACT payment, though; is that it?

NAN ANCHO: Yes. Yes. Well, it's -- it's on the same agenda. It is a separate item, but --

COMMISSIONER WAITS: Okay.

NAN ANCHO: -- it just arrived last week. So...

COMMISSIONER WAITS: I'll make a motion that we approve the annual fee -- excuse me -- for Nevada Public Agency Insurance Pool, NPAIP, for 2016's coverages for the airport operations liability for Lander County.

VICE CHAIRMAN MILLS: Second that.

Patsy made a motion. I seconded.

Any public comment?

COMMISSIONER CLARK: I -- I have a question. Is this both airports?

COMMISSIONER WAITS: All.

VICE CHAIRMAN MILLS: Three.

COMMISSIONER WAITS: All airports.
NAN ANCHO: All --
COMMISSIONER WAITS: All --
NAN ANCHO: -- three --
COMMISSIONER WAITS: -- three.
NAN ANCHO: -- airports.
VICE CHAIRMAN MILLS: There's one in Kingston too.
COMMISSIONER CLARK: Okay.
COMMISSIONER WAITS: Yeah.
Battle Mountain, Austin, and Kingston.
COMMISSIONER CLARK: Okay.
VICE CHAIRMAN MILLS: Any other public comment?
(No comment.)
VICE CHAIRMAN MILLS: All those in favor?
Aye.
COMMISSIONER WAITS: Aye.
COMMISSIONER CLARK: Aye.

9) Discussion and possible action to approve/disapprove the purchase of equipment from the Lander County Convention and Tourism Authority, and all other matters properly related thereto.

VICE CHAIRMAN MILLS: Agenda Item Number 9. Discussion for possible action to approve/disapprove the purchase of equipment from the Lander County Convention and Tourism Authority and all other matters properly related thereto.

I did talk with Keith about this a little bit the other day. And he said that in -- in transferring the Convention -- or the civic center back to the county, the Convention and Tourism would like to sell the equipment back to the county.

Apparently, the replacement cost for the equipment is $75,000. So if we were to replace it all new, that would be the cost. So he wanted us to discuss what we would be willing to pay to purchase --

COMMISSIONER CLARK: Thank you.

VICE CHAIRMAN MILLS: -- this inventory. And I guess it's --

COMMISSIONER WAITS: I wondered why our inventory was not in our booklet. But the bad part about --

VICE CHAIRMAN MILLS: Yeah.

COMMISSIONER WAITS: -- that is now we have our conferencing with Austin and they can't even look at this.

DISTRICT ATTORNEY HERRERA: And -- and I don't believe that -- that Keith's even looked at the merchandise either. I don't think it's been viewed.

But I don't know. He's not right --

COMMISSIONER WAITS: Well, that's nice for a list of the inventory, --

VICE CHAIRMAN MILLS: Okay.

COMMISSIONER WAITS: -- but what was the amount they were requesting?

COMMISSIONER CLARK: Yeah. That's -- that's not included.

DISTRICT ATTORNEY HERRERA: We don't know. It's my understanding from talking to Commissioner Mills that this -- this seems to be more like a negotiation in process.

VICE CHAIRMAN MILLS: It sounds like it.

DISTRICT ATTORNEY HERRERA: In progress. It -- it's -- it's --

COMMISSIONER WAITS: Well, we have a lady before us. We'll see if --

DISTRICT ATTORNEY HERRERA: Yeah.

VICE CHAIRMAN MILLS: Well, what do you --

KATHY PARNELL: My name's Kathy Parnell. I am the office assistant to Paula Tomera at the civic center.

It is still in negotiations.

DISTRICT ATTORNEY HERRERA: Okay.

KATHY PARNELL: It just was decided on just recently. So we've been putting the list together.

We don't have an amount. That's something that has to be negotiated, I guess.

COMMISSIONER WAITS: And I think we probably need to defer --

VICE CHAIRMAN MILLS: Yeah.

COMMISSIONER WAITS: -- this.

VICE CHAIRMAN MILLS: Probably.

COMMISSIONER WAITS: I'm not sure how far. So I'll let Keith and --

VICE CHAIRMAN MILLS: So in this should we --

COMMISSIONER WAITS: -- civic center.

VICE CHAIRMAN MILLS: -- authorize Keith to just make those negotiations? Does that have to come before the commission to make the negotiations?

DISTRICT ATTORNEY HERRERA: Well, it'd be nice if -- if you authorize people to negotiate on behalf and give them some guidelines --

COMMISSIONER WAITS: Some guidelines on the amount?

DISTRICT ATTORNEY HERRERA: Yes.

It -- it's -- it's used -- it's used equipment. Replacement value is 75,000. That's what we know.

So it's my understanding that -- that Keith considered, in talking to Commissioner Mills, that -- that $25,000 would be a good place to start.

That's all the information I know is -- is --

VICE CHAIRMAN MILLS: That's -- that's about the limit of what I know on it.

DISTRICT ATTORNEY HERRERA: And so with -- with -- I don't know, Commissioner Waits, what -- what --

COMMISSIONER WAITS: I do think that the bottom line should come back to the commissioners.

DISTRICT ATTORNEY HERRERA: I do too.

COMMISSIONER WAITS: I mean, so --

COMMISSIONER CLARK: I do too.

COMMISSIONER WAITS: And -- and --

VICE CHAIRMAN MILLS: Okay.

COMMISSIONER WAITS: -- our executive director has the authority to negotiate.

DISTRICT ATTORNEY HERRERA: Yes.

COMMISSIONER WAITS: So --

COMMISSIONER CLARK: Up to. Up to.

DISTRICT ATTORNEY HERRERA: Well, --

COMMISSIONER WAITS: No. We don't have to do "up to." He'll bring the -- the total, the end of the negotiations --

COMMISSIONER CLARK: Okay.

COMMISSIONER WAITS: -- back to us.

COMMISSIONER CLARK: Okay.

DISTRICT ATTORNEY HERRERA: Yes.

COMMISSIONER WAITS: Right. So -- I mean, that's like -- that's like buying a house and tell- --

VICE CHAIRMAN MILLS: So --

COMMISSIONER WAITS: -- and telling the owners, you know, we're not going to pay more than 300,000. You -- you can do anything up to that amount that you want. And it's like, they know you're going to pay 300,000. You can't do --

DISTRICT ATTORNEY HERRERA: I guess --

COMMISSIONER WAITS: -- that.

DISTRICT ATTORNEY HERRERA: -- the important thing --

VICE CHAIRMAN MILLS: Right.

DISTRICT ATTORNEY HERRERA: -- here is -- is that we're willing to negotiate --

COMMISSIONER WAITS: Yes.

DISTRICT ATTORNEY HERRERA: -- with --

VICE CHAIRMAN MILLS: Yes.

DISTRICT ATTORNEY HERRERA: -- them.

KATHY PARNELL: Okay.

DISTRICT ATTORNEY HERRERA: So we have to be --

COMMISSIONER WAITS: I'll make motion.

VICE CHAIRMAN MILLS: So --

COMMISSIONER WAITS: I'll make a motion that our executive director continue negotiations with our civic center regarding the inventory and bring the --

VICE CHAIRMAN MILLS: The negotiations should be with Convention and Tourism. We're not going to negotiate with the civic center.

COMMISSIONER WAITS: Oh, I did say civic center; didn't I?

VICE CHAIRMAN MILLS: Yeah.

COMMISSIONER WAITS: Thank you. With the Las Vegas Convention and -- and --

VICE CHAIRMAN MILLS: Let's make it the --

DISTRICT ATTORNEY HERRERA: Lander County.

COMMISSIONER WAITS: Convention --

VICE CHAIRMAN MILLS: Lander County.

COMMISSIONER WAITS: -- and civic authority --

Right.

On behalf of Lander County. And bring the -- the -- bring the results back for approval from the commissioners.

VICE CHAIRMAN MILLS: I'll second that.

Patsy made a motion. I seconded.

Any public comment?

(No comment.)

VICE CHAIRMAN MILLS: All those in favor?
Aye.
COMMISSIONER WAITS: Aye.
COMMISSIONER CLARK: Aye.
KATHY PARNELL: Thank you.
VICE CHAIRMAN MILLS: Okay.
DISTRICT ATTORNEY HERRERA: Thank you.
COMMISSIONER WAITS: Thank you.

PUBLIC COMMENT

VICE CHAIRMAN MILLS: Okay, 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, and 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 on time, place, and manner. But public comment based upon viewpoint may not be restricted.

Any public comment?
(No comment.)
VICE CHAIRMAN MILLS: Okay.
Can we make -- get a motion to adjourn?
COMMISSIONER CLARK: I want to stick around. I want to hear more. I make a motion to adjourn.
COMMISSIONER WAITS: I'll second the motion.
VICE CHAIRMAN MILLS: Art made a motion. Patsy seconded. All in favor?
Aye.
COMMISSIONER WAITS: Aye.
COMMISSIONER CLARK: Aye.

Ben Baker Chair

CHAIRMAN OR VICE CHAIRMAN OF THE BOARD OF LANDER COUNTY COMMISSIONERS AND THE LANDER COUNTY LIQUOR BOARD

ATTEST: Sadie Sullivan

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.