

1 The Honorable Board of Lander County Commissioners met in  
2 regular session in the Commission Chambers of the Lander County  
3 Courthouse and Administration Building in Battle Mountain,  
4 Nevada, 50 State Route 305, on June 9, 2016, at 9:00 a.m.  
5 Transcript produced by Tiffany Elkington, C.C.R., #930.  
6

7 **PRESENT: STEVEN STIENMETZ, COMMISSIONER**  
8 **PATSY WAITS, COMMISSIONER**  
9 **SEAN BAKKER, COMMISSIONER**  
10 **ART CLARK III, COMMISSIONER**  
11 **DOUG MILLS, COMMISSIONER**  
12 **KEITH WESTENGARD, EXECUTIVE DIRECTOR**  
13 **SADIE SULLIVAN, COUNTY CLERK**  
14 **THEODORE HERRERA, DISTRICT ATTORNEY**  
15 **NAN ANCHO, FINANCE DIRECTOR**  
16 **BECKY JOHNSON, HUMAN RESOURCES**  
17

18 (Let the record reflect the presence of a quorum of five  
19 commissioners. Let the record reflect the presence of Austin  
20 via teleconference.)  
21

22 CHAIRMAN BAKKER: All right. Call this meeting to order,  
23 the Lander County Commission meeting, Town Board of Battle  
24 Mountain, and Austin Board of Highway Commissioners, June 9<sup>th</sup>,  
25 2016.

26 Patsy, can you lead us in the pledge, please.

27 COMMISSIONER WAITS: Thank you. Please join me.  
28

29 (Pledge of Allegiance)  
30

31 CHAIRMAN BAKKER: Can we have a moment of silence, please.  
32

33 (Moment of silence)  
34

35 CHAIRMAN BAKKER: Okay. Lander County Commissioners will  
36 break for lunch from 12:00 p.m. to 1:15 p.m.  
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1 **COMMISSIONER REPORTS**

2  
3 CHAIRMAN BAKKER: Commissioner reports on meetings and  
4 conferences and seminars attended.

5 COMMISSIONER STIENMETZ: Everything I got is in here that I  
6 attended, part of this.

7 CHAIRMAN BAKKER: Okay. Doug?

8 COMMISSIONER MILLS: Okay. I've got a few.

9 On the hospital board, things with construction -- that --  
10 one is somewhat problematic.

11 The -- the construction is coming along really well.  
12 They're getting walls enclosed and roofs put on and things like  
13 that. The building's -- the -- the construction's coming along  
14 pretty well.

15 The one point we do have is our contract only had a  
16 2 percent contingency fund. And that -- that's rapidly going  
17 away. So we're getting concerned about that.

18 Let's see.

19 We finished our budget. And there's a couple of things I  
20 wanted to address about the budget.

21 Remember, in the past, I reported that our payroll was -- I  
22 can't remember -- it was 103 or 100 perc- -- 106 percent of  
23 operating revenue, which was bad.

24 With the new budget, we've got that changed now with some --  
25 some changes we've made to doctors' contracts and some other  
26 things we've done, the percent of payroll to operating expenses is  
27 now about 85 percent.

28 So we've made a -- a huge improvement in that. And we're  
29 looking to do some other things to hopefully improve that some  
30 more.

31 Also, in the past, I reported our overall operating loss at  
32 the hospital. In 2015, it was in the neighborhood of \$7 million  
33 net loss at the hospital.

34 Our 2016, that's going to reduce to about 5 million.

35 The budget we're submitting for 2017 was -- our budget will  
36 still show a loss, but it's down to about \$400,000.

37 So there's some huge improvements there. So we are making  
38 a lot of progress at the hospital.

39 A lot of -- a lot of good things going on there. A lot of  
40 work being done there to make that happen.

1           So on that, just our -- our budget was submitted on time. We  
2 did a lot of -- there were a lot of last-minute changes made to  
3 the budget. But we did get it in on time.

4           And it's -- it's looking much better, I'm happy to report.

5           I did attend the NACO conference in Wyoming. And they seem  
6 to have a lot of focus on emergency preparedness topics.

7           So one of the classes I attended was dealing with active  
8 shooters. That was an interesting class and a lot of things  
9 that they discussed that were really important.

10          Some -- some of it was having a good relationship with the  
11 sheriff's office, which I think we do have in this county.

12          Let's see. They talked about doing tabletop exercises, which  
13 I know the -- after our incident at the hospital, I know the  
14 hospital has been doing tabletop exercises over there.

15          And a lot of what -- a lot of what they discussed in this  
16 class follows really closely with how the hospital handled the  
17 situation they had over there several months ago.

18          So I was really happy to see that, that we've -- we've  
19 followed pretty closely to what the recommendations were from  
20 this class I went to.

21          They did talk about the run, height, fight -- run, height,  
22 fight -- run-hide-fight training. And a lot of that can be done  
23 by local law enforcement.

24          They also talked -- one of the things they talked about was  
25 teaching situational awareness, which is, I think, would be a  
26 great thing. And they did say that FEMA could provide some of  
27 that training. And I would imagine our local sheriff's office  
28 could help us out with some of those things too. I thought that  
29 was a good idea.

30          They did talk about the insurance angle and making sure our  
31 county had some sort of rider on our policies for terrorism.

32          They also said that one of the things you want to be  
33 careful about is that you don't ensure to anybody that we have a  
34 safe workplace, because we cannot ensure that. We can promote  
35 it. We can do things to work towards that, but we cannot ensure  
36 it. So be careful about how we address that. You know, we  
37 can't really ensure much of anything along those lines. But we  
38 can promote it. And we can work towards it.

39          At one of our lunch discussions, they had a speaker called  
40 Neil Kornze from BLM. He's from Elko and used to work with

1 Harry Reid.

2 And he addressed three topics that BLM's going to be  
3 working on this next year. One was orphan wells. And he mainly  
4 referring to gas and oil wells that have been drilled and then  
5 basically abandoned.

6 Their second topic was wild horses. And that created a lot  
7 of discussion. There's a lot of people that were real unhappy  
8 with the way the wild horse situation is going.

9 After the meeting, I -- I went up and discussed with him  
10 about the wild horse facility in Palomino Valley because I was  
11 out there about three or four weeks ago, drove by there, and it  
12 was empty. I counted two horses in -- in that facility.

13 I've never seen it empty before. I've seen it with a lot of  
14 horses. And I've seen it with not really a whole bunch of horses.  
15 But I've never seen it empty like that.

16 And I asked him about that, and he didn't know why it was  
17 empty. And he did say he would let me know. I gave him my  
18 card, and I haven't heard back. So I don't know. I don't know  
19 if they're preparing for a gather. I don't know where the  
20 horses they had went. I assume they just went to another  
21 facility, but I don't know. He didn't know either.

22 The third topic that he had was that Planning 2.0. That also  
23 got a lot of discussion. And it doesn't seem to be very popular.  
24 So that was actually quite an interesting conversation.

25 Another class I went to was on communication during a crisis.  
26 And it was interesting. Some of the things they talked about was  
27 in -- in a crisis, if the leaders make decisive decisions, it is  
28 much better than making no decision or looking indecisive, even if  
29 the decisions that are made are wrong. And I thought that was  
30 kind of an interesting thing to say.

31 They did say that if there's any damage to your credibility  
32 or reputation caused by poor communication, it's really hard to  
33 recover. So maybe that's -- there's a connection between those  
34 things.

35 So...

36 Another thing they said to really try to avoid is to try not  
37 to create a crisis by your response to the crisis. So interesting  
38 -- interesting topics they had about communication.

39 Next one is yesterday we had a Lander Economic Development  
40 Authority meeting. And they indicated there that the White Knife

1 Casino that the Te-Moak Tribe is working on has secured its  
2 funding, which is a good sign. No indication yet as to when  
3 they're going to start construction. They have some other things  
4 to do, but their funding is now complete.

5 LEDA is making a lot of efforts towards marketing Lander  
6 County, mostly in -- in the mining community, in -- and a lot of  
7 things on the internet.

8 Any time you look up -- they've started one of those  
9 programs where if anybody does a search for anything related to  
10 mining, it'll be -- it'll be drawn in -- the advertisements from  
11 Lander County pertaining to those things. I guess -- you know  
12 how the internet is. You put a search word and everything  
13 related to that is going to pop up on the next 20 screens you  
14 look at. So we've connected into doing those kinds of things.

15 They did ask about the base- -- the baseball tournament  
16 that is going to be here in July. And I didn't have a lot of  
17 good answers for them. So I need to get with Bert and find out  
18 a couple things about -- I know we're doing some preparation for  
19 the fields for that and what -- some of those kinds of things.  
20 But I've got to get some answers back to them on -- on some of  
21 the questions they had that I didn't have answers to.

22 Keith and I met yesterday with Corps of Engineers. But  
23 they're here today. So we'll defer that till that agenda item.

24 And last thing is, I guess, tonight is Livestock Event Center  
25 meeting. That's all I've got.

26 CHAIRMAN BAKKER: Okay. Thanks, Doug.

27 Well, my one's in here.

28 One thing I need to tell you guys, we met with Kingston Fire  
29 Department yesterday. They do not want the fire trucks.

30 So they're going to -- I told them if they started budgeting  
31 and doing a five-year plan, as far as saving money, maybe three  
32 years, four years down the road they can buy a fire truck that  
33 way.

34 But the rec center's in here. And we'll go through that  
35 when we get there. Patsy?

36 COMMISSIONER WAITS: Thank you. I did attend one meeting  
37 and then a couple of things to share.

38 On May 31<sup>st</sup>, we did have the meeting with AT&T and the  
39 Public Utilities Commission that was for the public. And this  
40 was regarding AT&T's request to pull out of being a provider of

1 last resort in all of the rural areas.

2 When they actually put the telephones in, whatever  
3 hundred-plus years ago, the federal government said, you're going  
4 to be sure that we get this -- these lines when there's groupings  
5 of people in towns and communities. They did not have to go way  
6 out into an isolated farm or ranch, but they did have to bring in  
7 facilities for the townships.

8 Well, a couple years ago, they went to the state legislature  
9 and asked them to be relieved of that responsibility.

10 And the state legislature said, we'll take a look at this  
11 over the next couple years. But we want you to have public  
12 meetings, of course, get the input from the community. And we  
13 want you to be sure that there'll be a couple other providers for  
14 that community to access if we grant this. So that's what they're  
15 in.

16 And they went up and down the Highway 80 corridor,  
17 actually. They still have a lot more meetings to go. Highway  
18 50 and White Pine and all that grouping will be later on in  
19 July.

20 But they started with Elko. And that was at 9:00 o'clock in  
21 the morning and nobody really showed up. There was no public at  
22 all. No input. There were no commissioners. Even our  
23 Congressman Ellison wasn't there.

24 I had called Congressman Amodei's office and asked about  
25 their representation, since they were there in Elko. And they  
26 assured me that Martin Parish would -- would be there. And he  
27 was the only one there. But it was input.

28 And then they came into Lander County and Battle Mountain.  
29 And we had a wonderful grouping. It was wonderful.

30 The Public Utilities Commission had their chair. The  
31 consumer affairs had theirs for that. They had their attorney,  
32 Public Utilities Commission. And then AT&T had their  
33 representation. It was Randy Brown who was handling that. And,  
34 actually, NACO will have him as a speaker at our next meeting  
35 later this month. And then they had three other AT&T attorneys.

36 And then we had our community representation. Jan Morrison  
37 was there representing our community services. And -- and, of  
38 course, I -- I spoke to it too. Because I -- I have a real  
39 problem; these are things that come back to bite us. Nothing  
40 happens for five years, ten years and all of sudden they pull

1 out every landline we have and we'll say, you can't do that.  
2 And they say, Well, on May 31<sup>st</sup>, 2016, we came after your input  
3 and you didn't give us any.

4 And that's how it goes. And there's nothing you can do.

5 So I have a real concern with -- with businesses. I have a  
6 concern with senior citizens that do not have access to, most  
7 certainly, cellular and can't afford the price even if they  
8 could. Some of them can't hear well enough and they don't want  
9 to use it.

10 And interestingly enough, the two providers that we have in  
11 Lander County that AT&T has identified are both wireless.

12 So if they do decide that it's just too expensive to run  
13 landlines anymore, they could do it if this happens. So we're  
14 looking for some exceptions. And many of our ranchers spoke up on  
15 that too.

16 So I would like to put it on the agenda. And we'll discuss  
17 it in detail with the commissioners and see what your pleasure is.  
18 If we'd like to do a protest letter, the -- the consumer section  
19 asked for individual protests and specifics because they couldn't  
20 believe that you don't get cellular service all over Nevada.

21 They're going, Uh.

22 And we're saying, Honest.

23 Well, we want specifics.

24 So we're putting together the application information they  
25 need so our individuals can actually access that and -- and go  
26 forward.

27 We do have a NACO workshop coming up on June 20<sup>th</sup> before  
28 our next meeting. It's using social media, which is a very hot  
29 topic, on dos and don'ts of what your county may do. So that's an  
30 interesting one I wanted to remind the commissioners on.

31 And just as a point of information, we've been working with  
32 the Cooperative Extension and that -- that merger for some time.  
33 They -- they put it off for a couple years because Cooperative  
34 Extension was a separate unit, an independent unit to the program.

35 But now UNR Faculty Senate has approved the consolidation  
36 of the Cooperative Extension into the College of Agriculture  
37 Biotechnology and Natural Resources. So the next step will go  
38 before the board of regents. And that will be done probably by  
39 the end of summer.

40 NACO appointed an administrative committee to work with

1 them. Unfortunately, they only had one meeting. They never  
2 called another one and they went ahead with it. So NACO is a  
3 little upset that we're not getting the county concerns  
4 addressed.

5 I'm not sure how far they're going to take that with the next  
6 meeting, but they have been on top of it.

7 We also wrote a letter to them on April 12<sup>th</sup>, which the  
8 administration has never answered. So it's -- we're finally  
9 getting it bulldozed through. And we're hoping that the  
10 counties will be certainly represented at that. Thank you.

11 CHAIRMAN BAKKER: Thank you, Patsy.

12 COMMISSIONER CLARK: Had planning meeting last night. No  
13 burning issues there at this time.

14 And also public lands.

15 And to add to what Doug brought back from Wyoming on the  
16 horses, there's presently a horse gathering in Wendover.

17 The information about the horses, really interesting. There  
18 -- the rumors are that the budget now is exceeding a billion  
19 dollars at the federal level.

20 And there's an injunction that stopped using horses as a  
21 natural resource product.

22 And there's three processing plants that are being  
23 constructed presently, and they're waiting for the judge's  
24 decision whether or not the horses can be used for other things  
25 than just running around in the desert.

26 The latest thought is that, because of the price tag with the  
27 federal government, that the management of the horses will be  
28 turned over to the states because we're still 200 to 500 percent  
29 over on the range. So we're waiting on a -- on a decision.

30 And the problem -- once they -- once the BLM gets the horses,  
31 is trying to adopt them, which is totally overregulated.

32 To adopt one of these animals and -- and sign off on it,  
33 you have to agree to a number of stipulations, which basically  
34 prohibit you from working the horse.

35 So there's not many people that are really interested in --  
36 excuse me? -- did you have something to say? Okay.

37 So a lot of people are not very interested in adopting these  
38 horses, so they -- they wind up being held. And that's why the  
39 federal government's paying so much money out for their -- for  
40 their care. And that's what I have on the horses.

1 CHAIRMAN BAKKER: Thanks, Art.

2 COMMISSIONER MILLS: I'd like to make one comment on the  
3 adoption.

4 Neil Kornze, in his address to us at that lunch meeting  
5 on -- on the horses, he addressed adoption. And he got up and  
6 -- and gave a statistic he seemed pretty proud of. He said  
7 there were 30 horses adopted out to border patrol agents over  
8 the last decade.

9 CHAIRMAN BAKKER: Wow.

10 COMMISSIONER CLARK: That's -- that's a great number.

11 COMMISSIONER MILLS: That's -- yeah.

12 COMMISSIONER CLARK: In how many years?

13 COMMISSIONER MILLS: Ten years.

14 They're just cranking out those adoptions.

15 CHAIRMAN BAKKER: Hm.

16 Okay. Well...  
17  
18

19 **STAFF REPORTS**

20

21 CHAIRMAN BAKKER: Staff reports on meetings and conferences  
22 and seminars attended.

23 KEITH WESTENGARD: I too attended the NACO conference with  
24 Commissioner Mills.

25 And the active shooter class was a real -- a real good talk  
26 from the Teton County sheriff. A commissioner from back East  
27 was also there to discuss some of their challenges. It was a  
28 really informative class.

29 I attended a Fire Adapted Communities seminar, which was  
30 interesting. The Jackson Hole fire chief was there. The  
31 Jackson fire chief was there talking about some of their  
32 challenges as well as the Wyoming state forester and some of  
33 their challenges.

34 I met with one of the commissioners from Montana afterwards.  
35 And we discussed the Title III funding, which -- as you're aware  
36 of, we have Title III funds available to us. And we have to use  
37 them in a certain way.

38 So they use them for a resource officer, which I thought was  
39 pretty interesting. And he's -- he's been in contact with me  
40 since then to discuss how they used it for their -- their resource

1 officer. So hopefully maybe we can use our Title III funds for  
2 something along those lines.

3 A road safety class was also a good class. It was very  
4 safety oriented, the whole conference.

5 A little follow-up on the White Knife truck stop/casino:  
6 full-service truck stop, 110-room motel, a 30,000-square-foot  
7 casino and restaurant with event space, which could be  
8 beneficial in the future.

9 It appears that construction may by -- may start in the fall  
10 with that.

11 Our levee folks are here a little later.

12 I too attended the planning meeting last night with  
13 Commissioner Clark.

14 EMS is on the -- the agenda as well. I did send an e-mail  
15 out to you re- -- requiring -- or requesting any information or  
16 input you might -- you may have on the cooperating agency, the  
17 sage -- the sage grouse issue.

18 So if you have anything, I need to get that put together  
19 and -- and sent back out, if you have anything.

20 COMMISSIONER CLARK: Keith.

21 KEITH WESTENGARD: I also attended the State Contractors  
22 Board meeting, which we'll address later when we talk about our  
23 airport re- -- rehabilitation -- pavement rehabilitation  
24 project. And I have some information on that.

25 The Cooperative Extension job announcement is out for the  
26 position that you put input on for the educator at that facility.  
27 And that's it.

28 COMMISSIONER CLARK: What was the square footage on the  
29 size of the casino?

30 KEITH WESTENGARD: 30,000-square-foot casino, restaurant,  
31 and event space.

32 COMMISSIONER CLARK: Restaurant and...

33 KEITH WESTENGARD: Event space.

34 COMMISSIONER CLARK: Event.

35 KEITH WESTENGARD: Yes.

36 COMMISSIONER CLARK: And we don't -- we won't derive any  
37 revenue from them as far as room tax.

38 KEITH WESTENGARD: No. No, I (indiscernible) --

39 COMMISSIONER CLARK: We can -- we can offer them utilities;  
40 right?

1 KEITH WESTENGARD: Well, yeah, they -- and they are --  
2 there -- there's going to be some discussion here in the future  
3 --

4 COMMISSIONER CLARK: Okay.

5 KEITH WESTENGARD: -- about water and sewer. So that's  
6 going to be a -- a positive --

7 COMMISSIONER CLARK: Yeah.

8 KEITH WESTENGARD: -- for the county.

9 CHAIRMAN BAKKER: Okay.

10  
11  
12 **PUBLIC COMMENT**

13  
14 CHAIRMAN BAKKER: Public comment for non-agendized items  
15 only.

16 Persons are invited to submit comments in writing and/or  
17 attend and make comments on any non-agenda item at the board  
18 meeting, if any, and discussion of those comments at the  
19 discretion of the board. All public comment may be limited to  
20 three minutes per person, again at the discretion of the board.  
21 Reasonable restrictions may be placed on public comment based  
22 upon time, place, and manner. But public comment based upon  
23 viewpoint may not be restricted.

24 Any public comment?

25 (No comment.)

26 CHAIRMAN BAKKER: Okay.

27  
28  
29 **CONSENT AGENDA**

30  
31 CHAIRMAN BAKKER: Consent agenda. All matters listed under  
32 the consent agenda are considered routine and may be acted upon  
33 by the Board of County Commissioners with one action, without  
34 extensive discussion. Any member of the board or any citizen  
35 may request that an item be taken from the consent agenda,  
36 discussed, and acted upon separately during this meeting.  
37 Consent agenda materials are available at the Lander County  
38 Clerk's Office for viewing. And copies are available for a  
39 nominal charge.

40 One, approval of agenda notice, June 9<sup>th</sup>, 2016; two,

1 May 12<sup>th</sup>, 2016, meeting minutes; three, May 16<sup>th</sup>, 2016, special  
2 meeting minutes; four, May 17<sup>th</sup>, 2016, special meeting minutes;  
3 five, May 2016 -- May 26<sup>th</sup>, 2016, meeting minutes; six,  
4 payment of bills; seven, payroll change requests.

5 COMMISSIONER WAITS: I would like to pull number 1, the  
6 approval of the agenda notice. Number 2, May 12<sup>th</sup> meeting  
7 minutes. And I did not receive May 26<sup>th</sup>, so we'll pull that  
8 one.

9 CHAIRMAN BAKKER: Right. Okay.

10 COMMISSIONER WAITS: And if no one else has anything else,  
11 I make a motion that we approve the following consent agenda  
12 with number 3, 4, 6, and 7.

13 COMMISSIONER MILLS: I'll second.

14 CHAIRMAN BAKKER: Patsy made a motion. Doug seconded it.  
15 Any public comment?

16 (No comment.)

17 CHAIRMAN BAKKER: All in favor?

18 COMMISSIONER STIENMETZ AND COMMISSIONER MILLS: Aye.

19 CHAIRMAN BAKKER: Aye.

20 COMMISSIONER WAITS: Aye.

21 COMMISSIONER CLARK: Aye.

22 CHAIRMAN BAKKER: Okay.

23 COMMISSIONER WAITS: On number 1, the approval of agenda  
24 notice. And it should read approval of amended agenda notice.  
25 June 9<sup>th</sup>, 2016. And, I make a motion we approve the amended  
26 agenda notice.

27 CHAIRMAN BAKKER: Okay.

28 COMMISSIONER MILLS: I'll second.

29 CHAIRMAN BAKKER: Patsy made a motion. Doug seconded. Any  
30 public comment?

31 (No comment.)

32 CHAIRMAN BAKKER: All in favor?

33 COMMISSIONER STIENMETZ: Aye.

34 COMMISSIONER MILLS: Aye.

35 CHAIRMAN BAKKER: Aye.

36 COMMISSIONER WAITS: Aye.

37 COMMISSIONER CLARK: Aye.

38 CHAIRMAN BAKKER: Okay.

39 COMMISSIONER WAITS: Thank you. On the May 12<sup>th</sup>, which is  
40 our regular session, at the very beginning, we have a listing

1 of -- of all of the commissioners. And then it says, "Let the  
2 record reflect the presence of a quorum of four." And we all  
3 were present. And as you read through the minutes, we were all  
4 there with our motions and ayes and such. So we just need a  
5 correction that it is a quorum of five.

6 CHAIRMAN BAKKER: Okay.

7 COMMISSIONER WAITS: And at the very end, this is the one  
8 where we were breaking in and out and having some closed  
9 sessions and such. And apparently, we did not pick up the  
10 actually closer -- closure. If I -- in -- in discussing it  
11 with -- with Laken, it appears that -- that we came back in open  
12 session, and she wasn't there recording?

13 LAKEN MARINE: No, I was.

14 COMMISSIONER WAITS: And -- and then when we finally -- at  
15 the very end, we brought you back for the close -- the actual  
16 closure. And it was just a couple of minutes on the closure; is  
17 that correct?

18 LAKEN MARINE: (Indiscernible) yeah. I'll let Tiffany  
19 know. And she can fix it.

20 COMMISSIONER WAITS: Okay.

21 CHAIRMAN BAKKER: Okay.

22 COMMISSIONER WAITS: So --

23 CHAIRMAN BAKKER: So we need to wait to approve these.

24 COMMISSIONER WAITS: No, no.

25 CHAIRMAN BAKKER: Okay.

26 COMMISSIONER WAITS: It's okay because it was just -- it  
27 was -- it was just the very end. It wasn't any business at all.  
28 So it's very -- just standard. Just so we have the -- the  
29 minutes reflecting that.

30 That's all. So I'm -- I'm okay with that, if everyone else  
31 is.

32 Okay. I'll make a motion that -- that we approve the -- the  
33 session for May 12<sup>th</sup> with the corrections of five commissioners  
34 and the very end closure of a couple of minutes.

35 CHAIRMAN BAKKER: Patsy made a motion.

36 COMMISSIONER STIENMETZ: I'll --

37 COMMISSIONER MILLS: I'll --

38 COMMISSIONER STIENMETZ: -- second --

39 COMMISSIONER MILLS: -- second.

40 COMMISSIONER STIENMETZ: -- the motion.

1 CHAIRMAN BAKKER: Steve seconded. Any public comment?  
2 (No comment.)  
3 CHAIRMAN BAKKER: All in favor?  
4 COMMISSIONER STIENMETZ: Aye.  
5 COMMISSIONER MILLS AND CHAIRMAN BAKKER: Aye.  
6 COMMISSIONER WAITS: Aye.  
7 COMMISSIONER CLARK: Aye.  
8 CHAIRMAN BAKKER: Okay.  
9 And then the 26<sup>th</sup>.  
10 Oh, we didn't have them.  
11 Oh. Okay.  
12  
13

14 **COMMISSIONERS**

- 15  
16 1) **Discussion for possible action regarding the request to**  
17 **transfer the 2016 Private Activity Bond Volume Cap (PABC)**  
18 **allocation to Nevada Rural Housing Authority (NRHA) and all**  
19 **other matters properly related thereto.**  
20

21 CHAIRMAN BAKKER: Number 1. Discussion for possible action  
22 regarding a request to transfer the 2016 Private Activity Bond  
23 Volume Cap, PABC, allocation to Nevada Rural Housing Authority,  
24 NRHA, and other all other matters properly related thereto.

25 COMMISSIONER WAITS: This is the one where you're going to  
26 call?

27 CHAIRMAN BAKKER: Call him?  
28 Okay.  
29

30 (Established telephone conference with Nevada Rural Housing  
31 Authority.)  
32

33 GARY LONGAKER: Good morning. Gary Longaker.

34 CHAIRMAN BAKKER: Gary, Sean Bakker, Lander County.

35 GARY LONGAKER: How you doing today? .

36 CHAIRMAN BAKKER: Good. You?

37 GARY LONGAKER: Doing fine. And I've got with me Bill  
38 Brewer, our deputy director, who a lot of your people probably  
39 know because Bill with was the housing guru, if you will, with  
40 USDA for about 25 years.

1 CHAIRMAN BAKKER: Oh, cool.  
2 So we're on Agenda Item Number 1.  
3 GARY LONGAKER: Okay.  
4 CHAIRMAN BAKKER: I'm going to let you take it away.  
5 COMMISSIONER WAITS: May I just add something be- -- before  
6 we -- we start on --  
7 GARY LONGAKER: Can you --  
8 COMMISSIONER WAITS: -- on --  
9 GARY LONGAKER: -- hear me?  
10 COMMISSIONER WAITS: -- this one?  
11 CHAIRMAN BAKKER: Yeah.  
12 GARY LONGAKER: Okay.  
13 COMMISSIONER WAITS: Yeah. This was actually brought up at  
14 -- at NACO. And -- and we had discussed it.  
15 And the -- the history of our Private Activity Bond Cap for  
16 Lander County has not been used. So, therefore, it goes back to  
17 the state. And the state, then, has passed it on to Nevada  
18 Rural Housing.  
19 It is a very small amount. It's \$6,247. And some of the  
20 counties, knowing that they aren't going to use their amounts, are  
21 immediately giving it to them. And -- and they will explain why  
22 they need it now where they hadn't in the previous years.  
23 But I -- I just wanted to point out that we have not done  
24 that. And it isn't anything that -- that we would be doing. Is  
25 that correct, Nan, as far as we just let it go back?  
26 NAN ANCHO: Yes, that's --  
27 COMMISSIONER WAITS: Okay.  
28 NAN ANCHO: -- correct.  
29 CHAIRMAN BAKKER: Okay.  
30 COMMISSIONER WAITS: So it's funds that they can use that  
31 we were not going to use and haven't been using.  
32 So it's important that we -- we do some action on this one  
33 today. And they will tell you why it's important today rather  
34 than waiting till the end of the year.  
35 CHAIRMAN BAKKER: Okay. Gary?  
36 GARY LONGAKER: Yes, sir, I -- I started coming out to the  
37 cities and counties in 2006 -- just to give you a little bit of  
38 background -- asking for them to transfer their Private Activity  
39 Bond Cap if they weren't going to use it so we could pool with  
40 the other cities and counties and develop these programs to help

1 families buy homes. That's what it's been all about.

2 I don't know if you have anybody on your board or your  
3 staff that remembers when I came out in 2006 or '07, '08, '09,  
4 and '10. I think the last time I came was probably '11? We  
5 didn't need the cap after that simply because the market had  
6 gone against issuing tax-exempt debt for single-family programs.

7 However, we did start administering what's called the  
8 Mortgage Credit Certificate Program in 2009. And we were  
9 getting our allocations straight from the state. And I think it  
10 was -- Bill, remind me. I keep forgetting. I think it was in  
11 2011 that we actually started sending letters for a couple of  
12 years to the cities and counties telling them, don't send us  
13 your allocation. Let it go ahead -- use it yourselves or let it  
14 revert to state the end of August.

15 I think Lander County -- Bill and I were just looking this  
16 morning -- for the years that you did transfer, transferred  
17 somewhere, we believe, under \$2 million.

18 And just to let you know -- I believe this was covered in the  
19 letter -- we've done about \$7 million worth of loans there. So  
20 it's been a win-win for Lander County. And it's been a win-win  
21 for NRHA and the folks that are buying homes.

22 That is a little bit of background.

23 And Bill and I have learned something here recently. I  
24 learned it when I went to a high school graduation just a few  
25 weeks ago. And the student that made a presentation talked  
26 about being brief and being brilliant and being gone. So how  
27 much more do I need to explain? Does anybody have any questions  
28 as to how the program works as far as the MCC program or  
29 anything at all?

30 Bill and I are really ready to answer any questions.

31 CHAIRMAN BAKKER: Guys?

32 COMMISSIONER MILLS: I don't have any questions.

33 COMMISSIONER STIENMETZ: I don't have any --

34 CHAIRMAN BAKKER: I --

35 COMMISSIONER STIENMETZ: -- questions.

36 CHAIRMAN BAKKER: -- don't think there's any questions,  
37 Gary.

38 GARY LONGAKER: Okay. I -- I do, again, want to say that  
39 this has been a wonderful partnership with the cities and  
40 counties. As a result of these programs, we've been able to

1 help families throughout the state to buy homes. Programs  
2 weren't available until NRHA started doing this.

3 We helped Lander County --

4 BILL BREWER: I think it was 51.

5 GARY LONGAKER: Yeah, 51 families, as Bill points out,  
6 since we started this. But the bigger picture is this  
7 partnership has helped over 4500 families buy homes throughout  
8 the rural parts of the state. So it really has been a  
9 win-win-win for families, for NRHA, and for the cities and  
10 counties.

11 CHAIRMAN BAKKER: Good deal. That's great.

12 COMMISSIONER WAITS: Thank you. I'll make a motion that  
13 Lander County transfer our 2016 Private Activity Bond Volume Cap  
14 allocation to the Nevada Rural Housing Authority.

15 COMMISSIONER MILLS: I'll second that.

16 CHAIRMAN BAKKER: Patsy made a motion. Doug seconded. Any  
17 public comment?

18 (No comment.)

19 CHAIRMAN BAKKER: All in favor?

20 COMMISSIONER STIENMETZ: Aye.

21 COMMISSIONER MILLS: Aye.

22 CHAIRMAN BAKKER: Aye.

23 COMMISSIONER WAITS: Aye.

24 COMMISSIONER CLARK: Aye.

25 CHAIRMAN BAKKER: Okay. Thank you, Gary.

26 GARY LONGAKER: Sure. Thank you very much. We would  
27 like -- if you could get the executed resolution of the transfer  
28 certificate, send it our way, and then we in turn will let  
29 Division of Business and Industry know.

30 CHAIRMAN BAKKER: Okay.

31 GARY LONGAKER: Thank you very much. Have a great day.

32 COMMISSIONER MILLS: Thank you.

33 CHAIRMAN BAKKER: Okay. Thank you.

34 GARY LONGAKER: Bye-bye.

35 CHAIRMAN BAKKER: Bye.

36  
37 **2) Discussion for possible action to schedule a Battle Mountain**  
38 **town hall meeting and all other matters properly related**  
39 **thereto.**  
40

1 CHAIRMAN BAKKER: Number 2. Discussion for possible action  
2 to schedule a Battle Mountain town hall meeting and all other  
3 matters properly related thereto. Doug?

4 COMMISSIONER MILLS: Okay, this -- I had this put on the  
5 schedule because I -- I did not attend the candidates night  
6 because I was at that NACO meeting, but some of the reports I  
7 heard back and some of the questions that I understand were  
8 asked of the potential candidates, from -- from my un- -- from  
9 what I heard, they showed kind of a lack of understanding of  
10 some of the things that are going on in the community.

11 So I thought it might be a good idea for our commission to do  
12 periodic town hall meetings to do question and answer or to help  
13 the community understand better some of the stuff that's going on  
14 in the -- in the county.

15 I understand it could be -- it could be one of those  
16 dangerous things that you do, you know? Go out and get all beat  
17 up by the community.

18 But I think it's also a responsibility that we have to make  
19 sure people kind of know what's going on. And it's -- I think  
20 it's one of the things that we should be doing as commissioners.

21 So I just wanted to present to this -- this to the  
22 commission and get your input and see if you guys are maybe in  
23 favor of doing a town hall meeting periodically or not.

24 CHAIRMAN BAKKER: I'm good with it.

25 COMMISSIONER STIENMETZ: I'm good with it.

26 COMMISSIONER WAITS: We had also talked about perhaps doing  
27 a commissioners' meeting in the southern end of the county too  
28 and maybe a town hall meeting in lieu of that might be a little  
29 bit better with our timing for them and everything too.

30 So I think that would be excellent to certainly have one in  
31 the southern end --

32 COMMISSIONER MILLS: Right.

33 COMMISSIONER WAITS: -- and the northern end. Your  
34 frequency --

35 COMMISSIONER MILLS: That's true.

36 COMMISSIONER WAITS: -- is --

37 COMMISSIONER MILLS: I think with a town hall meeting, too,  
38 we could do it in the evening when supposedly --

39 COMMISSIONER WAITS: Right.

40 COMMISSIONER MILLS: -- more people are available.

1 COMMISSIONER STIENMETZ: Yeah.  
2 COMMISSIONER WAITS: Right.  
3 COMMISSIONER MILLS: Yeah.  
4 CHAIRMAN BAKKER: And I know we're waiting to do our  
5 southern commission meeting after June?  
6 COUNTY CLERK SULLIVAN: Please.  
7 CHAIRMAN BAKKER: That's Sadie's request.  
8 So it'll be July sometime, probably, when we'll have a  
9 commission meeting in Austin.  
10 So just throwing that out there.  
11 COMMISSIONER MILLS: Okay.  
12 CHAIRMAN BAKKER: Art, are you good with it?  
13 COMMISSIONER CLARK: Oh, I don't care.  
14 CHAIRMAN BAKKER: Okay.  
15 COMMISSIONER MILLS: Any input into how often you'd like to  
16 maybe do one? An annual one? Semiannual?  
17 CHAIRMAN BAKKER: Once a quarter?  
18 COMMISSIONER MILLS: Quarterly?  
19 CHAIRMAN BAKKER: I think it should be quarterly.  
20 COMMISSIONER STIENMETZ: Uh-huh.  
21 Laken, what do you think?  
22 LAKEN MARINE: Nothing. I was just wondering -- because  
23 we're going to have to do, like, a report -- right? -- because  
24 all five commissioners are there?  
25 CHAIRMAN BAKKER: Yeah.  
26 COMMISSIONER MILLS: Yeah.  
27 CHAIRMAN BAKKER: So what do you think? Quarterly?  
28 LAKEN MARINE: Yeah, maybe.  
29 CHAIRMAN BAKKER: Check your schedule too?  
30 LAKEN MARINE: No, that's good.  
31 CHAIRMAN BAKKER: Okay.  
32 COMMISSIONER MILLS: Okay.  
33 CHAIRMAN BAKKER: I think we're good.  
34 COMMISSIONER MILLS: All right.  
35 Is this something we would have to do a motion on? Or we  
36 just start doing it?  
37 CHAIRMAN BAKKER: Ted?  
38 KEITH WESTENGARD: When would you like it to start?  
39 DISTRICT ATTORNEY HERRERA: If -- if you -- if you make a  
40 motion on it, you're -- you're adopting a policy. If -- if you

1 just -- if you just -- when you want to schedule one, if you  
2 just make that a motion of its own, then -- then it won't be a  
3 policy. You're not stuck into it if something happens. So it  
4 depends on which way you want to go with this.

5 CHAIRMAN BAKKER: How about we give Keith direction to set  
6 it up?

7 DISTRICT ATTORNEY HERRERA: And then -- and then present  
8 it. And -- and make a motion on that particular date.

9 COMMISSIONER STIENMETZ: Yeah.

10 DISTRICT ATTORNEY HERRERA: That's what I'd --

11 CHAIRMAN BAKKER: Yeah.

12 DISTRICT ATTORNEY HERRERA: -- advise.

13 COMMISSIONER MILLS: Okay.

14 CHAIRMAN BAKKER: So...

15 Keith?

16 KEITH WESTENGARD: What -- when would you -- do you want to  
17 wait on the town hall meetings till after June as well?

18 CHAIRMAN BAKKER: Yes.

19 KEITH WESTENGARD: Okay. All right.

20 CHAIRMAN BAKKER: Clerk's office is a little busy right  
21 now. So...

22 Okay.

23 Good.

24 COMMISSIONER MILLS: Good enough.

25 CHAIRMAN BAKKER: Okay.

26  
27 **3) Discussion for possible action regarding a professional**  
28 **engineering services proposal from Day Engineering in an**  
29 **amount not to exceed \$200,000 for the purple pipe system from**  
30 **Well 6 to the Mountain View Golf Course and authorization for**  
31 **the executive director, and all other matters properly**  
32 **related thereto.**

33  
34 CHAIRMAN BAKKER: Three. Discussion for possible action  
35 regarding professional engineering service proposal from Day  
36 Engineering in an amount not to exceed \$200,000 for the purple  
37 pipe system from Well 6 to the Mountain View Golf Course and  
38 authorization for the executive director, and all other matters  
39 directly related thereto.

40 BERT RAMOS: I was hoping you were going to handle that,

1 Keith.

2 KEITH WESTENGARD: That's why I -- I was looking for you,  
3 Bert.

4 BERT RAMOS: So is what we have is we budgeted for this  
5 purple pipe to go from Well 6 to the golf course. And this is  
6 what it takes to get it off the ground.

7 The -- I think something the community probably needs to know  
8 the reason this is important is if we're going to put stuff like a  
9 casino online and anything else, we need to drop our use on our  
10 good wells that are producing our better water. And we have to  
11 justify these water rights that are in this other basin as well.

12 So this won't only service the golf course. This will  
13 service the ball fields and the soccer fields as it comes by the  
14 schools. And then -- and then it'll be open to -- to add to it  
15 as well.

16 CHAIRMAN BAKKER: And then our treated water we won't be  
17 using to water the lawn.

18 BERT RAMOS: Yeah.

19 CHAIRMAN BAKKER: Got you.

20 COMMISSIONER WAITS: And the DA has reviewed our agreement?  
21 You're okay with everything? Or any changes? Or --

22 DISTRICT ATTORNEY HERRERA: Yeah.

23 COMMISSIONER WAITS: Have you seen it?

24 DISTRICT ATTORNEY HERRERA: The only observation that I had  
25 was that it be agendized and put in front of the county  
26 commissioners. And it is.

27 COMMISSIONER WAITS: Okay.

28 CHAIRMAN BAKKER: Okay.

29 KEITH WESTENGARD: J- -- just as a little clarification,  
30 this is something we -- it's engineering services. So it did  
31 not need to go out for a bid or a quote; right?

32 CHAIRMAN BAKKER: Right.

33 COMMISSIONER STIENMETZ: Professional services.

34 KEITH WESTENGARD: Right.

35 CHAIRMAN BAKKER: A motion?

36 COMMISSIONER MILLS: I'll make a motion that we a- --  
37 approve the proposal from Day Engineering in an amount not to  
38 exceed 200,000 for the purple pipe project for Well 6 to  
39 Mountain View Golf Course.

40 COMMISSIONER STIENMETZ: And authorization.

1 COMMISSIONER WAITS: And authorization --  
2 COMMISSIONER MILLS: And authorization for --  
3 COMMISSIONER WAITS: -- for --  
4 COMMISSIONER MILLS: -- the chair to --  
5 COMMISSIONER WAITS: -- Keith to sign?  
6 COMMISSIONER MILLS: Authorize Keith to sign? Do you want  
7 Keith to sign or the chair?  
8 COMMISSIONER WAITS: Executive director, it says, right?  
9 DISTRICT ATTORNEY HERRERA: It says the executive director,  
10 but there should be some explanation of what they want. Because  
11 I don't -- I don't understand it.  
12 Do -- do you want the auth- -- authorization to sign?  
13 KEITH WESTENGARD: Oh, yes; I'm sorry. Yes. That --  
14 that's the way the proposal came.  
15 DISTRICT ATTORNEY HERRERA: Okay.  
16 BERT RAMOS: That's how they've always been done in --  
17 KEITH WESTENGARD: Yeah.  
18 BERT RAMOS: -- the past.  
19 COMMISSIONER MILLS: Okay. Then we'll authorize --  
20 DISTRICT ATTORNEY HERRERA: (Indiscernible.)  
21 COMMISSIONER MILLS: -- the executive director to sign.  
22 COMMISSIONER WAITS: I'll --  
23 COMMISSIONER STIENMETZ: I'll s- --  
24 COMMISSIONER WAITS: -- second the motion.  
25 CHAIRMAN BAKKER: Doug made a motion. Patsy seconded it.  
26 Any public comment?  
27 (No comment.)  
28 CHAIRMAN BAKKER: All in favor?  
29 COMMISSIONER STIENMETZ: Aye.  
30 CHAIRMAN BAKKER AND COMMISSIONER MILLS: Aye.  
31 COMMISSIONER WAITS: Aye.  
32 COMMISSIONER CLARK: Aye.  
33 Okay. Bert, thank you.  
34  
35  
36  
37  
38  
39  
40

1 **AIRPORT**

- 2
- 3 4) **Discussion and possible action to authorize Keith Westengard,**  
4 **Lander County executive director, to submit the FAA grant**  
5 **application for the Austin Airport Master Plan, and all other**  
6 **matters properly related thereto.**

7

8 CHAIRMAN BAKKER: Airport. Discussion and possible action  
9 to authorize Keith Westengard, Lander County executive director,  
10 to submit the FAA grant application for the Austin Airport  
11 Master Plan, and all other matters properly related thereto.

12 KEITH WESTENGARD: This is for our airport master plan.  
13 We're going to get it off the ground and going.

14 And so I'm looking for the authorization to get it going  
15 with the FAA.

16 CHAIRMAN BAKKER: Okay.

17 COMMISSIONER MILLS: Okay. I'll make -- I'll make a motion  
18 that we authorize our Lander County executive director to submit  
19 the FAA grant application for the Austin Airport Master Plan.

20 CHAIRMAN BAKKER: Doug made a motion. Steve seconded. Any  
21 public comment?

22 (No comment.)

23 CHAIRMAN BAKKER: All in favor?

24 COMMISSIONER STIENMETZ: Aye.

25 CHAIRMAN BAKKER AND COMMISSIONER MILLS: Aye.

26 COMMISSIONER WAITS: Aye.

27 COMMISSIONER CLARK: Aye.

- 28
- 29 5) **Discussion for possible action to approve/disapprove one of**  
30 **two bids received for the Austin fueling system from L.A.**  
31 **Perks -- a bid in the amount of \$396,161 for the entire**  
32 **system (including the concrete secondary containment pad) or**  
33 **a bid in the amount of \$344,936 without the concrete**  
34 **secondary containment pad -- and all other matters properly**  
35 **related thereto.**

36

37 CHAIRMAN BAKKER: Number 5. Discussion for possible action  
38 to approve/disapprove one of two bids received for the Austin  
39 fueling system from L.A. Perks, a bid in the amount of \$396,161  
40 for the entire system, including the concrete secondary

1 containment pad or a bid in the amount of \$344,936 without the  
2 concrete secondary containment pad, and all other matters  
3 properly related thereto.

4 KEITH WESTENGARD: We budgeted for \$300,000 to do the  
5 fueling system in Austin. We did get two bids -- two proposals  
6 back.

7 As you can see, both of them are exceeding the \$300,000  
8 limit that we put on it.

9 So the one, like it says, has a fueling pad in place. I had  
10 that taken out and a second bid put in without the fueling pad.

11 The fueling pad is used -- just what it says -- for the fuel  
12 truck comes in and fuels however often, maybe only a few times a  
13 year. And it's just used for the period while the fueling is  
14 being put into -- while the fuel is being put into the tanks.

15 So we had it taken out. Dropped it to over -- just over  
16 45- -- just under 45,000 in order to do it without the fueling  
17 pad.

18 I don't see that as a necessity, but we're still over the --  
19 the maximum 300,000.

20 So my question is: Would you like to go ahead with it? If  
21 we're going to go ahead with it, we need to either come up with  
22 the additional 45,000 or the additional 96,000 in order to do this  
23 project. Or do we just put it on hold and try it again next year?  
24 Only problem with that is it's just going to go up next year. And  
25 we'll put more money in the budget next year, maybe.

26 COMMISSIONER MILLS: So the big question is: Do we have  
27 any money that we could get to do this this year?

28 COMMISSIONER WAITS: Where does the 45,000 come from?

29 COMMISSIONER MILLS: Yeah.

30 COMMISSIONER WAITS: Nan?

31 NAN ANCHO: You -- Nan Ancho, Finance.

32 Like he said, you only budgeted 300,000. So if you run  
33 into the negative, you'll have to augment your -- your fund to  
34 take the money from your ending fund balance.

35 COMMISSIONER WAITS: That's the only place we can take it  
36 from?

37 NAN ANCHO: Uh-huh.

38 COMMISSIONER WAITS: Well, I can't see holding it up  
39 anymore. Every time we do this, it just -- like I said, we  
40 started out with some bids -- from our airport engineer. It was

1 a whole lot lower years ago. And Steve knows, we just keep  
2 working and working. And -- and the big thing was, we thought  
3 we could do it last year. And nobody bid it because we were so  
4 late. And even now, we've been asking since January, let's get  
5 these bids. And here we are June. I'm going, how we can we  
6 delay this anymore with this, with what we need?

7 COMMISSIONER STIENMETZ: If we don't put the -- the  
8 concrete pad in, how do we unload the truck legally?

9 KEITH WESTENGARD: It -- he'll -- it'll just be parked in  
10 the dirt when he does his unloading to -- to the fuel tanks.

11 COMMISSIONER STIENMETZ: What do we do in case of a spill?  
12 Isn't the concrete to mitigate any spillage?

13 KEITH WESTENGARD: Wh-- they'll -- when the driver does his  
14 unloading, he -- he'll put out -- he puts out a portable --

15 COMMISSIONER STIENMETZ: All right.

16 KEITH WESTENGARD: -- containment area. PIG blankets or  
17 whatever.

18 COMMISSIONER STIENMETZ: All right. That's all --

19 KEITH WESTENGARD: Or --

20 COMMISSIONER STIENMETZ: -- I wanted to know.

21 KEITH WESTENGARD: Right.

22 COMMISSIONER STIENMETZ: Just so it will be done legally.

23 COMMISSIONER WAITS: It's not a safety problem if we don't  
24 put -- put that extra --

25 KEITH WESTENGARD: No, this is --

26 COMMISSIONER WAITS: -- 50,000?

27 KEITH WESTENGARD: -- this is more --

28 COMMISSIONER STIENMETZ: That's what --

29 KEITH WESTENGARD: -- of a --

30 COMMISSIONER STIENMETZ: -- I wanted to make sure.

31 COMMISSIONER WAITS: Okay.

32 KEITH WESTENGARD: I've had the conversation with J.D.  
33 about this. It's more of a nice thing to have. But it's not --

34 COMMISSIONER STIENMETZ: Yeah.

35 KEITH WESTENGARD: -- required or -- or a mandatory --

36 COMMISSIONER STIENMETZ: So how many --

37 KEITH WESTENGARD: -- item.

38 COMMISSIONER STIENMETZ: -- loads a year? Or, you know, --

39 KEITH WESTENGARD: Yeah.

40 COMMISSIONER MILLS: So --

1 KEITH WESTENGARD: -- it might only be three or four times  
2 a year that it's used for an hour at a time.

3 COMMISSIONER MILLS: I'm thinking if we can put -- if we  
4 can do it, we need to do it now. And like you said, --

5 COMMISSIONER STIENMETZ: Yeah.

6 COMMISSIONER MILLS: -- it'll just be more --

7 COMMISSIONER STIENMETZ: Yeah.

8 COMMISSIONER MILLS: -- expensive next year.

9 COMMISSIONER CLARK: Okay. I have a question. If we don't  
10 build a concrete pad now, do you think that in the future  
11 they'll pass regulations that you have to have one?

12 KEITH WESTENGARD: In -- in the event they do something  
13 like that, we're not going to be re- -- well, I shouldn't say  
14 we're not. We may be required to put it in in the future.

15 COMMISSIONER CLARK: Yeah. Well, concrete's cheaper today  
16 than it's going to be in five years.

17 KEITH WESTENGARD: Well, that -- that's also --

18 COMMISSIONER CLARK: So...

19 KEITH WESTENGARD: -- a good point.

20 COMMISSIONER CLARK: Man. To build the pad or not to build  
21 the pad.

22 COMMISSIONER MILLS: I can -- I can live without the pad.

23 COMMISSIONER STIENMETZ: So can I.

24 COMMISSIONER CLARK: Okay.

25 COMMISSIONER MILLS: If we have to -- if we have to put --  
26 if something changes and we have to put one in the future, we  
27 can address that one in the future.

28 COMMISSIONER CLARK: Okay. You're the airport guy, Doug.

29 COMMISSIONER MILLS: So do we -- we -- do we know where the  
30 extra \$45,000 is going to come from?

31 COMMISSIONER WAITS: We have to --

32 COMMISSIONER CLARK: Ending fund balance.

33 COMMISSIONER WAITS: It'll come before us to -- to augment  
34 the balance. But we have the money to do it. It just isn't  
35 coming from another fund.

36 COMMISSIONER MILLS: It's just from another fund?

37 COMMISSIONER WAITS: Yeah.

38 COMMISSIONER MILLS: Okay.

39 NAN ANCHO: No, it'd be coming from your fund. But you'd  
40 have to augment to increase the funding to your -- your budget.

1 COMMISSIONER WAITS: She brings it --  
2 COMMISSIONER MILLS: To airport --  
3 COMMISSIONER WAITS: -- as a separate --  
4 COMMISSIONER MILLS: -- budget.  
5 COMMISSIONER WAITS: -- item.  
6 NAN ANCHO: Yeah.  
7 COMMISSIONER MILLS: Okay.  
8 COMMISSIONER WAITS: Uh-huh.  
9 COMMISSIONER CLARK: So it's going to be two steps. It's  
10 going to have to come back --  
11 NAN ANCHO: Yes.  
12 COMMISSIONER CLARK: -- for the approval.  
13 NAN ANCHO: That'd probably be towards the end of next year  
14 that you would see the -- any --  
15 COMMISSIONER CLARK: Right.  
16 NAN ANCHO: -- augments coming in.  
17 COMMISSIONER CLARK: Oh. Going to make a motion, --  
18 CHAIRMAN BAKKER: Okay.  
19 COMMISSIONER CLARK: -- Patsy?  
20 COMMISSIONER WAITS: Yes. I'll make a motion that we award  
21 the bid to L.A. Perks for the Austin airport fuel system for  
22 \$344,936 without the concrete.  
23 COMMISSIONER STIENMETZ: I'll second that motion.  
24 CHAIRMAN BAKKER: Patsy made a motion. Steve seconded it.  
25 Any public comment?  
26 (No comment.)  
27 CHAIRMAN BAKKER: All in favor?  
28 COMMISSIONER STIENMETZ: Aye.  
29 COMMISSIONER MILLS: Aye.  
30 CHAIRMAN BAKKER: Aye.  
31 COMMISSIONER WAITS: Aye.  
32 COMMISSIONER CLARK: Aye.  
33 COMMISSIONER WAITS: Thank you, all.  
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40

1     6)     Discussion for possible action to approve/disapprove the bid  
2           received from Maxwell Asphalt for the Battle Mountain  
3           airfield pavement rehabilitation project in the amount of  
4           \$777,059.05 and to authorize Keith Westengard, Lander County  
5           executive director, to submit the FAA grant application for  
6           the Battle Mountain airfield pavement rehabilitation project  
7           and authorize the chair to sign, and all other matters  
8           properly related thereto.  
9

10           CHAIRMAN BAKKER: Number 6. Discussion for possible action  
11 to approve/disapprove the bid received from Maxwell Asphalt for  
12 the Battle Mountain airfield pavement rehabilitation project in  
13 the amount of \$777,059.05 and to authorize Keith Westengard,  
14 Lander County executive director, to submit the FF- -- FAA grant  
15 application for the Battle Mountain airfield rehabilitation  
16 project and authorize the chair to sign, and all other matters  
17 properly related thereto.

18           KEITH WESTENGARD: Okay. As -- as everybody here's well  
19 aware of, we've gone through quite a process to get this project  
20 going.

21           And earlier in my staff report, I -- I mentioned that I  
22 attended a State Contractor Board meeting.

23           And I was on the agenda to discuss the proper licensing for  
24 this project.

25           They had copies of the plans. They went through the process.  
26 Come to find out, that A-1, A-8, A-16 -- general building A-1,  
27 A-8, and A-16 are all acceptable licenses.

28           So we did go back out to bid with this -- this letter from  
29 the State Contractors Board.

30           We did open the three bid -- the three bids that came in,  
31 Maxwell was the low bid at the \$777,000. And they do meet all the  
32 requirements. Everything's been reviewed. And we have the State  
33 Contractors Board letter that authori- -- or that says their  
34 license does meet Nevada state licensing.

35           DISTRICT ATTORNEY HERRERA: And it's lower than their other  
36 bid.

37           KEITH WESTENGARD: And it actually is lower than the -- the  
38 original bid, which was 800,000.

39           So...

40           COMMISSIONER MILLS: And the FAA grant is still in place?

1 KEITH WESTENGARD: Yes, I spoke with Holly Dixon at FAA.  
2 J.D.'s spoke with her -- spoken with her many times.

3 The money's there. So we would like to get this project  
4 rolling and get it -- get the books closed on it next -- or at  
5 the end -- in the fall.

6 COMMISSIONER MILLS: Okay. I'll make a motion that we  
7 approve the contract for Maxwell Asphalt for the Battle Mountain  
8 airfield pavement rehabilitation project in the amount of  
9 \$777,059.05 and authorize our executive director to sign.

10 COMMISSIONER STIENMETZ: Submit the grant too.

11 COMMISSIONER MILLS: And to submit the grant.

12 COMMISSIONER STIENMETZ: I'll second the motion.

13 CHAIRMAN BAKKER: Doug made a motion. Steve seconded it.  
14 Any public comment?

15 (No comment.)

16 CHAIRMAN BAKKER: All in favor?

17 COMMISSIONER STIENMETZ: Aye.

18 CHAIRMAN BAKKER: Aye.

19 COMMISSIONER MILLS: Aye.

20 COMMISSIONER WAITS: Aye.

21 COMMISSIONER CLARK: Aye.

22  
23  
24 **COMMISSIONERS**

25  
26 7) **Discussion for possible action to ratify the offer of**  
27 **employment to Kimberly Schacht for the EMS south coordinator**  
28 **or to explore other options, and all other matters properly**  
29 **related thereto.**  
30

31 CHAIRMAN BAKKER: Okay. Number 7. Discussion for possible  
32 action to ratify the offer of employment to Kimberly Schachts  
33 [verbatim] for the EMS south coordinator, or to explore other  
34 options, and all other matters properly related thereto.

35 KEITH WESTENGARD: Okay. So we -- we started the search  
36 for Austin EMS for a coordinator in the south.

37 We had one applicant. And Ms. Schacht's here to answer any  
38 questions you may have.

39 The other options that I put in here would be maybe to  
40 discuss having the hospital just remain in charge of EMS.

1 I've spoken with Peggy Lin- -- Peggy Lindsey about it.  
2 She seems to feel that they would be in favor of keeping  
3 Austin, that the board would be. It still needs to go to their  
4 board.

5 I have a tentative agenda item on there just in case we do  
6 decide to go that route.

7 So my question is: Would you like me to continue moving  
8 forward in Austin with a county-funded coordinator? Or go to the  
9 hospital and see if they are interested?

10 CHAIRMAN BAKKER: Would it be a volunteer service in  
11 Austin?

12 KEITH WESTENGARD: Yes. It'll remain an all-volunteer  
13 service. I've -- I've talked with Peggy about this.

14 We remain an all-volunteer service under the hospital. And  
15 within our con- -- within our agreement, we do have a little  
16 more -- the county has a little more involvement and authority  
17 with the whole service with what we're putting in. So...

18 CHAIRMAN BAKKER: So we won't have the same problems we've  
19 had in Austin?

20 KEITH WESTENGARD: I don't think so.

21 I -- I see Peggy really taking this on.

22 She's -- she's pretty interested in -- in continuing  
23 forward with the service as a whole.

24 But like I say, it does need to go to her board for  
25 discussion. And -- and I had that potential agenda item on  
26 their agenda in case that's the way we go.

27 I talked to her a little bit about having a coordinator in  
28 the south to operate the southern volunteer system. So we're  
29 prepared -- I'm prepared to go either way.

30 I would suggest that if we do have Austin take it, that we --  
31 we put in an additional \$2500 just for Austin for next fiscal  
32 year, an additional thousand for the following year, and then in  
33 July of '18, it would turn back over completely to them as a  
34 whole.

35 CHAIRMAN BAKKER: Well, --

36 DISTRICT ATTORNEY HERRERA: Is that pertinent?

37 COMMISSIONER CLARK: Is that --

38 KEITH WESTENGARD: No, I'm sorry. That -- that's -- yes.  
39 Yes.

40 DISTRICT ATTORNEY HERRERA: From what --

1 KEITH WESTENGARD: Yes.

2 COMMISSIONER CLARK: Does that satisfy the need -- the need  
3 down there, Patsy?

4 COMMISSIONER WAITS: Boy, we -- we're still going to have  
5 to -- to start our recruiting, which of course has not been  
6 done. I mean, it's just been all -- all talk at this point.

7 But I think the -- the need to -- to have our -- our local  
8 control with a coordinator is extremely important.

9 KEITH WESTENGARD: Right.

10 COMMISSIONER WAITS: We need to give them some kind of  
11 authority so they can be deciding if Battle Mountain isn't  
12 needed and can be turned around and whatever.

13 And I know years ago when we were our own service, if we  
14 needed paramedics, we would call whatever way we're going. We  
15 would call Battle Mountain from -- to meet us. We would call --  
16 in those days it was Nye County, but without their hospital, we  
17 aren't taking people there anymore.

18 But most certainly Churchill and head for Fallon that way.

19 So I mean, we're -- we're so dependent on -- on all the  
20 other EMS services that are close to us -- and close is a  
21 hundred miles plus, that I think it's important that they have  
22 that kind of authority to do that.

23 KEITH WESTENGARD: Right.

24 COMMISSIONER WAITS: And since Kim has put in for the  
25 position, maybe, Kim, you would come on up and -- and identify  
26 yourself so we can get your input on this too.

27 KIM SCHACHT: Kim Schacht, EMT at Lander County EMS.

28 CHAIRMAN BAKKER: Hi.

29 COMMISSIONER WAITS: And -- and I know it's -- it's a big  
30 job because we have to grow. And I understand that. And it'll  
31 take time to do that.

32 But the community wanted to be separate and to start. And  
33 if -- if Kim's willing to come into that kind of a position and  
34 know what you have. What -- what do you think?

35 KIM SCHACHT: That -- that is the only issue is the lack of  
36 volunteers. And right now, if we could get that as a whole,  
37 that would be great.

38 In the past, I mean -- in -- in the last two years, since  
39 I've been with the service, I mean, it hasn't been an issue. I  
40 mean, either way we need to go. If we need to go with Churchill

1 County, we rendezvous with Churchill County. If we rendezvous  
2 with -- whatever the need is for the patient. If they need to go  
3 that way and we're going to meet Care Flight, we just head that  
4 way. Battle Mountain and Churchill County are the only routes to  
5 go right now at this point, basically, to meet with the higher  
6 level of care.

7 And like I said, the only issue right now is just the  
8 recruiting, trying to get volunteers.

9 But I'm willing to do whatever to keep our ambulance service  
10 in Austin.

11 CHAIRMAN BAKKER: I'd say you meet with Peggy and see how  
12 we can coordinate the needs of Austin and everything under the  
13 hospital.

14 KEITH WESTENGARD: Okay. Yeah. And -- and I've had a  
15 couple of meetings with her and Rick Bell as well.

16 And I -- I've talked with Kim.

17 And --

18 CHAIRMAN BAKKER: (Indiscernible.)

19 KEITH WESTENGARD: -- I believe the consensus -- we all  
20 feel pretty strong that the hospital can run it as an  
21 all-volunteer service with a coordinator down there and that it  
22 would be successful.

23 CHAIRMAN BAKKER: They also need their independence on -- I  
24 mean, and you'll have to work that out with Peggy -- but whether  
25 they need to go to Churchill or Battle Mountain, depending on  
26 what route they need to take.

27 KEITH WESTENGARD: Right. And that would be a call that's  
28 made individually at an individual incident.

29 By the -- by the EMT that's -- that's at scene.

30 COMMISSIONER WAITS: Well, --

31 CHAIRMAN BAKKER: Okay.

32 COMMISSIONER WAITS: -- we know that Battle Mountain is  
33 still going to be a very big influence because of -- of being  
34 all of Lander County. But -- but my question still is: Do you  
35 want Austin Ambulance on their own with their own medical  
36 director? Or are you thinking of continuing to run everything  
37 through the Battle Mountain hospital but --

38 KEITH WESTENGARD: Yes.

39 COMMISSIONER WAITS: -- the county paying for that?

40 KEITH WESTENGARD: No, I'm thinking of -- of putting it

1 back in the contract that they keep Au- -- that Battle Mountain  
2 General keeps the EMS service, runs it as an all-volunteer  
3 service with a coordinator in the area. And they use the  
4 current medical director that they have, which is, I believe,  
5 it's Dr. Peters is their current --

6 COMMISSIONER WAITS: Yes.

7 KEITH WESTENGARD: -- medical director.

8 COMMISSIONER WAITS: Okay.

9 CHAIRMAN BAKKER: So pretty much we're leaving it under  
10 their license, but it's going to be a volunteer service.

11 KEITH WESTENGARD: Yes. W- -- and if they need assistance,  
12 like -- like Kim said, they request from Battle Mountain or  
13 Churchill County.

14 KIM SCHACHT: We always have in the past. If I don't need  
15 paramedic -- as it is now, when we get toned out, Battle  
16 Mountain gets toned out with us. So they're always heading that  
17 way.

18 However, if we're in town and we respond and it's a basic  
19 call, we cancel ALS immediately. But, yeah, that's fine. I  
20 mean...

21 COMMISSIONER MILLS: Let's see. Rick, what do you --  
22 what's your take on this whole thing?

23 RICK BELL: You know -- Rick Bell, for the record.

24 I would have to divert that to you, Doug. You sit in on the  
25 board meetings. And ultimately, it's the hospital board's  
26 decision, you know, along with Keith and (indiscernible) between  
27 you guys.

28 I don't care how it goes. I'm always going to support  
29 southern Lander County just for the citizens. It's part of us.

30 COMMISSIONER MILLS: Okay. And just for the record, I  
31 haven't spoken with any of the hospital board members about  
32 this. So I don't know what their input would be on this.

33 CHAIRMAN BAKKER: Hey, Rick, I need you to state your name.

34 COMMISSIONER MILLS: I think he did.

35 CHAIRMAN BAKKER: Oh, you did. Never mind. I didn't hear  
36 you. Okay. Sadie was shaking her head at me, so I didn't know.

37 COUNTY CLERK SULLIVAN: I'm saying it was good to go.

38 CHAIRMAN BAKKER: Okay.

39 COUNTY CLERK SULLIVAN: (Indiscernible) the microphone.

40 COMMISSIONER WAITS: Okay. Then that means that -- that

1 Kim would be an employee of the hospital? Or an employee of  
2 Lander County?  
3 I -- I'm -- I'm still confused how --  
4 KEITH WESTENGARD: When I -- when I spoke with Peggy, I  
5 suggested that she be an employee of the hospital, if they're  
6 going to operate it.  
7 If we're going operate it as Lander County, then she'd be  
8 an -- an employee of Lander County, and it'd be a separate  
9 service.  
10 What I'm looking at is -- is putting it back to the way it  
11 was, --  
12 COMMISSIONER WAITS: But hiring --  
13 KEITH WESTENGARD: -- but --  
14 COMMISSIONER WAITS: -- a coordinator.  
15 KEITH WESTENGARD: -- with a coordinator.  
16 COMMISSIONER WAITS: That's the only difference.  
17 KEITH WESTENGARD: That -- that would be the -- the  
18 difference.  
19 COMMISSIONER WAITS: If --  
20 KEITH WESTENGARD: Yes.  
21 COMMISSIONER WAITS: -- the hospital would do that.  
22 KEITH WESTENGARD: Yes.  
23 COMMISSIONER WAITS: So there isn't a lot we can do today  
24 until it goes back to the hospital if that's what --  
25 KEITH WESTENGARD: If that's --  
26 COMMISSIONER WAITS: -- everybody --  
27 KEITH WESTENGARD: -- the direction this board --  
28 COMMISSIONER WAITS: -- wants --  
29 KEITH WESTENGARD: -- chooses --  
30 COMMISSIONER WAITS: -- decides to do.  
31 KEITH WESTENGARD: -- to go, I'll go back to the hospital,  
32 I'll discuss it with their board, and I'll meet with Peggy again  
33 prior to that.  
34 COMMISSIONER WAITS: Okay, we -- so as far as driving the  
35 ambulance, then, we're -- we're okay with all that? That's all  
36 been worked out?  
37 KEITH WESTENGARD: Yes, ev- -- everything is --  
38 everything's fine as far as the volunteers, operating the  
39 ambulance. We -- we'll -- if there's new ones, we're going to  
40 need to put them through training to meet the criter- -- or meet

1 the --  
2 COMMISSIONER WAITS: No, that I --  
3 KEITH WESTENGARD: -- requirements.  
4 COMMISSIONER WAITS: -- understand. No, there was a  
5 question of -- of our insurance and Battle Mountain employees  
6 driving our ambulances. So that's all been cleared up?  
7 DISTRICT ATTORNEY HERRERA: No.  
8 COMMISSIONER WAITS: It hasn't been cleared up?  
9 CHAIRMAN BAKKER: They -- I thought they were purchasing  
10 insurance.  
11 KEITH WESTENGARD: That -- yeah, I thought the -- the board  
12 was going to look into some insurance. I'll have to get some  
13 clarification on that. I will.  
14 COMMISSIONER WAITS: Because that makes a difference with  
15 what we --  
16 DISTRICT ATTORNEY HERRERA: There's been no signed --  
17 COMMISSIONER WAITS: -- do.  
18 DISTRICT ATTORNEY HERRERA: -- documents. So it hasn't  
19 been cleared up.  
20 COMMISSIONER WAITS: Okay.  
21 DISTRICT ATTORNEY HERRERA: That's the bottom line.  
22 CHAIRMAN BAKKER: I say -- what do you guys think? To --  
23 COMMISSIONER MILLS: Well, I just --  
24 COMMISSIONER CLARK: I -- I like the idea of Austin being  
25 independent. There's been so much trouble. What I'm hearing,  
26 there's been a lot of trouble in the past years. And I think  
27 that if Austin makes up their own mind or goes like they want,  
28 maybe it'll clear some things up.  
29 COMMISSIONER MILLS: I -- I just -- when -- when we decided  
30 to separate Austin out, we'd -- we'd received some pretty --  
31 some passionate pleas that we do that.  
32 COMMISSIONER CLARK: Yeah.  
33 COMMISSIONER MILLS: Is this -- is this going to satisfy  
34 the people of Austin if we go the coordinator route and keep  
35 with the hospital? Will they --  
36 CHAIRMAN BAKKER: It's still vol- --  
37 COMMISSIONER MILLS: -- will they be --  
38 COMMISSIONER WAITS: Well, --  
39 CHAIRMAN BAKKER: No, because it's still --  
40 COMMISSIONER MILLS: -- Lander --

1 CHAIRMAN BAKKER: -- a volunteer service in Austin.  
2 COMMISSIONER MILLS: That's right. Are they going to be --  
3 COMMISSIONER WAITS: But -- but that --  
4 COMMISSIONER MILLS: -- satisfied?  
5 COMMISSIONER WAITS: Yeah, but --  
6 CHAIRMAN BAKKER: Miteshell?  
7 DEE HELMING: Hi, Sean. This is Dee Helming.  
8 CHAIRMAN BAKKER: Dee?  
9 DEE HELMING: If you guys decide that that's what you want  
10 to do, before you make it set in stone, I'd like to see, like, a  
11 60-day trial period --  
12 CHAIRMAN BAKKER: Right.  
13 DEE HELMING: -- to decide whether or not it really is  
14 going to work. Because if we get locked into a contract and  
15 it's not working, then we have a -- however long the contract is  
16 to have to deal with it. So if we try a trial period --  
17 CHAIRMAN BAKKER: Right.  
18 DEE HELMING: -- if that's the way you guys are leaning.  
19 CHAIRMAN BAKKER: Well, they still have to take it back to  
20 the hospital and see what they even say because, I mean, it has  
21 to stay independent and a volunteer service in Austin.  
22 DEE HELMING: Right.  
23 CHAIRMAN BAKKER: So they may not even go for it or they  
24 might. I mean, before you --  
25 DEE HELMING: But when you take it back to them, suggest  
26 that we have a 30- or a 60-day trial period --  
27 CHAIRMAN BAKKER: Okay.  
28 DEE HELMING: -- so that --  
29 COMMISSIONER CLARK: We -- we --  
30 DEE HELMING: -- we're not locked in on either side.  
31 Because it may not work for them either.  
32 COMMISSIONER CLARK: We can --  
33 DEE HELMING: And that would give us more time if it  
34 doesn't work out to work with finding a coordinator for -- or  
35 finding our doctor of record.  
36 DISTRICT ATTORNEY HERRERA: We cannot hire an employee for  
37 60 days.  
38 CHAIRMAN BAKKER: Probationary period.  
39 DEE HELMING: A probationary period. Yeah.  
40 KEITH WESTENGARD: We have a 30-day out on the contract.

1           So we could --  
2           COMMISSIONER WAITS: Well, --  
3           KEITH WESTENGARD: -- terminate part of the contract.  
4           CHAIRMAN BAKKER: We're -- we're getting ahead of ourselves  
5 anyway.  
6           COMMISSIONER WAITS: Yeah, the other --  
7           CHAIRMAN BAKKER: We need --  
8           COMMISSIONER WAITS: -- thing is --  
9           CHAIRMAN BAKKER: -- to take it back to the hospital and  
10 see what they say --  
11          COMMISSIONER WAITS: Yeah, the --  
12          CHAIRMAN BAKKER: -- first.  
13          COMMISSIONER WAITS: The other thing is, is this is not on  
14 the agenda to change what we have already voted for --  
15          COMMISSIONER CLARK: Yeah.  
16          COMMISSIONER WAITS: -- with the separate service. So we  
17 could not make that decision today anyway. The decision was  
18 whether we were going to hire a coordinator. And now that's  
19 confused because we don't know whether Battle Mountain would be  
20 hiring or we would be.  
21          DISTRICT ATTORNEY HERRERA: That's right.  
22          COMMISSIONER WAITS: So I think we have to put this back on  
23 the agenda.  
24          KEITH WESTENGARD: It's --  
25          CHAIRMAN BAKKER: Yeah.  
26          KEITH WESTENGARD: Probably has to be --  
27          DEE HELMING: We're still under contract until July 1 with  
28 the hospital; right?  
29          COMMISSIONER WAITS: That's correct.  
30          CHAIRMAN BAKKER: Right.  
31          DEE HELMING: Yeah. So if -- if they -- you know, if they  
32 hired Kim, you know, with the understanding that she would be  
33 working with the hospital for this one-month period to  
34 effectively transfer it over to the volunteer service, that  
35 would benefit the hospital and Austin both.  
36          COMMISSIONER WAITS: Okay. And we're -- Keith's going to  
37 go back and talk to the hospital. And then we'll kind of go  
38 from there.  
39          DEE HELMING: Okay.  
40          CHAIRMAN BAKKER: Austin, thank you.

1 BRIAN GARNER: Can I speak?  
2 COMMISSIONER WAITS: Public comment?  
3 BRIAN GARNER: Brian Garner, for the record.  
4 This has been going on for five years. We've tried three  
5 different remedies for this, poured a ton of money at it.  
6 I would like to know -- you can hire people all day long.  
7 You can take people away. You can put things in. You can take  
8 things out. I want to know how you're going to get people to  
9 respond to the service.  
10 We've tried for five years to get volunteers in Austin.  
11 We've tried through Carly Mandrella [phonetic]. We've tried  
12 through Rick's. We've tried things. Everybody's tried to get  
13 volunteers. There's only so many people to pull from. What's the  
14 idea that they're going to just pop up? That's my question.  
15 What is the agenda to get them to come back? But they're not  
16 even coming back. It's a new generation. So people have retired  
17 and moved on. Where -- where is the pull from? Where are we  
18 going to -- that's my question.  
19 KIM SCHACHT: That is the problem that I've encountered  
20 talking to people, was people can't afford to leave their jobs  
21 for five, six hours at a time and go on a run. This younger  
22 generation, they don't want to do it for free.  
23 I've had just a few claim that they would be our volunteers,  
24 but now they're backing out.  
25 COMMISSIONER MILLS: Well, that does throw a kink in the  
26 works if we don't get the volunteers that are required to make  
27 the program work.  
28 KIM SCHACHT: Absolutely.  
29 That's a -- that's our goal. We would love to do it --  
30 COMMISSIONER MILLS: Right.  
31 KIM SCHACHT: -- you know, but --  
32 BRIAN GARNER: That's kind of my statement. It is not --  
33 you can put all the direction in the world, but if you can't get  
34 the workers, it's not -- it's not who's running it. It's  
35 getting the -- it's getting the worker bees --  
36 COMMISSIONER STIENMETZ: Right.  
37 BRIAN GARNER: -- to do --  
38 COMMISSIONER MILLS: Right.  
39 BRIAN GARNER: -- the job. It's -- I don't think it's been  
40 a question of how it's been ran. It's been that we can't get

1 volunteers.

2 COMMISSIONER WAITS: Well, we have had a lot of different  
3 discussion about those things, Brian. And we've also had some  
4 interest with some folks that said they -- they would be  
5 interested in -- in helping us out with our EMS service if we  
6 were Austin volunteer service again.

7 So until we do it and bring them right up to the -- to the  
8 trough to drink, I don't know whether that's going to happen or  
9 not. All we can do is -- is the very best. Because we want -- we  
10 need the service. We want the service locally. And whether we  
11 can -- can actually complete it is something I -- I think we just  
12 have to try, if that's what the people want to start and -- and  
13 do.

14 And you can bring them back to Battle Mountain and see what  
15 they'll do as a backup for us. But we do have a medical director  
16 already that has said he will take our service on. So it doesn't  
17 have to be affiliated with Dr. Peters here.

18 So we -- we have some starts. But, you know, everybody said  
19 it. The bottom line is: Will we get the volunteers to step up?

20 And we do have a couple EMTs down there now that said they  
21 would consider doing that.

22 But until -- until we're online and we can say, hey, now --  
23 now we're going to do this. We need you July 1<sup>st</sup>; we've just  
24 been all up in the air. So I -- I don't know.

25 KEITH WESTENGARD: It -- it's always a challenge, volunteer  
26 fire departments, volunteer ambulance services. It's always a  
27 challenge in a small rural area to get volunteers.

28 And we've tried the -- the stipends. We've increased the  
29 stipends.

30 It's just -- it's -- it's going to be a challenge, just like  
31 Kim says.

32 CHAIRMAN BAKKER: Well, let's start with the first  
33 challenge.

34 KEITH WESTENGARD: Gotcha.

35 CHAIRMAN BAKKER: And then we'll -- we'll go from there.

36 KEITH WESTENGARD: Okay. Thank you.

37 CHAIRMAN BAKKER: Thank you.

38 COMMISSIONER WAITS: Okay. So it's on the next agenda?

39 CHAIRMAN BAKKER: Yeah.

40 COMMISSIONER WAITS: With all kinds of things that we're

1 going to discuss and finalize.  
2 CHAIRMAN BAKKER: Yeah.  
3 COMMISSIONER WAITS: Okay. Thank you, Kim.  
4 CHAIRMAN BAKKER: Can we take a five-minute break? Austin,  
5 we'll be back here in a minute.  
6 MITESHELL LANHAM: Okay.

7  
8 (Break taken between 10:05 a.m. and 10:15 a.m.)

9  
10 CHAIRMAN BAKKER: Okay. I want to call this meeting back  
11 to order. We are on Number 8.

12  
13 **8) Discussion for possible action regarding the operations,**  
14 **management, and inventory of the Battle Mountain Civic Center**  
15 **and all other matters properly related thereto.**

16  
17 CHAIRMAN BAKKER: Discussion for possible action regarding  
18 the operations, management, inventory of the Battle Mountain  
19 Civic Center and all other matters properly related thereto.

20 I think we need to postpone this.  
21 COMMISSIONER STIENMETZ: Nobody's here.

22 CHAIRMAN BAKKER: Or defer it.  
23 I mean buying that right now.

24 COMMISSIONER MILLS: Are we just going to change the  
25 contract to be presented to --

26 COMMISSIONER WAITS: Do you want a motion?

27 CHAIRMAN BAKKER: That's what I mean.

28 COMMISSIONER WAITS: Or do you just want to pull it?

29 CHAIRMAN BAKKER: No.

30 KEITH WESTENGARD: I --

31 CHAIRMAN BAKKER: Go ahead, Keith.

32 KEITH WESTENGARD: Okay. Just as a note, we did put  
33 together a -- Nan put together a price list.

34 The materials at -- at the current civic center are about  
35 \$75,000. So that's what they have there in -- in all their  
36 inventory that they would be looking at selling us or we'd be  
37 looking at buying. Or we go out and buy new.

38 DISTRICT ATTORNEY HERRERA: Are -- are -- are those new  
39 prices?

40 KEITH WESTENGARD: No. No. Or -- this -- this is based on

1 their inventory. Or we would negotiate a substantial lesser  
2 price for this and just buy that. Or --  
3 CHAIRMAN BAKKER: That's what I meant by --  
4 KEITH WESTENGARD: -- contract.  
5 CHAIRMAN BAKKER: -- postpone it. I didn't mean postpone  
6 --  
7 We need to give him direction, I think.  
8 COMMISSIONER WAITS: You want to postpone the --  
9 COMMISSIONER MILLS: Oh.  
10 COMMISSIONER WAITS: -- inventory. Well, what --  
11 CHAIRMAN BAKKER: Yeah.  
12 COMMISSIONER WAITS: -- about the --  
13 COMMISSIONER MILLS: Oh.  
14 COMMISSIONER WAITS: -- operations and management?  
15 CHAIRMAN BAKKER: Yeah.  
16 KEITH WESTENGARD: That's -- that's what we're looking at  
17 regarding the -- the contract that was submitted to them.  
18 They had some issues with it. We had a meeting with Rich.  
19 There was some issues with it.  
20 And the capital improvements on that contract was one of  
21 them.  
22 So Doug and Sean and I attended that meeting.  
23 COMMISSIONER CLARK: And capital improvement has always  
24 been in the contract.  
25 KEITH WESTENGARD: Yes.  
26 DISTRICT ATTORNEY HERRERA: Yes.  
27 CHAIRMAN BAKKER: We've just never held their --  
28 DISTRICT ATTORNEY HERRERA: They've just never paid them.  
29 CHAIRMAN BAKKER: Right.  
30 COMMISSIONER CLARK: Right.  
31 COMMISSIONER WAITS: Is it -- is it the wording --  
32 COMMISSIONER CLARK: Yes.  
33 COMMISSIONER WAITS: -- that -- that we have a problem  
34 with?  
35 CHAIRMAN BAKKER: That they have a problem with.  
36 KEITH WESTENGARD: That they have a problem --  
37 DISTRICT ATTORNEY HERRERA: We --  
38 KEITH WESTENGARD: -- with.  
39 DISTRICT ATTORNEY HERRERA: -- don't have a problem with  
40 it.

1 COMMISSIONER CLARK: We don't have a problem with --  
2 DISTRICT ATTORNEY HERRERA: No.  
3 COMMISSIONER CLARK: -- it.  
4 DISTRICT ATTORNEY HERRERA: What it is, really, Patsy, is  
5 that they've never paid them even though the -- the wording's  
6 there. In my opinion, it's clear that they should have paid.  
7 And they just chose never to pay them. And now they don't want  
8 to start paying them.  
9 So if you guys want to take out capital improvements out of  
10 that, that's an easy deletion. And just move it up in --  
11 COMMISSIONER MILLS: Right.  
12 DISTRICT ATTORNEY HERRERA: -- another column.  
13 COMMISSIONER MILLS: So effectively would be no different  
14 than it's been for the last --  
15 DISTRICT ATTORNEY HERRERA: It'd be no different than what  
16 it's --  
17 COMMISSIONER MILLS: -- 16 --  
18 DISTRICT ATTORNEY HERRERA: -- been --  
19 COMMISSIONER MILLS: -- years?  
20 DISTRICT ATTORNEY HERRERA: -- for 25 years because they've  
21 never paid it.  
22 But the wording's been there since the original resolution.  
23 And that's why I put two contracts in here so you can see that  
24 the wording is -- is -- is identical.  
25 CHAIRMAN BAKKER: Here's -- I say we take it out, resubmit  
26 it, and see where it goes from there.  
27 DISTRICT ATTORNEY HERRERA: Take out capital improvement?  
28 CHAIRMAN BAKKER: Yes.  
29 DISTRICT ATTORNEY HERRERA: And put it into the category  
30 for the county to pay?  
31 CHAIRMAN BAKKER: Yes. Legally.  
32 COMMISSIONER MILLS: We've been doing it anyway.  
33 COMMISSIONER CLARK: Well, --  
34 DISTRICT ATTORNEY HERRERA: They've been doing it anyway.  
35 No. It's -- it's past practice (indiscernible) --  
36 CHAIRMAN BAKKER: And then we'll resubmit it to their board  
37 and see what they say. And we'll go from there.  
38 COMMISSIONER CLARK: That's the hang-up.  
39 KEITH WESTENGARD: Yes.  
40 COMMISSIONER CLARK: And -- and --

1 COMMISSIONER MILLS: The two word -- those two words --  
2 KEITH WESTENGARD: Those --  
3 COMMISSIONER MILLS: -- in --  
4 KEITH WESTENGARD: -- two words.  
5 COMMISSIONER MILLS: -- the contract. Okay. Capital --  
6 COMMISSIONER CLARK: So --  
7 COMMISSIONER MILLS: -- improvements.  
8 COMMISSIONER CLARK: -- they don't feel that they can pay  
9 --  
10 DISTRICT ATTORNEY HERRERA: They (indiscernible) --  
11 COMMISSIONER CLARK: -- for the improvements?  
12 DISTRICT ATTORNEY HERRERA: They don't want to. They don't  
13 think they can. And they never have. That's their --  
14 CHAIRMAN BAKKER: They're --  
15 DISTRICT ATTORNEY HERRERA: -- position.  
16 CHAIRMAN BAKKER: -- saying if the roof fell down tomorrow  
17 they'd -- the county would pick up the cost.  
18 COMMISSIONER WAITS: Because they gave us the --  
19 PHILLIP WILLIAMS: Hello, Sean. This is Phillip Williams  
20 --  
21 COMMISSIONER WAITS: Because they gave us the --  
22 PHILLIP WILLIAMS: -- up here in --  
23 COMMISSIONER WAITS: -- building.  
24 PHILLIP WILLIAMS: -- Austin.  
25 There is some other language in there. I sit on the  
26 Convention and Tourism. There is some other language in there  
27 on -- on -- last one, the staff will either be there or be on call  
28 when there's something going on. And then the new one says that  
29 staff will be there.  
30 DISTRICT ATTORNEY HERRERA: That's true. That -- that --  
31 that's something that I was advised to put in.  
32 CHAIRMAN BAKKER: So can we put it on call?  
33 DISTRICT ATTORNEY HERRERA: I don't care --  
34 CHAIRMAN BAKKER: Because they don't need --  
35 DISTRICT ATTORNEY HERRERA: -- what you guys do.  
36 CHAIRMAN BAKKER: -- to be at the event. I mean, --  
37 KEITH WESTENGARD: Whatever you guys want.  
38 CHAIRMAN BAKKER: I get what you're saying, Pancho.  
39 DISTRICT ATTORNEY HERRERA: You just tell me what to put in  
40 the contract. That's my position.

1 PHILLIP WILLIAMS: On call, but they -- you know, some of  
2 those events go on until --  
3 CHAIRMAN BAKKER: Till --  
4 PHILLIP WILLIAMS: -- 1:00 o'clock in morning. And --  
5 CHAIRMAN BAKKER: Right.  
6 PHILLIP WILLIAMS: -- some people -- the staff might have  
7 been there from 8:00 o'clock that morning.  
8 CHAIRMAN BAKKER: Right. No, I agree. I agree. I think  
9 we need to change that to on call.  
10 DISTRICT ATTORNEY HERRERA: Whatever you want to do.  
11 CHAIRMAN BAKKER: Okay.  
12 PHILLIP WILLIAMS: Thank you.  
13 CHAIRMAN BAKKER: Thanks, Pancho.  
14 KEITH WESTENGARD: Is that -- are those the only concerns?  
15 That was Pancho; right?  
16 CHAIRMAN BAKKER: Yeah.  
17 KEITH WESTENGARD: That's the only concerns that they have  
18 were those -- those two items: capital improvements and the  
19 on-call versus --  
20 COMMISSIONER WAITS: Okay.  
21 KEITH WESTENGARD: -- at the -- being at the civic center.  
22 CHAIRMAN BAKKER: Yeah.  
23 KEITH WESTENGARD: And -- and that's all he's got a concern  
24 with, Pancho.  
25 COMMISSIONER WAITS: I understand the capital improvements  
26 too because they did give the building to the -- to the county.  
27 And so they think we should be taking care of that.  
28 But they certainly have spent a lot of money in a lot of  
29 other ways, and so I'm -- I'm fine with that. You want a  
30 motion?  
31 DISTRICT ATTORNEY HERRERA: Well, it's not really -- they  
32 didn't really give it to us. We paid the last payment.  
33 COMMISSIONER WAITS: Yes.  
34 CHAIRMAN BAKKER: Do --  
35 DISTRICT ATTORNEY HERRERA: It's not --  
36 CHAIRMAN BAKKER: -- do we need --  
37 DISTRICT ATTORNEY HERRERA: -- a gift.  
38 CHAIRMAN BAKKER: -- a motion, though?  
39 DISTRICT ATTORNEY HERRERA: Yes.  
40 CHAIRMAN BAKKER: Okay.

1 DISTRICT ATTORNEY HERRERA: You're changing the terms of  
2 the contract that you've already told me to do. So yes, please.  
3 CHAIRMAN BAKKER: Okay.  
4 Can I have a motion?  
5 COMMISSIONER WAITS: I'll make a motion that we -- we  
6 change the terms of the contract for the operations and  
7 management of the civic center to take out capital improvements  
8 and to give more flexibility to their wording "on-call."  
9 How do you want me to word that?  
10 DISTRICT ATTORNEY HERRERA: Patsy, not take out capital  
11 improvements, but only have the county be responsible for  
12 capital improvements.  
13 COMMISSIONER WAITS: Oh, okay. I was taking it out of the  
14 agreement. Okay. I will change that to -- the motion so the  
15 county is responsible for the capital improvements.  
16 DISTRICT ATTORNEY HERRERA: Yes.  
17 COMMISSIONER WAITS: And the flexibility of their on-call  
18 personnel --  
19 DISTRICT ATTORNEY HERRERA: Perfect.  
20 COMMISSIONER WAITS: -- with events.  
21 DISTRICT ATTORNEY HERRERA: Yes.  
22 COMMISSIONER CLARK: I --  
23 CHAIRMAN BAKKER: Okay.  
24 COMMISSIONER CLARK: Now, do they pay for maintenance or do  
25 we pay for maintenance?  
26 CHAIRMAN BAKKER: Well, they take care of minor --  
27 DISTRICT ATTORNEY HERRERA: They --  
28 CHAIRMAN BAKKER: -- minor --  
29 DISTRICT ATTORNEY HERRERA: -- take care of minor --  
30 CHAIRMAN BAKKER: -- maintenance.  
31 DISTRICT ATTORNEY HERRERA: -- maintenance.  
32 COMMISSIONER CLARK: What's the dollar figure on --  
33 DISTRICT ATTORNEY HERRERA: There's --  
34 COMMISSIONER CLARK: -- mi- --  
35 DISTRICT ATTORNEY HERRERA: -- no dollar figure on it.  
36 COMMISSIONER CLARK: Okay.  
37 CHAIRMAN BAKKER: Okay. Patsy made a motion.  
38 COMMISSIONER MILLS: I'll second.  
39 CHAIRMAN BAKKER: Doug seconded. Any public comment?  
40 (No comment.)

1 CHAIRMAN BAKKER: All in favor?  
2 COMMISSIONER STIENMETZ: Aye.  
3 COMMISSIONER MILLS: Aye.  
4 CHAIRMAN BAKKER: Aye.  
5 COMMISSIONER WAITS: Aye.  
6 COMMISSIONER CLARK: Aye.  
7 CHAIRMAN BAKKER: Okay.  
8 COMMISSIONER WAITS: Let's try this one more time.  
9 DISTRICT ATTORNEY HERRERA: Okay.  
10 CHAIRMAN BAKKER: Recess the meeting of the Lander County  
11 Board of Commissioners and convene the meeting of the Lander  
12 County Liquor Board.

13  
14 **(MEETING OF THE LANDER COUNTY BOARD OF COMMISSIONERS**  
15 **RECESSED.)**

16  
17 **(MEETING OF THE LANDER COUNTY LIQUOR BOARD CONVENED.)**

18  
19 CHAIRMAN BAKKER: Ron, you need to get a chair and come up  
20 here.

21 SHERIFF RON UNGER: What's that?

22 CHAIRMAN BAKKER: I said, you need to get a chair and come  
23 up here.

24 SHERIFF RON UNGER: I am.

25 CHAIRMAN BAKKER: I mean up here.

26 UNIDENTIFIED PARTICIPANT: Sit on (indiscernible) chair.

27 SHERIFF RON UNGER: You want me up there?

28 CHAIRMAN BAKKER: Yeah. You're on the board. Or you can  
29 stay right there. Whatever.

30 SHERIFF RON UNGER: I'll sit right there. Jeez.

31 All right. Ron Unger, for the record. You ready to go with  
32 this?

33 CHAIRMAN BAKKER: Yep.

34 SHERIFF RON UNGER: Okay. We have two applications. If  
35 you want to do them one at a time, we'll do nine first. And  
36 that's for -aymond -- Raymond Etcheverry, which he's taking over  
37 --

38 DISTRICT ATTORNEY HERRERA: Okay. Agai- --

39 CHAIRMAN BAKKER: Hold on.

40 DISTRICT ATTORNEY HERRERA: Excuse me.

1 CHAIRMAN BAKKER: I've got to read it in.  
2 DISTRICT ATTORNEY HERRERA: You have to read them in and  
3 you have to open up ten too if he's --  
4 You can open up nine and ten, but you have to read them  
5 both in.  
6 CHAIRMAN BAKKER: Okay.  
7 DISTRICT ATTORNEY HERRERA: If you're just doing nine, then  
8 you have to read that --  
9 COMMISSIONER CLARK: Right.  
10 DISTRICT ATTORNEY HERRERA: -- one in.  
11 CHAIRMAN BAKKER: I thought we were just doing -- it  
12 don't matter.  
13 COMMISSIONER MILLS: Just do them --  
14 CHAIRMAN BAKKER: I'll --  
15 COMMISSIONER MILLS: -- both.  
16 CHAIRMAN BAKKER: -- read them both in.  
17

18 9) Discussion for possible action regarding issuance of an  
19 off-site liquor license to Raymond P. Etcheverry for Lander  
20 Hardware located at 404 East Front Street, Battle Mountain,  
21 Nevada 89820, and all other matters properly related thereto.  
22

23 CHAIRMAN BAKKER: Discussion for possible action regarding  
24 issuance of an off-site liquor license to Raymond P. Etcheverry  
25 for Lander County -- or Lander Hardware located at 404 East  
26 Front Street, Battle Mountain, Nevada 89820, and all other  
27 matters properly related thereto.  
28

29 10) Discussion for possible action regarding issuance of an on-  
30 and off-site liquor license to Brian Garner for Brian's BBQ  
31 Pit located at 205 Fairway Drive, Battle Mountain, Nevada  
32 89820, and all other matters properly related thereto.  
33

34 CHAIRMAN BAKKER: Ten. Discussion for possible action  
35 regarding issuance of an on and off-site liquor license to Brian  
36 Garner for Brian's BBQ Pit located at 205 Fairway Drive, Battle  
37 Mountain, Nevada 89820, and all other matters properly related  
38 thereto.

39 Let's start with nine.

40 SHERIFF RON UNGER: Very good. We -- we've checked out

1 both of these. And we have no issues or I have no issues with  
2 either one of them.

3 CHAIRMAN BAKKER: Okay.

4 COMMISSIONER MILLS: I have one question.  
5 For Raymond Etcheverry, he's asking for an off-site liquor  
6 license? I understand this was to be at the hardware store?

7 SHERIFF RON UNGER: Right. That's --

8 CHAIRMAN BAKKER: Laken.

9 SHERIFF RON UNGER: -- where he would sell the liquor out  
10 of the store and they would leave with it.

11 COMMISSIONER STIENMETZ: That's what they do now.

12 CHAIRMAN BAKKER: Yeah.

13 COMMISSIONER STIENMETZ: They have the --

14 SHERIFF RON UNGER: Correct, but --

15 COMMISSIONER STIENMETZ: He has --

16 SHERIFF RON UNGER: -- it's in --

17 COMMISSIONER STIENMETZ: -- beer. But that's somebody --

18 CHAIRMAN BAKKER: That's no different than --

19 COMMISSIONER STIENMETZ: -- else's --

20 CHAIRMAN BAKKER: -- how --

21 COMMISSIONER STIENMETZ: -- license.

22 CHAIRMAN BAKKER: -- Steve --

23 COMMISSIONER STIENMETZ: -- it's been --

24 CHAIRMAN BAKKER: -- (indiscernible).

25 COMMISSIONER MILLS: Oh.

26 SHERIFF RON UNGER: Steve sells the (indiscernible) --

27 COMMISSIONER MILLS: Steve never had a liquor license?  
28 That was under --

29 SHERIFF RON UNGER: It's --

30 COMMISSIONER MILLS: -- Raymond?

31 SHERIFF RON UNGER: That's --

32 CHAIRMAN BAKKER: Raymond.

33 SHERIFF RON UNGER: Yeah, it was Steve Seldon's. Steve --  
34 Raymond is purchasing the store. So --

35 COMMISSIONER STIENMETZ: So he --

36 SHERIFF RON UNGER: -- now --

37 COMMISSIONER STIENMETZ: -- has to --

38 SHERIFF RON UNGER: -- the license --

39 COMMISSIONER STIENMETZ: -- have his own --

40 SHERIFF RON UNGER: -- has to --

1 COMMISSIONER STIENMETZ: -- liquor license.  
2 SHERIFF RON UNGER: -- go --  
3 CHAIRMAN BAKKER: Yeah, he's got to --  
4 SHERIFF RON UNGER: -- in Raymond's --  
5 CHAIRMAN BAKKER: -- swap the name, --  
6 SHERIFF RON UNGER: -- name.  
7 COMMISSIONER MILLS: Okay.  
8 CHAIRMAN BAKKER: -- pretty much.  
9 COMMISSIONER MILLS: Well, if -- if Raymond's going to own  
10 the hardware store, is he still going to operate under an  
11 off-site liquor license? Or should that be an on-site liquor --  
12 SHERIFF RON UNGER: Off- --  
13 CHAIRMAN BAKKER: It's --  
14 SHERIFF RON UNGER: -- site.  
15 COMMISSIONER MILLS: -- license --  
16 CHAIRMAN BAKKER: -- just --  
17 COMMISSIONER MILLS: -- since he owns --  
18 CHAIRMAN BAKKER: -- for that one business.  
19 COMMISSIONER MILLS: -- he owns his --  
20 COMMISSIONER STIENMETZ: They're not --  
21 COMMISSIONER MILLS: -- business?  
22 SHERIFF RON UNGER: It's not --  
23 COMMISSIONER STIENMETZ: -- drinking --  
24 SHERIFF RON UNGER: -- a --  
25 COMMISSIONER STIENMETZ: -- it inside.  
26 SHERIFF RON UNGER: -- bar.  
27 COMMISSIONER STIENMETZ: It's outside.  
28 SHERIFF RON UNGER: A bar is an on-site, --  
29 COMMISSIONER MILLS: Oh. Okay.  
30 SHERIFF RON UNGER: -- off-site.  
31 CHAIRMAN BAKKER: Could --  
32 COMMISSIONER MILLS: All right.  
33 CHAIRMAN BAKKER: So --  
34 COMMISSIONER MILLS: Just --  
35 COMMISSIONER WAITS: They don't --  
36 COMMISSIONER MILLS: -- clarification --  
37 COMMISSIONER WAITS: -- consume --  
38 COMMISSIONER MILLS: -- on --  
39 COMMISSIONER WAITS: -- it --  
40 COMMISSIONER MILLS: -- under- --

1 COMMISSIONER WAITS: -- there.  
2 COMMISSIONER MILLS: -- -standing the difference between  
3 off-site and on-site.  
4 CHAIRMAN BAKKER: His grocery store has an off-site liquor  
5 license; right?  
6 SHERIFF RON UNGER: Yes.  
7 CHAIRMAN BAKKER: Yeah.  
8 COMMISSIONER MILLS: Okay.  
9 CHAIRMAN BAKKER: Because people buy --  
10 COMMISSIONER MILLS: All right.  
11 CHAIRMAN BAKKER: -- the beer in the grocery store and then  
12 leave.  
13 COMMISSIONER MILLS: Just understanding the difference  
14 between on-site, off-site.  
15 SHERIFF RON UNGER: On-site would be like a --  
16 COMMISSIONER WAITS: Consuming the --  
17 SHERIFF RON UNGER: -- bar, --  
18 COMMISSIONER WAITS: -- liquor.  
19 SHERIFF RON UNGER: -- the Owl Club, --  
20 CHAIRMAN BAKKER: Okay.  
21 SHERIFF RON UNGER: -- Nevada, --  
22 COMMISSIONER MILLS: Okay.  
23 SHERIFF RON UNGER: -- golf course.  
24 COMMISSIONER MILLS: Good enough.  
25 CHAIRMAN BAKKER: With that? Can I get a motion?  
26 COMMISSIONER MILLS: I'll make a motion to approve the  
27 issuance of an off-site liquor license to Raymond Etcheverry for  
28 the Lander Hardware located at 404 East Front Street, Battle  
29 Mountain, Nevada.  
30 COMMISSIONER STIENMETZ: I'll second the motion.  
31 CHAIRMAN BAKKER: Doug made a motion. Steve seconded. Any  
32 public comment?  
33 Lynette, you got anything to say?  
34 No? Okay.  
35 All in favor?  
36 COMMISSIONER STIENMETZ: Aye.  
37 COMMISSIONER MILLS AND CHAIRMAN BAKKER: Aye.  
38 COMMISSIONER WAITS: Aye.  
39 COMMISSIONER CLARK: Aye.  
40 CHAIRMAN BAKKER AND SHERIFF RON UNGER: Okay.

1 CHAIRMAN BAKKER: Go ahead.  
2 SHERIFF RON UNGER: Do you have to the read it in or have  
3 you already done it?  
4 CHAIRMAN BAKKER: I already read it in.  
5 COMMISSIONER WAITS: He already read it --  
6 CHAIRMAN BAKKER: You're --  
7 COMMISSIONER WAITS: -- in.  
8 CHAIRMAN BAKKER: -- good to go.  
9 SHERIFF RON UNGER: Okay. This one's for Brian's --  
10 Garner -- for Brian's BBQ Pit. It'll be located at the golf  
11 course. So this is an on-, off-site liquor license, is what  
12 we're giving him there.  
13 CHAIRMAN BAKKER: Okay.  
14 COMMISSIONER MILLS: Okay. I'll make a motion that we  
15 approve the issuance of an on- and off-site liquor license to  
16 Brian Garner for Brian's BBQ Pit located at 205 Fairway Drive,  
17 Battle Mountain, Nevada.  
18 COMMISSIONER STIENMETZ: And I'll second the motion.  
19 CHAIRMAN BAKKER: Doug made a motion. Steve seconded it.  
20 And authorize the chair to sign.  
21 COMMISSIONER MILLS: And authorize the chair to sign.  
22 CHAIRMAN BAKKER: For both of them.  
23 COMMISSIONER STIENMETZ: I'll second that.  
24 SHERIFF RON UNGER: Cool.  
25 CHAIRMAN BAKKER: Okay.  
26 SHERIFF RON UNGER: Thank you very much.  
27 CHAIRMAN BAKKER: Any public comment?  
28 (No comment.)  
29 CHAIRMAN BAKKER: All in favor?  
30 COMMISSIONER STIENMETZ: Aye.  
31 CHAIRMAN BAKKER AND COMMISSIONER MILLS: Aye.  
32 COMMISSIONER WAITS AND COMMISSIONER CLARK: Aye.  
33 CHAIRMAN BAKKER: Okay.  
34 Adjourn the meeting of the Lander County Liquor Board and  
35 reconvene the meeting of the Lander County Board of Commissioners.  
36  
37  
38  
39  
40

1 (MEETING OF THE LANDER COUNTY LIQUOR BOARD ADJOURNED.)

2  
3 (MEETING OF THE LANDER COUNTY BOARD OF COMMISSIONERS  
4 RECONVENED.)

5  
6 11) Update from the Army Corps of Engineers regarding status of  
7 the levee project and all other matters properly related  
8 thereto.  
9

10 CHAIRMAN BAKKER: Update from the Army Corps of Engineers  
11 regarding the status of the levee project and all other matters  
12 properly related thereto.

13 CHELSEA STEWART: Chelsea Stewart, for the record.

14 PATRICK HOWELL: Patrick Howell, for the record.

15 CHAIRMAN BAKKER: Good morning.

16 PATRICK HOWELL: Good morning.

17 COMMISSIONER STIENMETZ: Morning.

18 COMMISSIONER WAITS: Good morning.

19 PATRICK HOWELL: My name is Patrick Howell. I am -- will  
20 be the new project manager for the Battle Mountain levee  
21 project.

22 I will be taking over for Miss Stewart.

23 So glad to be here.

24 As an update to where we are with the project, we are  
25 currently in the process of having two types of surveys being done  
26 on the site: topographic surveys, as well as cultural resources  
27 surveys.

28 So if you have seen people out on the site this week,  
29 that's what they're doing.

30 The topographic surveys should be complete tomorrow. We were  
31 out there yesterday and we talked to the crew. They should be  
32 complete with their work tomorrow.

33 The cultural resources surveys, they -- I need to find out  
34 information on -- on what their timeline is. But nevertheless,  
35 if you see people out there, that's what they're doing.

36 I think the cultural survey should be -- I want to say --  
37 done probably in the next one to two weeks, hopefully.

38 The cultural surveys, of course, if you're not familiar  
39 with them, they involve surveying the site for certain types  
40 of -- determine if there are any type of cultural artifacts or

1 anything of that nature. Because in our projects, we do have to  
2 account for certain artifacts of that nature.

3 We plan to begin geotechnical surveys this coming September.  
4 The geotechnical surveys, of course, involve different types of  
5 drilling, soil potholing, so forth, to get an understanding of the  
6 geology within the project site area.

7 Again, we plan on starting those in September. So that --  
8 you will start seeing a little more people than what you -- than  
9 what you're seeing this week. It's going to involve drilling rigs  
10 and so forth.

11 So that's where we are in terms of what we're doing now.

12 As far as overall schedule is concerned, I have been going  
13 back and looking over our schedule for design, just getting a feel  
14 for it, trying to revise it, get with the team to get a better  
15 understanding of where we're going. And now -- it's very rough, a  
16 very rough schedule right now, very rough timeline. But I'm  
17 thinking we can get 100 percent designs done on the project next  
18 summer.

19 Again, that's very rough draft right now, very rough  
20 schedule.

21 Once we have our designs, of course, we have to go through a  
22 review process to make sure our reviews are in line with what  
23 we're tr- -- trying to do. Make sure our reviews -- make sure the  
24 pr- -- our designs fit what we are trying to accomplish.

25 And then, of course, we have to go through our contracting  
26 procurement cycle to obtain a construction contractor to  
27 build -- to build -- to do the actual construction.

28 Now, I have not mentioned real estate yet. Real estate may  
29 actually be long pole in the tent in regards to the schedule. I  
30 mean, I say that because there are certain utilities that run  
31 across and within the project site, such as, I believe, power  
32 pole, power pole lines, telephone lines, fiber optics, the  
33 railroad.

34 So, like, for instance, there's a pole in the levee. Of  
35 course that has to be removed. We have to consult with the  
36 owner to somehow relocate that.

37 We also have line clearance issues. There's a certain  
38 clearance that's needed, that's required for construction  
39 equipment to be able to work under. We will have to coordinate  
40 with the utility owner to -- to think of a solution for that as

1 well.

2 And, of course, the railroad. We have to work with railroad,  
3 not only to be able to work on their property, but also to come up  
4 with some type of plan within our designs that will -- that will  
5 satisfy both the Army Corps and the railroad.

6 So as far as real estate's concerned, a timeline for that, it  
7 all depends on how cooperative the utility owners and the railroad  
8 are.

9 So that's pretty much what I would like to tell you today.  
10 Are there any questions? Or Chelsea, do you have anything?

11 CHELSEA STEWART: That about covers it.

12 CHAIRMAN BAKKER: Guys?

13 COMMISSIONER CLARK: I -- I appreciate you coming out here  
14 and giving us this update.

15 It was really exciting until you started talking about a  
16 hundred percent design the summer of '17. And then everything  
17 from there started slowing down.

18 But we are making progress with this.

19 PATRICK HOWELL: Yes.

20 COMMISSIONER CLARK: We've had you guys out here two times,  
21 I think, and every time we're getting a little bit further.

22 PATRICK HOWELL: Yes. Process is the key.

23 COMMISSIONER CLARK: I appreciate it. I know it's a big  
24 project.

25 PATRICK HOWELL: Thank you.

26 CHAIRMAN BAKKER: Okay.

27 COMMISSIONER MILLS: I'd just like to mention, I'm -- as a  
28 new -- the new project manager, I'm -- I'm glad you came out  
29 here to look because that makes me feel better than having you  
30 just review this --

31 CHAIRMAN BAKKER: Call in.

32 COMMISSIONER MILLS: -- from your office or --

33 PATRICK HOWELL: Yes.

34 COMMISSIONER MILLS: -- something. So I'm -- I'm really  
35 glad you came out to take a look at the --

36 PATRICK HOWELL: Yes.

37 COMMISSIONER MILLS: -- the -- with -- eyes on is always  
38 better than pictures --

39 PATRICK HOWELL: Exactly.

40 COMMISSIONER MILLS: -- or whatever that you might have

1 received. And I really appreciate that.  
2 COMMISSIONER CLARK: I do.  
3 COMMISSIONER MILLS: I know Chelsea came out and looked at  
4 it. And I was real appreciative that you did that because it  
5 had been years since anybody had even looked at it. So that's  
6 good. That may be good.  
7 PATRICK HOWELL: Yes.  
8 COMMISSIONER MILLS: You know more what you're dealing  
9 with.  
10 PATRICK HOWELL: Yes, exactly.  
11 COMMISSIONER MILLS: So...  
12 COMMISSIONER WAITS: So Mr. Howell, how long have you been  
13 the project manager on this?  
14 PATRICK HOWELL: I think -- what? -- three weeks? Four  
15 weeks?  
16 COMMISSIONER WAITS: Two weeks? Four weeks?  
17 PATRICK HOWELL: Yes.  
18 COMMISSIONER WAITS: Have you had a chance to meet with Tom  
19 Gallagher with Summit Engineering yet?  
20 PATRICK HOWELL: Not yet.  
21 COMMISSIONER WAITS: Okay.  
22 PATRICK HOWELL: Not yet.  
23 COMMISSIONER MILLS: Well, you'll --  
24 COMMISSIONER WAITS: He is --  
25 COMMISSIONER MILLS: -- be happy to --  
26 COMMISSIONER WAITS: He is --  
27 COMMISSIONER MILLS: -- know --  
28 COMMISSIONER WAITS: -- here.  
29 COMMISSIONER MILLS: -- you can meet him today.  
30 COMMISSIONER WAITS: Yeah.  
31 PATRICK HOWELL: Oh, okay. Where --  
32 COMMISSIONER MILLS: Tom is --  
33 PATRICK HOWELL: Okay.  
34 COMMISSIONER MILLS: -- sitting right here --  
35 PATRICK HOWELL: Okay.  
36 COMMISSIONER MILLS: -- behind us.  
37 CHAIRMAN BAKKER: Chelsea, --  
38 COMMISSIONER WAITS: Thank you.  
39 CHAIRMAN BAKKER: -- you're probably like, thank God.  
40 CHELSEA STEWART: No, I'm just -- I'm just glad that --

1 that I can share this opportunity with Patrick. I'm still going  
2 to be in the background, you know.

3 PATRICK HOWELL: Yeah.

4 CHELSEA STEWART: I'm not leaving so...

5 CHAIRMAN BAKKER: Well, good deal. Thank you, guys.

6 COMMISSIONER WAITS: Thank you.

7 COMMISSIONER STIENMETZ: Thank you.

8 PATRICK HOWELL: Thank you.  
9  
10

11 **TREASURER**

12  
13 **12) Discussion for possible action to choose a date of June 27,**  
14 **June 28, or June 29 for a special meeting for approval of tax**  
15 **funds and movement of monies to pay delinquent accounts, and**  
16 **all other matters properly related thereto.**  
17

18 CHAIRMAN BAKKER: So discussion for possible action to  
19 choose a date of June 27<sup>th</sup>, 28<sup>th</sup>, or June 29<sup>th</sup> for a special  
20 meeting for approval of tax funds and movement of monies to pay  
21 delinquent accounts, and all other matters properly related  
22 thereto.

23 Grace?

24 GRACE KEMP: Good morning.

25 COMMISSIONER WAITS: Good morning.

26 GRACE KEMP: Your second commission meeting on the 23<sup>rd</sup> is  
27 too early for the -- the date that I need to have the taxes  
28 certified or levied for the county commissioners.

29 They'll -- they'll certify it on the Monday -- the fourth  
30 Monday of June. And I believe that's like the 27<sup>th</sup>?

31 DISTRICT ATTORNEY HERRERA: Uh-huh.

32 CHAIRMAN BAKKER: Um.

33 GRACE KEMP: Or twenty -- yeah, the 27<sup>th</sup>. So the 28<sup>th</sup>,  
34 29<sup>th</sup>, or 30<sup>th</sup>, prior to July 1<sup>st</sup>, I need the commission to --

35 CHAIRMAN BAKKER: You're going to --

36 GRACE KEMP: -- actually levy the tax rates, so...

37 CHAIRMAN BAKKER: They've got court on the 28<sup>th</sup> so we can't  
38 do the 28<sup>th</sup>.

39 GRACE KEMP: Okay. Either they're that or the 29<sup>th</sup> or  
40 30<sup>th</sup>.

1 COUNTY CLERK SULLIVAN: Twenty-ninth. The 30<sup>th</sup> wouldn't be  
2 good either.

3 UNIDENTIFIED PARTICIPANT: So I really need that.

4 CHAIRMAN BAKKER: Why?

5 DISTRICT ATTORNEY HERRERA: Okay. Nice to meet you.

6 CHAIRMAN BAKKER: Okay.

7 Um.

8 COMMISSIONER MILLS: So you're saying none of the -- none  
9 of the dates are any good? Is that what you're --

10 COUNTY CLERK SULLIVAN: Twenty-ninth. Twenty-ninth is  
11 okay.

12 COMMISSIONER MILLS: Twenty-ninth is okay? Okay.

13 CHAIRMAN BAKKER: Twenty-ninth, guys.

14 COMMISSIONER MILLS: Let's do that. Twenty-ninth?

15 CHAIRMAN BAKKER: Mark it down. Set it.

16 Okay.

17 GRACE KEMP: Okay. We can do it that day.

18 And -- and it's basically all my -- my year-end stuff as  
19 well.

20 And so it's not just for that. If you needed to put  
21 something else on, you know it's allowed. I'm just needing the  
22 commission's approval for my few items that come in at year-end.

23 CHAIRMAN BAKKER: Okay.

24 GRACE KEMP: Okay.

25 CHAIRMAN BAKKER: Awesome.

26 COMMISSIONER STIENMETZ: All right.

27 CHAIRMAN BAKKER: Thank you, Grace.

28 GRACE KEMP: All right.

29 COMMISSIONER WAITS: So can we --

30 GRACE KEMP: Thank you.

31 COMMISSIONER WAITS: -- go 10:00 o'clock on that one?

32 CHAIRMAN BAKKER: Yep. Fine.

33 GRACE KEMP: What time?

34 CHAIRMAN BAKKER: Twenty-ninth at 10:00?

35 GRACE KEMP: Twenty-ninth at 10:00?

36 CHAIRMAN BAKKER: Keith?

37 COMMISSIONER STIENMETZ: All right.

38 CHAIRMAN BAKKER: Got it?

39 KEITH WESTENGARD: Grace, you'll put in your agenda request  
40 for --

1 COMMISSIONER STIENMETZ: I'd like to --  
2 KEITH WESTENGARD: -- (indiscernible).  
3 COMMISSIONER STIENMETZ: -- see them --  
4 KEITH WESTENGARD: And I'll --  
5 COMMISSIONER STIENMETZ: -- June 27<sup>th</sup>, --  
6 GRACE KEMP: Yes, I will.  
7 COMMISSIONER STIENMETZ: -- on Monday.  
8 GRACE KEMP: I need --  
9 COMMISSIONER STIENMETZ: That'd be better --  
10 GRACE KEMP: I'll have you let --  
11 COMMISSIONER STIENMETZ: -- for me.  
12 GRACE KEMP: -- me know --  
13 COMMISSIONER STIENMETZ: But she says she can't --  
14 GRACE KEMP: -- the deadline --  
15 COMMISSIONER STIENMETZ: -- do it.  
16 GRACE KEMP: -- to have that in --  
17 CHAIRMAN BAKKER: I know.  
18 GRACE KEMP: -- for your staff.  
19 CHAIRMAN BAKKER: Sorry, Steve.  
20 COMMISSIONER STIENMETZ: Well, I'll live --  
21 COUNTY CLERK SULLIVAN: I can do --  
22 COMMISSIONER STIENMETZ: -- with the --  
23 COUNTY CLERK SULLIVAN: -- the 27th.  
24 COMMISSIONER STIENMETZ: -- 29<sup>th</sup>.  
25 CHAIRMAN BAKKER: Okay.  
26 COUNTY CLERK SULLIVAN: (Indiscernible.)  
27 COMMISSIONER MILLS: Wait a minute.  
28 CHAIRMAN BAKKER: Awesome. Thanks, Grace.  
29 GRACE KEMP: You're welcome. Are you good with that,  
30 Sadie?  
31 COMMISSIONER MILLS: Yeah, the option is the 28<sup>th</sup>, 29<sup>th</sup>, or  
32 30<sup>th</sup>.  
33 CHAIRMAN BAKKER: Twenty-ninth?  
34 COMMISSIONER STIENMETZ: Twenty-ninth?  
35 CHAIRMAN BAKKER: Twenty-ninth.  
36 COMMISSIONER STIENMETZ: Fine with me.  
37 GRACE KEMP: Twenty-ninth at 10:00.  
38 COUNTY CLERK SULLIVAN: That's okay for you? Yes.  
39 GRACE KEMP: Okay.  
40 CHAIRMAN BAKKER: Okay.

1 GRACE KEMP: Thanks.

2 KEITH WESTENGARD: 10:00 o'clock on the 29<sup>th</sup> of June.

3 CHAIRMAN BAKKER: Yep.

4  
5  
6 **COMMISSIONERS**

7  
8 **13) Discussion for possible action to approve/disapprove the**  
9 **continuation of offering an additional option for HSA**  
10 **contribution for Lander County employees with/without**  
11 **dependents, and all other matters properly related thereto.**  
12

13 CHAIRMAN BAKKER: Discussion for possible action to  
14 approve/disapprove the continuation of offering an additional  
15 option for HSA contribution for Lander County employees  
16 with/without dependents, and all other matters properly related  
17 thereto.

18 BECKY JOHNSON: Good morning.

19 CHAIRMAN BAKKER: Good morning.

20 TIM HOLLAND: Good morning.

21 COMMISSIONER WAITS: Good morning.

22 COMMISSIONER CLARK: Good morning.

23 BECKY JOHNSON: Becky Johnson, HR.

24 TIM HOLLAND: Tim Holland, LP insurances.

25 BECKY JOHNSON: So I'm here just to give get approval to  
26 continue the contribution for HSA employees.

27 CHAIRMAN BAKKER: Okay.

28 BECKY JOHNSON: You had approved it last year. I put the  
29 minutes in the book. So I'm just looking for approval again  
30 this year.

31 COMMISSIONER CLARK: Do you know what the date was for this  
32 -- these minutes?

33 There's no -- I don't see a date anywhere.

34 BECKY JOHNSON: June --

35 COMMISSIONER CLARK: Oh, June --

36 BECKY JOHNSON: -- 11<sup>th</sup> --

37 COMMISSIONER CLARK: -- 11<sup>th</sup>. Okay.

38 BECKY JOHNSON: -- of 2015.

39 COMMISSIONER MILLS: At the bottom.

40 COMMISSIONER CLARK: Okay. That's what I needed.

1 COMMISSIONER WAITS: I'll -- I'll make a motion that Lander  
2 County con- -- continue offering the -- the additional option  
3 for HSA contribution, --

4 COMMISSIONER CLARK: I'll second that.

5 COMMISSIONER WAITS: -- employees (indiscernible)  
6 dependents.

7 CHAIRMAN BAKKER: Patsy --

8 COMMISSIONER CLARK: I'll second it.

9 CHAIRMAN BAKKER: -- Patsy made a motion. Art seconded.  
10 Any public comment?

11 (No comment.)

12 CHAIRMAN BAKKER: All in favor?

13 COMMISSIONER STIENMETZ: Aye.

14 COMMISSIONER MILS AND CHAIRMAN BAKKER: Aye.

15 COMMISSIONER WAITS AND COMMISSIONER CLARK: Aye.

16 COMMISSIONER CLARK: Aye.

17 BECKY JOHNSON: Thank you.

18 CHAIRMAN BAKKER: Okay.

19  
20 **14) Discussion for possible action to approve/disapprove an**  
21 **agreement between Lander County and LP Insurance, Inc., and**  
22 **all other matters properly related thereto.**  
23

24 CHAIRMAN BAKKER: Fourteen. Discussion for possible action  
25 to approve/disapprove an agreement between Lander County and LP  
26 Insurance, Incorporated, and all other matters properly related  
27 thereto.

28 I thought we already had an agreement, but --

29 TIM HOLLAND: We did make a --

30 COMMISSIONER WAITS: We didn't approve it.

31 CHAIRMAN BAKKER: Oh, okay.

32 COMMISSIONER WAITS: We had a couple changes on it. And we  
33 made those; right?

34 I --

35 DISTRICT ATTORNEY HERRERA: No, I didn't make any changes.

36 CHAIRMAN BAKKER: No, because we made those --

37 BECKY JOHNSON: I'm sorry.

38 CHAIRMAN BAKKER: Becky made those --

39 BECKY JOHNSON: Yes.

40 CHAIRMAN BAKKER: -- before our last --

1 BECKY JOHNSON: Commissioner --  
2 CHAIRMAN BAKKER: -- meeting.  
3 BECKY JOHNSON: -- Waits, you had asked for it to be tabled  
4 and moved to this meeting because you wanted the whole board  
5 here --  
6 COMMISSIONER WAITS: Yes.  
7 BECKY JOHNSON: -- to vote on it.  
8 COMMISSIONER WAITS: Yes.  
9 DISTRICT ATTORNEY HERRERA: Becky made the --  
10 COMMISSIONER WAITS: That's --  
11 DISTRICT ATTORNEY HERRERA: -- changes, --  
12 COMMISSIONER WAITS: -- true.  
13 DISTRICT ATTORNEY HERRERA: -- to answer --  
14 COMMISSIONER WAITS: Yes.  
15 DISTRICT ATTORNEY HERRERA: -- your question.  
16 COMMISSIONER WAITS: But I said we -- we did have some  
17 changes. We were changing to the one-year and 30-day opt-out  
18 and --  
19 BECKY JOHNSON: Those were changed.  
20 DISTRICT ATTORNEY HERRERA: Those were --  
21 CHAIRMAN BAKKER: Those were --  
22 DISTRICT ATTORNEY HERRERA: -- changed.  
23 CHAIRMAN BAKKER: -- changed.  
24 COMMISSIONER WAITS: Yeah. Okay.  
25 DISTRICT ATTORNEY HERRERA: Yes. To answer.  
26 COMMISSIONER WAITS: So we're --  
27 BECKY JOHNSON: I -- I do believe that Mr. Holland --  
28 TIM HOLLAND: I did make -- not sure how to do this or who  
29 I give this to, but I would like to make one change under the  
30 compensation of the agreement. I would actually like to lower  
31 that compensation from 3,000 to \$2800 per month.  
32 CHAIRMAN BAKKER: Okay.  
33 COMMISSIONER CLARK: To 28-?  
34 DISTRICT ATTORNEY HERRERA: You guys can always say no to  
35 that.  
36 COMMISSIONER MILLS: Lowering rates is always good.  
37 CHAIRMAN BAKKER: Right?  
38 COMMISSIONER WAITS: Thank you. I'll make a motion that we  
39 approve the agreement between Lander County and LP Insurance  
40 with the change.

1 CHAIRMAN BAKKER: Okay. Patsy made a motion.  
2 COMMISSIONER MILLS: I'll --  
3 COMMISSIONER CLARK: Second.  
4 COMMISSIONER MILLS: -- second.  
5 CHAIRMAN BAKKER: Doug seconded.  
6 Any public comment?  
7 (No comment.)  
8 CHAIRMAN BAKKER: All in favor?  
9 COMMISSIONER STIENMETZ: Aye.  
10 COMMISSIONER MILLS: Aye.  
11 CHAIRMAN BAKKER: Aye.  
12 COMMISSIONER WAITS: Aye.  
13 COMMISSIONER CLARK: Aye.  
14 CHAIRMAN BAKKER: Thank --  
15 BECKY JOHNSON: Thank --  
16 CHAIRMAN BAKKER: -- you, --  
17 BECKY JOHNSON: -- you.  
18 CHAIRMAN BAKKER: -- guys.  
19 COMMISSIONER STIENMETZ: Thank you.  
20 COMMISSIONER MILLS: All right. Thanks.  
21 COMMISSIONER WAITS: Now the work starts.  
22 LAKEN MARINE: Becky? Becky?  
23 CHAIRMAN BAKKER: Before we go, we're going to have -- jump  
24 to -- where we at here?  
25 Number 17.

26  
27 **17) Update regarding the status of the Battle Mountain**  
28 **Recreational Center project, and all other matters properly**  
29 **related thereto.**  
30

31 CHAIRMAN BAKKER: Update regarding the status of the Battle  
32 Mountain Recreational Center project and all other matters  
33 properly related thereto.  
34 COMMISSIONER CLARK: Good morning, Casey.  
35 CASEY GUNTHER: Good morning.  
36 Casey Gunther with CORE Construction, for the record.  
37 So status update on the rec center is right now utilities,  
38 all underground utilities, we're moving forward. We're  
39 approximately 85 percent completed with underground utilities.  
40 Still waiting on some NV Energy stuff and Southwest Gas.

1 Right now we're waiting on finalization of the pre-engineer  
2 metal building shop drawings.

3 Once that's completed, it'll go back to the structural  
4 engineer, get a complete, final structural set for our  
5 foundations and footings which we can move forward on.  
6 Anticipate that next week.

7 So --

8 COMMISSIONER MILLS: Is --

9 COMMISSIONER WAITS: So Nevada Energy was responsive,  
10 finally?

11 CASEY GUNTHER: Finally.  
12 Yes, for the most part.  
13 Took quite a bit, but they -- they've shown up in force now.  
14 So we're good.

15 COMMISSIONER CLARK: Okay.

16 CHAIRMAN BAKKER: Yeah. Now they're moving.

17 CASEY GUNTHER: Yes.

18 COMMISSIONER MILLS: We -- we seem to have been waiting on  
19 these redesign plan things for a long time. What's going on  
20 with that?

21 CASEY GUNTHER: Well, the issue is none of our  
22 subcontractors would move forward with any kind of submittals of  
23 shop drawings until the conform drawings from the design team  
24 were issued. Those were issued on 5/17. May 17<sup>th</sup>. So...

25 COMMISSIONER MILLS: Right.

26 CASEY GUNTHER: And the pre-engineer of the building is --  
27 it's kind of a three-step process. You have the -- the  
28 reactions calculations that go with the building; an anchor rod,  
29 anchor bolt layout and plans; and verifying that the footprint  
30 matches.

31 And then once those are approved, the final shop drawings  
32 come up for review. So...

33 COMMISSIONER MILLS: Okay.

34 CASEY GUNTHER: So it's -- it's a tedious, --

35 COMMISSIONER MILLS: Did you say --

36 CASEY GUNTHER: -- arduous process.

37 COMMISSIONER MILLS: -- this would be --

38 CHAIRMAN BAKKER: Are we waiting on architects?

39 CASEY GUNTHER: Not this week.

40 CHAIRMAN BAKKER: All right. Okay.

1 CASEY GUNTHER: Next week that'll change.  
2 Once we get the -- the shop drawings for the pre-engineered  
3 metal building, they'll have their review. They are -- they are  
4 pushing right now as fast as they can to get us everything back so  
5 we can move forward.  
6 I was going to try and at least get started on that center  
7 section with the locker room and administration area.  
8 That is not necessarily a component of the pre-engineered  
9 metal building; however, upon further review, looking at it and  
10 the way the pre-engineered metal building does tie into that  
11 other structure -- that other structure, it would not be a good  
12 idea.  
13 So we're -- we're just going to push forward as -- with  
14 everything we can right now and keep getting all the underground  
15 stuff done that we can, wait for that stuff to come through.  
16 CHAIRMAN BAKKER: I was just wondering if we need to put  
17 the architects on the phone and give them a nudge.  
18 CASEY GUNTHER: I'll let you know before the next  
19 commission meeting.  
20 CHAIRMAN BAKKER: Okay.  
21 COMMISSIONER MILLS: You said that our underground  
22 utilities are 85 percent complete. How's --  
23 CASEY GUNTHER: Pretty --  
24 COMMISSIONER MILLS: -- how's --  
25 CASEY GUNTHER: -- much.  
26 COMMISSIONER MILLS: -- all the plumbing part of it coming?  
27 There's got to be a lot of water pipes going underground; right?  
28 CASEY GUNTHER: There is but we cannot do that until we  
29 have a revised --  
30 COMMISSIONER MILLS: You've got the --  
31 CASEY GUNTHER: -- footing and foundation --  
32 COMMISSIONER MILLS: Okay.  
33 CASEY GUNTHER: -- layout.  
34 Now, there's going to be a considerable amount of plumbing.  
35 And that does not include the pool. The pool stuff has pretty  
36 much underground manifolds of -- of piping for both the splash pad  
37 and the pool. So...  
38 COMMISSIONER MILLS: Okay.  
39 CASEY GUNTHER: But we've got to have all -- we've got to  
40 have the footings and foundations finalized before we can move

1 forward with that.  
2 COMMISSIONER MILLS: All right.  
3 CHAIRMAN BAKKER: Awesome.  
4 CASEY GUNTHER: Any --  
5 CHAIRMAN BAKKER: Okay.  
6 CASEY GUNTHER: -- questions?  
7 COMMISSIONER CLARK: When's the pool going to be filled?  
8 CASEY GUNTHER: Next year.  
9 CHAIRMAN BAKKER: All right.  
10 CASEY GUNTHER: Good. Thank you.  
11 CHAIRMAN BAKKER: Thanks, Casey.  
12 COMMISSIONER STIENMETZ: Thanks.  
13 COMMISSIONER MILLS: Thank you.  
14 COMMISSIONER CLARK: Thanks, Casey.  
15 CHAIRMAN BAKKER: Okay.  
16 Going to closed session.  
17 Nan? You don't want to stay?

18  
19  
20 **\*CLOSED SESSION\***

- 21  
22 15) **Discussion regarding closed personnel session pursuant to the**  
23 **Collective Bargaining Agreement -- Article 26, Grievance**  
24 **Procedure, Section 26.3: Procedures for Filing a Step 3**  
25 **Grievance. This grievance is in regards to the**  
26 **interpretation of language in Article 12.6 of the Collective**  
27 **Bargaining Agreement between Lander County and the Lander**  
28 **County Law Enforcement Employees Association. No action will**  
29 **be taken during the closed personnel session.**

30  
31 (Whereupon the Board of Lander County Commissioners entered  
32 into a closed session.)  
33  
34  
35  
36  
37  
38  
39  
40

1     \*OPEN SESSION\*

2  
3     16)   Discussion regarding closed personnel session pursuant to the  
4           Collective Bargaining Agreement -- Article 26, Grievance  
5           Procedure, Section 26.3: Procedures for Filing a Step 3  
6           Grievance. This grievance is in regards to the  
7           interpretation of language in Article 12.6 of the Collective  
8           Bargaining Agreement between Lander County and the Lander  
9           County Law Enforcement Employees Association, and all other  
10          matters properly related thereto.

11  
12           CHAIRMAN BAKKER: Open session. Discussion regarding  
13 closed personnel session pursuant to the Collective Bargaining  
14 Agreement -- Article 26, Grievance Procedure, Section 26.3:  
15 Procedures for filing a Step 3 grievance. This grievance is in  
16 regards to the interpretation of language in Article 12.6 of the  
17 Collective Bargaining Agreement between Lander County and the  
18 Lander County Law Enforcement Employees Association. And all  
19 other matters properly related thereto.

20           Okay.

21           (Indiscernible.)

22           COMMISSIONER CLARK: Well, I'll make a -- I'll make a  
23 motion to honor the four hours of -- in question -- with -- as  
24 call-in time with the understanding that there will be an MOU to  
25 clarify this between the association and the sheriff's office.

26           CHAIRMAN BAKKER: I think we should do the two hours and  
27 then let them go and move forward that way.

28           COMMISSIONER WAITS: Motion's on the floor.

29           CHAIRMAN BAKKER: Okay. Art made a motion.

30           Motion dies.

31           Can I get a motion?

32           COMMISSIONER MILLS: I'll make a motion that we follow the  
33 two-hour payment that's been done, but, again, that we go back  
34 in and make -- get an MOU to clarify this situation with our  
35 agreement with the union. Because this does need to be  
36 addressed so that we don't run into this in a future.  
37 Especially with -- with the issue regarding the schedule changes  
38 and the way those are done. Because I think that would help  
39 clarify this.

40           UNIDENTIFIED PARTICIPANT: My -- my concern on that is I

1 don't know if you can include that in your motion for an MOU,  
2 because that's not a definitive thing that can happen.  
3 COMMISSIONER MILLS: Right.  
4 DISTRICT ATTORNEY HERRERA: It can certainly include --  
5 they -- they can certainly include --  
6 COMMISSIONER MILLS: The --  
7 DISTRICT ATTORNEY HERRERA: -- that --  
8 COMMISSIONER MILLS: -- recommendation --  
9 DISTRICT ATTORNEY HERRERA: -- in their motion --  
10 COMMISSIONER MILLS: -- to go forward --  
11 DISTRICT ATTORNEY HERRERA: -- because --  
12 COMMISSIONER STIENMETZ: Right. It's their recommend- --  
13 COMMISSIONER MILLS: -- with that.  
14 DISTRICT ATTORNEY HERRERA: -- it's their --  
15 UNIDENTIFIED PARTICIPANT: Right.  
16 CHAIRMAN BAKKER: Yeah.  
17 DISTRICT ATTORNEY HERRERA: -- recommendation to do.  
18 UNIDENTIFIED PARTICIPANT: Okay.  
19 CHAIRMAN BAKKER: Good.  
20 UNIDENTIFIED PARTICIPANT: I just thought --  
21 COMMISSIONER STIENMETZ: And I'll second that motion.  
22 CHAIRMAN BAKKER: Doug made a motion. Steve seconded it.  
23 Any public comment?  
24 (No comment.)  
25 CHAIRMAN BAKKER: All in favor?  
26 COMMISSIONER STIENMETZ: Aye.  
27 COMMISSIONER MILLS AND CHAIRMAN BAKKER: Aye.  
28 COMMISSIONER WAITS: Aye.  
29 COMMISSIONER CLARK: Nay.  
30 CHAIRMAN BAKKER: All opposed?  
31 Nay. Okay. Thank you, guys.  
32 UNIDENTIFIED PARTICIPANT: Thank you.  
33 COMMISSIONER STIENMETZ: Thank you.  
34 COMMISSIONER WAITS: You might want to clarify that nay was  
35 Clark's not yours.  
36 CHAIRMAN BAKKER: Oh, yeah. You got that?  
37 LAKEN MARINE: Say it on the record.  
38 CHAIRMAN BAKKER: Oh, aye.  
39 Art said nay.  
40 DISTRICT ATTORNEY HERRERA: I was wondering.

1 CHAIRMAN BAKKER: That -- did it mix up? It probably did.  
2 LAKEN MARINE: (Indiscernible.)  
3 CHAIRMAN BAKKER: Yeah.  
4 COMMISSIONER WAITS: I think our numbers are a little  
5 confusing on here. You're moving down now to number...  
6 CHAIRMAN BAKKER: Eighteen?  
7 COMMISSIONER WAITS: Yeah, but 18...  
8 CHAIRMAN BAKKER: Eighteen in the book is...right.  
9 It's right.  
10 Because we did -- we did that.  
11 COMMISSIONER WAITS: Yeah, but I have down as Number 17.  
12 COMMISSIONER STIENMETZ: Yeah, but you probably got the old  
13 agenda.  
14 CHAIRMAN BAKKER: Oh, yeah. The -- the new agenda's come  
15 out.  
16 COMMISSIONER WAITS: Oh. I'm still using the old ones?  
17 CHAIRMAN BAKKER: The amended agenda.  
18 COMMISSIONER WAITS: No, I'm using the amended agenda. I'm  
19 just saying that Number 17 in my book...  
20 CHAIRMAN BAKKER: Is wrong? Because my 18's right.  
21 COMMISSIONER WAITS: Oh, okay.  
22 CHAIRMAN BAKKER: In my book.  
23 COMMISSIONER WAITS: Okay.  
24 DISTRICT ATTORNEY HERRERA: My 18's right too.  
25 COMMISSIONER WAITS: Okay. I got my book early, so --  
26 CHAIRMAN BAKKER: I'm sure they had to fix the books after  
27 the --  
28 COMMISSIONER WAITS: -- it's my book that's wrong. Okay --  
29 CHAIRMAN BAKKER: Okay.  
30 COMMISSIONER WAITS: -- good.

31  
32  
33 **DISTRICT ATTORNEY**

34  
35 **18) Discussion for possible action to approve/disapprove the job**  
36 **description for the Lander County human resources director**  
37 **and all other matters properly related thereto.**  
38

39 CHAIRMAN BAKKER: Okay. Discussion for possible action to  
40 approve/disapprove the job description for the Lander County

1 human resource director and all other matters properly related  
2 thereto.

3 DISTRICT ATTORNEY HERRERA: Commissioners, if you recall,  
4 we talked about -- at the last meeting we talked about human  
5 resource director. And -- and we talked about job descriptions  
6 and -- and you guy -- your -- this honorable august body decided  
7 the job descriptions have to be -- have to be approved by the  
8 county commissioners.

9 And I submitted a number of job -- potential -- tentative  
10 job descriptions for the human resource center. You asked me to  
11 compile them, my recommendations.

12 These are my recommendations. And if you had the  
13 opportunity, if you choose to go through those, strike out any  
14 you don't want or add anything you want, but these are my  
15 recommendations.

16 CHAIRMAN BAKKER: Becky, did you look at it?

17 BECKY JOHNSON: I did.

18 CHAIRMAN BAKKER: And you're good?

19 BECKY JOHNSON: I am.

20 CHAIRMAN BAKKER: Okay.

21 Fellow commissioners?

22 DISTRICT ATTORNEY HERRERA: She's going to be working  
23 directly for you.

24 COMMISSIONER WAITS: Yes.

25 CHAIRMAN BAKKER: As long as she's good with the job  
26 description.

27 DISTRICT ATTORNEY HERRERA: And I'm glad you asked her  
28 because -- because this also means that when she was hired, she  
29 was hired under the old job description. Now she will be under  
30 this job description. So -- so I was going to ask that you  
31 canvass her or question her to make sure that she's amenable to  
32 this.

33 COMMISSIONER WAITS: Well, we need to anyway because it's  
34 in the middle -- the middle of her -- her position.

35 DISTRICT ATTORNEY HERRERA: Yes.

36 COMMISSIONER WAITS: And when you change a job description  
37 in the middle of your position -- and I know last time we -- we  
38 looked at that and she said --

39 DISTRICT ATTORNEY HERRERA: Right.

40 COMMISSIONER WAITS: -- no.

1 DISTRICT ATTORNEY HERRERA: Right.  
2 COMMISSIONER WAITS: Fine. Okay.  
3 CHAIRMAN BAKKER: Okay. If you guys are good?  
4 COMMISSIONER STIENMETZ: Yep.  
5 COMMISSIONER CLARK: I make a motion that we approve the  
6 job description for the Lander County human resource director.  
7 COMMISSIONER STIENMETZ: I'll second the motion.  
8 CHAIRMAN BAKKER: Art made a motion. Steve seconded. Any  
9 public comment?  
10 (No comment.)  
11 CHAIRMAN BAKKER: All in favor?  
12 Aye.  
13 COMMISSIONER STIENMETZ: Aye.  
14 COMMISSIONER MILLS: Aye.  
15 COMMISSIONER WAITS: Aye.  
16 COMMISSIONER CLARK: Aye.  
17 CHAIRMAN BAKKER: Okay.

18  
19  
20 **FINANCE**

21  
22 19) **Discussion for possible action to approve Resolution 2016-06,**  
23 **directing apportionment of net proceeds received in the month**  
24 **of October 2015, and all other matters properly related**  
25 **thereto.**  
26

27 CHAIRMAN BAKKER: Nineteen. Discussion for possible action  
28 to approve Resolution 2016-06, directing apportionment of net  
29 proceeds received in the month of October 2015, and all other  
30 matters properly related thereto.

31 NAN ANCHO: Nan Ancho, Finance.

32 I'm going to ask that you def- -- would be so kind to defer  
33 this to the next meeting. It has an error in the agenda item.  
34 The date is wrong.

35 CHAIRMAN BAKKER: Okay.

36 NAN ANCHO: So it needs to be for the month of May.

37 CHAIRMAN BAKKER: Perfect.

38 COMMISSIONER MILLS: Can we negotiate on this?

39 NAN ANCHO: No.

40 COMMISSIONER STIENMETZ: I make a motion we move 19 to the

1 next agenda.  
2 COMMISSIONER MILLS: Second.  
3 CHAIRMAN BAKKER: Steve made a motion. Doug seconded. Any  
4 public comment?  
5 (No comment.)  
6 CHAIRMAN BAKKER: All in favor?  
7 Aye.  
8 COMMISSIONER STIENMETZ: Aye.  
9 COMMISSIONER MILLS: Aye.  
10 COMMISSIONER WAITS: Aye.  
11 COMMISSIONER CLARK: Aye.  
12  
13 **20) Update on budget review, contracts, financial update, and all**  
14 **other matters properly related thereto.**  
15  
16 CHAIRMAN BAKKER: Twenty, update on budget review,  
17 contracts, financial update, and all other matters properly  
18 related thereto.  
19 NAN ANCHO: Okay, the final budgets were submitted and  
20 approved to the Department of Taxation. Received a letter.  
21 Everything's fine. We're all set for next year.  
22 After the -- Pershing County did their final budget, they  
23 sent me some information that there's changes to the district  
24 court budgets due to an increase in their health insurance. They  
25 had an 11 percent increase to their health --  
26 CHAIRMAN BAKKER: Oh.  
27 NAN ANCHO: -- insurance.  
28 And the new employee they hired, they didn't budget as  
29 employee/employer. They only budgeted as employee. So that was  
30 an increase.  
31 So they're increasing --  
32 And this may be something you want to put on the next  
33 agenda so Judge Shirley can be here so you all will know how to  
34 handle this --  
35 CHAIRMAN BAKKER: Okay.  
36 NAN ANCHO: -- when the quarterly payments start coming  
37 out.  
38 To the juvenile probation, it's an increase of \$1,875. And  
39 that was due to the insurance.  
40 COMMISSIONER WAITS: 1,875 what?

1 NAN ANCHO: Dollars.  
2 COMMISSIONER WAITS: Monthly?  
3 NAN ANCHO: No, for the -- for the year.  
4 COMMISSIONER WAITS: Annually? Okay.  
5 NAN ANCHO: Annually.  
6 COMMISSIONER WAITS: Okay.  
7 NAN ANCHO: You -- it's -- it's an increase to what you've  
8 already approved to their budget.  
9 COMMISSIONER WAITS: Right. No, I know that. I just  
10 didn't know how often it was.  
11 NAN ANCHO: No, just the --  
12 COMMISSIONER WAITS: Thank you.  
13 NAN ANCHO: -- year. Yeah.  
14 To the district court, it's an increase of -- let's see.  
15 This one is for the court admin of \$4,805.  
16 And then the clerk, it's an increase of \$799. And that was  
17 for the -- the Lander County clerk.  
18 DISTRICT ATTORNEY HERRERA: Is this our percentage?  
19 NAN ANCHO: That's our percentage.  
20 DISTRICT ATTORNEY HERRERA: On all of three of them?  
21 NAN ANCHO: On all three of them.  
22 So it's an overall increase of \$7,480.  
23 DISTRICT ATTORNEY HERRERA: Did you -- did you get the --  
24 the total amounts?  
25 NAN ANCHO: Yeah. That's what that's all this is. Yeah.  
26 So you may want to put this on the agenda to address it with  
27 Judge Shirley.  
28 DISTRICT ATTORNEY HERRERA: I -- I suggest you do.  
29 CHAIRMAN BAKKER: Yeah.  
30 DISTRICT ATTORNEY HERRERA: Strongly suggest you do.  
31 NAN ANCHO: Because you -- it's an increase to the budget  
32 you already approved.  
33 DISTRICT ATTORNEY HERRERA: Right.  
34 NAN ANCHO: So --  
35 CHAIRMAN BAKKER: What was that total?  
36 COMMISSIONER WAITS: 7,480.  
37 CHAIRMAN BAKKER: Uh-uh. Not happening.  
38 But, yeah, we'll bring him -- we'll --  
39 COMMISSIONER STIENMETZ: Yeah.  
40 COMMISSIONER MILLS: Do we know --

1 CHAIRMAN BAKKER: Keith?  
2 COMMISSIONER MILLS: Do -- do we know --  
3 CHAIRMAN BAKKER: Contact --  
4 COMMISSIONER MILLS: -- if this is being applied over the  
5 three counties? Or is this just --  
6 NAN ANCHO: Yes. Yeah. That's our 40 percent of what  
7 they're increasing. So Pershing County had an increase of 40 --  
8 based on their 40 percent. And Mineral County based on their --  
9 COMMISSIONER MILLS: On their 20.  
10 NAN ANCHO: -- 20 percent.  
11 CHAIRMAN BAKKER: They don't get to just come back and  
12 increase their budget and --  
13 NAN ANCHO: That's why I'm bringing it before you.  
14 CHAIRMAN BAKKER: It doesn't work that way.  
15 NAN ANCHO: So...  
16 DISTRICT ATTORNEY HERRERA: Does if you're a judge,  
17 apparently.  
18 CHAIRMAN BAKKER: Well, without notifying us and coming and  
19 -- well, without asking us.  
20 DISTRICT ATTORNEY HERRERA: No, it's not right. I'm -- I'm  
21 agreeing with you. It's --  
22 CHAIRMAN BAKKER: Right.  
23 DISTRICT ATTORNEY HERRERA: -- not --  
24 COMMISSIONER MILLS: Oh.  
25 DISTRICT ATTORNEY HERRERA: -- right.  
26 CHAIRMAN BAKKER: Okay.  
27 KEITH WESTENGARD: Judge Shirley will address all three of  
28 those increases -- or will be addressed all three of those  
29 increases.  
30 CHAIRMAN BAKKER: Better.  
31 DISTRICT ATTORNEY HERRERA: If he wants the money, he needs  
32 to.  
33 CHAIRMAN BAKKER: He better.  
34 KEITH WESTENGARD: Okay.  
35 CHAIRMAN BAKKER: Or we can disapprove it. We don't have  
36 to pay him that money.  
37 DISTRICT ATTORNEY HERRERA: Right.  
38 CHAIRMAN BAKKER: We don't have to approve that budget.  
39 Okay.  
40 NAN ANCHO: Okay.

1 That's about all I have for now.  
2 CHAIRMAN BAKKER: Awesome.  
3 COMMISSIONER STIENMETZ: Awesome. Thanks, Nan.  
4 CHAIRMAN BAKKER: Thanks, --  
5 NAN ANCHO: Thanks.  
6 CHAIRMAN BAKKER: -- Nan.  
7 Stay around.  
8 COMMISSIONER CLARK: Period. Exclamation --  
9 CHAIRMAN BAKKER: Okay.  
10 COMMISSIONER CLARK: -- point.  
11  
12

13 **COMMISSIONERS**

14  
15 **21) Correspondence, reports, potential upcoming agenda items.**

16  
17 CHAIRMAN BAKKER: Number 21. Correspondence, reports, and  
18 potential upcoming agenda items.  
19 Guys? Ladies? Anyone?  
20

21 (The following correspondence was received:

22 1. Scoping Document. Golden Brew Exploration Project.  
23 Humboldt-Toiyabe National Forest Austin Ranger District. April  
24 2016.

25 2. Barrick Gold of North America, Inc., Lander County  
26 Commissioners. Water pollution Control Permit Application to  
27 Nevada Division of Environmental Protection - Bureau of Mining  
28 and Reclamation for the Barrick Horse Canyon/Cortez Unified  
29 Exploration Project Plan of Operations Amendment  
30 NVN-066621(16-2A) and Reclamation Permit No. 0159.

31 3. State of Nevada. Department of Conservation and  
32 Natural Resources. Division of Environmental Protection.  
33 Bureau of Mining Regulation and Reclamation. Water Pollution  
34 Control Permit. Cortez Joint Venture dba Barrick Cortez, Inc.,  
35 Permit Number NEV0000023(Renewal 2016).

36 4. Fact Sheet. Cortez Joint Venture dba Cortez Gold  
37 Mines. Cortez Gold Mine Project. NEV0000023.

38 5. State of Nevada. Department of Conservation & Natural  
39 Resources. Notice of Decision. Water Pollution Control Permit  
40 Number NEV0000023. Cortez Joint Venture dba Barrick Cortez,

1 Inc., Cortez Gold Mine.)  
2  
3 COMMISSIONER STIENMETZ: Nope.  
4 COMMISSIONER WAITS: We -- we had a couple that we  
5 mentioned. And what -- our executive director's evaluation is  
6 going on for next time too.  
7 COMMISSIONER MILLS: Next -- next one.  
8 COMMISSIONER WAITS: Right?  
9 DISTRICT ATTORNEY HERRERA: Yes, it's my understanding the  
10 reason it was taken off this last time is because we have to  
11 give him so many days written notice.  
12 And when it was agendized, the time for the written notice  
13 had already expired. So I've -- I've done the letter. And I'd be  
14 ready to -- to have him served by HR at the next agenda setting so  
15 that we can actually put it on the agenda. Be -- he'll be  
16 notified at that time.  
17 CHAIRMAN BAKKER: Okay. Perfect.  
18 Anyone else?  
19 You guys got anything?  
20 DISTRICT ATTORNEY HERRERA: The judge.  
21 CHAIRMAN BAKKER: Yeah. Yeah. Shirley. Keith got all  
22 that, though. Right, Keith?  
23 KEITH WESTENGARD: Yeah.  
24 COMMISSIONER MILLS: EMS.  
25 KEITH WESTENGARD: What I -- what I have is --  
26 CHAIRMAN BAKKER: EMS.  
27 KEITH WESTENGARD: -- EMS, --  
28 CHAIRMAN BAKKER: Okay.  
29 KEITH WESTENGARD: -- District Court, --  
30 CHAIRMAN BAKKER: Convention and Tourism.  
31 KEITH WESTENGARD: -- and Convention and Tourism.  
32 CHAIRMAN BAKKER: So get on their boards and -- or agendas.  
33 So --  
34 DISTRICT ATTORNEY HERRERA: And I'll -- I'll have that --  
35 the change to their contract. We can do that real fast so that  
36 we can -- I'll give it to Keith so Keith can give it to their --  
37 CHAIRMAN BAKKER: Okay.  
38 DISTRICT ATTORNEY HERRERA: -- their board.  
39 CHAIRMAN BAKKER: Yep. Perfect.  
40 DISTRICT ATTORNEY HERRERA: When is their meeting?

1 KEITH WESTENGARD: Twenty-third.  
2 DISTRICT ATTORNEY HERRERA: Okay, I'll --  
3 UNIDENTIFIED PARTICIPANT: (Indiscernible.)  
4 KEITH WESTENGARD: Yeah, I'll --  
5 CHAIRMAN BAKKER: We've got a little bit.  
6 KEITH WESTENGARD: I just need to make sure she knows to  
7 put it on the -- on their agenda, the director.  
8  
9

10 **PUBLIC COMMENT**

11  
12 CHAIRMAN BAKKER: Okay. With that, public comment for  
13 non-agendized items only.

14 Persons are invited to submit comments in writing and/or  
15 attend and make comments on any non-agenda item at the board  
16 meeting, if any, and discussion of those comments at the  
17 discretion of the board. All public comment may be limited to  
18 three minutes per person, again at the discretion of the board.  
19 Reasonable restrictions may be placed on public comment based  
20 upon time, place, and manner. But public comment based upon  
21 viewpoint may not be restricted.

22 Any --

23 DISTRICT ATTORNEY HERRERA: I have a public comment.

24 I -- I just learned today that Ray Salisbury died recently  
25 from Austin.

26 And I want to publically give the county's condolences to  
27 the Salisbury family. The man sat on many boards over the  
28 years.

29 COMMISSIONER STIENMETZ: Right. He's helped this county out  
30 a lot. And I believe that the county owes some recognition to  
31 his family for his service.

32 CHAIRMAN BAKKER: Thank you, Ted.

33 COMMISSIONER STIENMETZ: Thank you.

34 COMMISSIONER MILLS: Absolutely. Thank you for bringing  
35 that up.

36 CHAIRMAN BAKKER: Thanks. Yep.

37 Okay, any more public comment?

38 Austin, you guys have anything?

39 MITESHELL LANHAM: No, we're good.

40 CHAIRMAN BAKKER: Okay, with that I need a motion.

1 **ADJOURNMENT**

2  
3 COMMISSIONER MILLS: Motion to adjourn.

4 COMMISSIONER CLARK: I'll second it.

5 CHAIRMAN BAKKER: Doug made a motion. Steve seconded it.

6 Any public comment?

7 (No comment.)

8 CHAIRMAN BAKKER: All in favor?

9 COMMISSIONER STIENMETZ: Aye.

10 CHAIRMAN BAKKER AND CHAIRMAN MILLS: Aye.

11 COMMISSIONER CLARK: Aye.

12 COMMISSIONER WAITS: Aye.

13 CHAIRMAN BAKKER: All opposed?

14 Nope.

15 All right.

16 Thanks, Miteshell.

17  
18  
19  
20  
21 

22 **CHAIRMAN OR VICE CHAIRMAN OF THE**  
23 **BOARD OF LANDER COUNTY**  
24 **COMMISSIONERS AND THE LANDER**  
25 **COUNTY LIQUOR BOARD**

26  
27  
28 **ATTEST:**

  
29 **LANDER COUNTY CLERK**

30  
31  
32  
33  
34  
35  
36  
37  
38  
39 *Note: The Board of Lander County Commissioners serves as the Town Board for the unincorporated towns of*  
40 *Battle Mountain and Austin, Nevada.*