

1 The Honorable Board of Lander County Commissioners met in  
2 regular session in the Commission Chambers of the Lander County  
3 Courthouse in Battle Mountain, Nevada, on April 24, 2014, at  
4 9:01 a.m.

5  
6 **PRESENT:** DEAN BULLOCK, COMMISSIONER  
7 STEVEN STIENMETZ, COMMISSIONER  
8 BRIAN GARNER, COMMISSIONER  
9 DAVID MASON, COMMISSIONER  
10 PATSY WAITS, COMMISSIONER  
11 SADIE SULLIVAN, COUNTY CLERK  
12 NICOLE TING, DEPUTY DISTRICT ATTORNEY

13  
14 **ABSENT:** NAN ANCHO, FINANCE DIRECTOR  
15 JOY SWEENEY, HUMAN RESOURCES DIRECTOR  
16

17 Let the record reflect the presence of a quorum of five  
18 Commissioners.

19  
20 Let the record reflect the presence of Austin via telephone  
21 conference.

22  
23 [Meeting commenced on April 24, 2014, at 9:01 a.m.]  
24

25 COMMISSIONER GARNER: Call the Lander County Commission  
26 Meeting, Town Board of Battle Mountain, Austin Board of Highway  
27 Commissioners to order.

28 Sadie, will you lead us in the pledge.  
29

30 (Pledge of Allegiance.)  
31

32  
33 **APPROVAL OF AGENDA NOTICE**  
34

35 CHAIRMAN GARNER: Discussion for possible action regarding  
36 approval of agenda notice.

37 COMMISSIONER STIENMETZ: I'll make a motion to approve the  
38 agenda notice.

39 COMMISSIONER WAITS: I'll second that motion.

40 CHAIRMAN GARNER: Any public comment?

1 (No comment.)  
2 CHAIRMAN GARNER: All those in favor?  
3 COMMISSIONER MASON: Aye.  
4 COMMISSIONER WAITS: Aye.  
5 COMMISSIONER STIENMETZ: Aye.  
6 COMMISSIONER BULLOCK: Aye.  
7  
8

9 **APPROVAL & ACCEPTANCE OF MINUTES**

10  
11 CHAIRMAN GARNER: Discussion for possible action regarding  
12 approval and acceptance of minutes of March 24, 2014, special  
13 session.

14 COUNTY CLERK SULLIVAN: Guess what? The mics are not  
15 working.  
16

17 (County Clerk attempting to re-establish recording.)  
18

19 CHAIRMAN GARNER: Discussion for possible action regarding  
20 approval and acceptance of the minutes of the March 2 -- March  
21 14<sup>th</sup> [sic], 2014, special session; April 10<sup>th</sup>, 2014, regular  
22 session.

23 COMMISSIONER WAITS: I'll make a motion that we approve the  
24 special session minutes of March 24<sup>th</sup>.

25 COMMISSIONER MASON: I second that.

26 CHAIRMAN GARNER: Any public comment?

27 (No comment.)

28 CHAIRMAN GARNER: All those in favor? Aye.

29 COMMISSIONER MASON: Aye.

30 COMMISSIONER WAITS: Aye.

31 COMMISSIONER STIENMETZ: Aye.

32 COMMISSIONER BULLOCK: Aye.

33 COUNTY CLERK SULLIVAN: (Indiscernible) regular session.

34 CHAIRMAN GARNER: There's no regular session.  
35  
36

37 **COMMISSIONER REPORTS**

38  
39 CHAIRMAN GARNER: Commissioner reports on meetings,  
40 conferences, and seminars attended.

1 We'll go with -- I have a couple that are in the packet  
2 today. So all mine's in the meeting.

3 Dean?

4 COMMISSIONER BULLOCK: I have none.

5 COMMISSIONER STIENMETZ: I just had a hospital board  
6 meeting on the 21<sup>st</sup>. Just went over our normal stuff and  
7 nothing new. That's all I have. That's all I've got.

8 COMMISSIONER WAITS: I do have a couple things to report  
9 on. On April 14<sup>th</sup>, there was an airport advisory board meeting  
10 in Austin. And we're looking at a couple of different things.  
11 We're still trying to do the -- the additional funding for the  
12 fuel system.

13 The septic tank and electricity for our pilots' lounge has  
14 been narrowed down. We're just trying to tweak the numbers a  
15 little bit to get within our budget. They're all off a little  
16 bit. The fly-in that they have annually is scheduled for  
17 August 23<sup>rd</sup> right now.

18 And I do belong to the Division for Aging Board of  
19 Commissioners. And on that, I've reported a couple times on our  
20 subcommittee, which is the NRS 459. That's the tobacco funds  
21 that we've received -- Nevada received a few years ago. And  
22 many of those funds have been going to what we call independent  
23 living grants to help our elders and seniors to stay in their  
24 homes.

25 Our subcommittee consists of just four people. One is the  
26 elder-rights attorney from the Commission on Aging. And the  
27 other three of us that make up the committee, we have to do a  
28 report that's scheduled every two years to the governor.

29 So I have reported on that as we've been meeting coming  
30 through. We've been really intense, now meeting every other  
31 week to finish the report, which is due in June.

32 With that, we did a one-page survey going out to the  
33 different senior centers. Las Vegas and the Clark County area  
34 was handled. And of course, the north was handled. And since  
35 I'm the rural commissioner, I was concerned about the rural  
36 input, which still has about a hundred thousand seniors.

37 So with that, we've been busy going to senior centers on  
38 their -- their particular dates of -- some meet in the morning  
39 for breakfast. Some meet at lunch. So far I've done Tonopah,  
40 Elko, Eureka, Battle Mountain, Austin, and Carlin. So those are

1 all being computed now on what the seniors and elders feel are  
2 important that we should funding on the ILG grant.

3 Yesterday, was an interesting day. We had a grazing  
4 board -- N-6 -- which actually met in Austin -- the Young  
5 brothers hosted that. And for those of you that aren't real  
6 familiar with the grazing board that one of the main goals is  
7 the stable livestock industry.

8 And we had over a hundred people that attended that meeting  
9 yesterday. We had some of our state legislatures. Pete  
10 Goicoechea was there and Ira Hansen and Don Gustavson. And our  
11 sheriff was there from Lander County, Ron Unger.

12 Very interesting workshop actually. And the whole idea was  
13 giving the ranchers tools for defense because they feel the  
14 ranching industry has been threatened by agency decisions, more  
15 recently the BLM decisions.

16 So that was an excellent workshop. It started at 9:00 in  
17 the morning and actually didn't even complete until after  
18 5:00 o'clock at night. So it was one full day, but very  
19 informational.

20 COMMISSIONER MASON: Are you done? I have nothing.

21  
22  
23 **PAYMENT OF THE BILLS**

24  
25 CHAIRMAN GARNER: Discussion for possible action regarding  
26 payment of the bills.

27 JANE BIANCI: Good morning. I have a couple to ratify this  
28 morning: Check #47824 to Business Card in the amount of  
29 1,815.11; Check #47825 in the amount of \$216 to Chase Card  
30 Services; Check #47827 in the amount of \$4,100 to CORE  
31 Construction; Check #47850 in the amount of \$2,039.19 to Wells  
32 Fargo Remittance.

33 COMMISSIONER WAITS: For the record, I will be abstaining  
34 from Check #47975 for travel expenses.

35  
36 (Commissioners reviewing payment of the bills.)  
37

38 **CORE Construction**

39  
40 COMMISSIONER BULLOCK: I make a motion to ratify Check

1 #047827 in the amount of \$4,100 to CORE Construction.  
2 COMMISSIONER STIENMETZ: I'll second the motion.  
3 CHAIRMAN GARNER: Any public comment?  
4 (No comment.)  
5 CHAIRMAN GARNER: All those in favor?  
6 COMMISSIONER WAITS: Aye.  
7 CHAIRMAN GARNER: Aye.  
8 COMMISSIONER MASON: Aye.  
9 COMMISSIONER STIENMETZ: Aye.  
10 COMMISSIONER BULLOCK: Aye.

11  
12 **Chase Card Services**

13  
14 COMMISSIONER BULLOCK: Make a motion to ratify check  
15 #047825 in the amount of \$216 to Chase Card Services.  
16 COMMISSIONER STIENMETZ: I'll second the motion.  
17 CHAIRMAN GARNER: Any public comment?  
18 (No comment.)  
19 CHAIRMAN GARNER: All those in favor?  
20 COMMISSIONER WAITS: Aye.  
21 COMMISSIONER BULLOCK: Aye.  
22 CHAIRMAN GARNER: Aye.  
23 COMMISSIONER MASON: Aye.  
24 COMMISSIONER STIENMETZ: Aye.

25  
26 **Wells Fargo Remittance**

27  
28 COMMISSIONER BULLOCK: Make a motion to ratify Check  
29 #047850 in the amount of \$2,039.19 to Wells Fargo Remittance.  
30 COMMISSIONER STIENMETZ: I'll second the motion.  
31 CHAIRMAN GARNER: Any public comment?  
32 (No comment.)  
33 CHAIRMAN GARNER: All those in favor?  
34 COMMISSIONER STIENMETZ: Aye.  
35 COMMISSIONER WAITS: Aye.  
36 COMMISSIONER BULLOCK: Aye.  
37 COMMISSIONER MASON: Aye.  
38 CHAIRMAN GARNER: Aye.

39  
40

1 **Business Card**

2  
3 COMMISSIONER BULLOCK: Make a motion to ratify check  
4 #047824 in the amount of \$1,815.11 to Business Card.

5 COMMISSIONER STIENMETZ: I'll second the motion.

6 CHAIRMAN GARNER: Any public comment?

7 (No comment.)

8 CHAIRMAN GARNER: All those in favor?

9 COMMISSIONER WAITS: Aye.

10 CHAIRMAN GARNER: Aye.

11 COMMISSIONER MASON: Aye.

12 COMMISSIONER BULLOCK: Aye.

13 COMMISSIONER STIENMETZ: Aye.

14  
15 **Submitted Expenditures**

16  
17 COMMISSIONER BULLOCK: I'll make a motion to approve  
18 submitted expenditures in the amount of \$537,434.36 from Check  
19 #47869 through Check #47980.

20 COMMISSIONER STIENMETZ: I will second the motion.

21 CHAIRMAN GARNER: Any public comment?

22 (No comment.)

23 CHAIRMAN GARNER: All those in favor?

24 COMMISSIONER WAITS: Aye.

25 CHAIRMAN GARNER: Aye.

26 COMMISSIONER MASON: Aye.

27 COMMISSIONER BULLOCK: Aye.

28 COMMISSIONER STIENMETZ: Aye.

29  
30  
31 **PUBLIC COMMENT**

32  
33 CHAIRMAN GARNER: Public comment for non-agendized items?

34 (No comment.)

35 COMMISSIONER BULLOCK: Payroll change requests.

36 CHAIRMAN GARNER: I didn't see -- or I didn't have --  
37 that's why.

1 **PAYROLL CHANGE REQUESTS**

2  
3 CHAIRMAN GARNER: Back up to discussion for possible action  
4 regarding payroll change requests.

5  
6 COMMISSIONER WAITS: Thank you, Jane.

7 COMMISSIONER MASON: Thanks, Jane. It was fun, huh?

8 JANE BIANCI: It was.

9  
10 CHAIRMAN GARNER: Any motions?

11 COMMISSIONER BULLOCK: If there's no discussion, I'll make  
12 a motion to approve payroll change requests for Employee #1164,  
13 Employee #0060, Employee #0569, and Employee #1458.

14 COMMISSIONER STIENMETZ: I will second that motion.

15 CHAIRMAN GARNER: Public comment?

16 (No comment.)

17 CHAIRMAN GARNER: All those in favor?

18 COMMISSIONER MASON: Aye.

19 CHAIRMAN GARNER: Aye.

20 COMMISSIONER WAITS: Aye.

21 COMMISSIONER STIENMETZ: Aye.

22 COMMISSIONER BULLOCK: Aye.

23  
24  
25 **PUBLIC COMMENT**

26  
27 CHAIRMAN GARNER: Now's the time for public comment for  
28 non-agendized items only.

29 Do we have any public comment? For non-agendized items?

30 (No comment.)

31 CHAIRMAN GARNER: Seeing none, we'll move on to one.

32  
33  
34 **FINANCE**

- 35  
36 1) **Discussion for possible action regarding budget review,**  
37 **contracts, financial update, and other matters properly**  
38 **relating thereto.**

39  
40 CHAIRMAN GARNER: Discussion for possible action regarding

1 budget review, contracts, financial update, and other matters  
2 properly related. Thank you.

3 COMMISSIONER WAITS: Good morning, Cindy.

4 COMMISSIONER STIENMETZ: Good morning, Cindy.

5 CINDY BENSON: For the record, I'm Cindy Benson filling in  
6 for Nan Ancho.

7 And all I have is the accounts receivable this morning.  
8 For the water and sewer: water receivables was \$14,418 for the  
9 month of March 2014; sewer department, \$15,548; water and sewer  
10 miscellaneous was \$5,773.

11 Landfill, \$15,123. The ambulance, 450 doll- -- excuse  
12 me -- \$450.

13 And accounts receivable at collections was \$720. Our total  
14 accounts receivable was \$52,032 for the coun- -- for the month  
15 of March.

16 And we had one account that went to collections for the  
17 ambulance department for \$310.

18 And that's all we have.

19 COMMISSIONER BULLOCK: Thanks, Cindy.

20 COMMISSIONER MASON: Thank you.

21 COMMISSIONER STIENMETZ: Thank you, Cindy.

22 COMMISSIONER WAITS: Thank you.

23  
24  
25 **SAFETY**

26  
27 2) **Discussion for possible action regarding operations and**  
28 **projects of the Lander County Safety Manager, and other**  
29 **matters properly related thereto.**  
30

31 CHAIRMAN GARNER: Going on to item two. Safety.  
32 Discussion for possible action regarding operations and projects  
33 of the Lander County Safety Manager, and other matters properly  
34 related.

35 KEITH WESTENGARD: Good morning.

36 COMMISSIONER STIENMETZ: Good morning.

37 CHAIRMAN GARNER: Good morning, Keith.

38 COMMISSIONER WAITS: Good morning, Keith.

39 KEITH WESTENGARD: Keith Westengard.

40 All right. A little update here for safety. So far this

1 year we've had three total recordable accidents, which is down  
2 two from previous year at the same time. So we're doing really  
3 good there. Hope we can keep it up.

4 One of things that I'm looking into through LEPC is it's  
5 called FirstNet. And in its simplest term, it's internet for  
6 public safety. This is a federally-mandated -- or a federal  
7 program that the state is working toward.

8 Our SERC meeting two weeks ago, we had a presentation on  
9 it. And as more information becomes available, I'll keep you  
10 guys informed on it.

11 But like I said, in its simplest terms it's a -- a first --  
12 -- it's internet for public safety. There's different levels of  
13 access depending on what agency you're with.

14 It also provides for communications in the event of our  
15 communications break down.

16 So like I said, as that -- as I get more information on  
17 that, I'll bring it to you -- your attention.

18 COMMISSIONER MASON: You said it was mandated? Was that --

19 KEITH WESTENGARD: I misspoke.

20 COMMISSIONER MASON: -- a mistake?

21 KEITH WESTENGARD: It was put together by the federal  
22 government and the State of Nevada is buying into it. And then  
23 it's an option for counties. It's not mandated.

24 COMMISSIONER WAITS: Is there any cost to the counties?

25 KEITH WESTENGARD: There will be some type of a -- of a  
26 cost. They haven't finalized that yet. It is a subscription  
27 program.

28 So like I said, as more information becomes available, and  
29 I get more educated on it through the state, I'll bring it to  
30 you guys and keep you informed on it.

31 COMMISSIONER MASON: Let me ask you a question. What's the  
32 overall purpose of it? Is it for -- keep hackers out or --

33 KEITH WESTENGARD: Well -- and that's one of the things  
34 that they -- they're building into the program is trying to keep  
35 hackers out. It's -- it's a nationwide communications  
36 information program. It's very similar to the Internet, but  
37 it's designed specifically for public safety. And that's it.

38 COMMISSIONER WAITS: Will they be doing, like, training,  
39 web seminars, or something like that?

40 KEITH WESTENGARD: Oh. Yeah. Yeah, they'll be training

1 and information will come out as it becomes available. And I'll  
2 get it to you guys just to keep you informed.

3 COMMISSIONER WAITS: Just in the infant stages?

4 KEITH WESTENGARD: Yes. Yes. Right now. So --

5 Two weeks ago, we did get final SERC approval for our  
6 \$30,000 LEPC grant, which will give us an upgrade for all our  
7 decontamination equipment and on our decontamination or our LEPC  
8 and hazardous materials response trailers.

9 We did get another \$2,000 for operation of LEPC and another  
10 \$2,000 for clerical. That's all approved. And we have that  
11 money beginning July 1<sup>st</sup>. I guess that's about all I have on my  
12 update.

13  
14 (Court reporter requesting clarification about acronym.)

15  
16 KEITH WESTENGARD: SERC. SERC is the State Emergency  
17 Response Commission. The State Emergency Response Commission is  
18 what oversees the -- the LEPCs, the Local Emergency Planning  
19 Committees.

20 CHAIRMAN GARNER: That's all?

21 KEITH WESTENGARD: That's it, yeah. Unless you have any  
22 questions?

23 CHAIRMAN GARNER: Any questions?

24  
25 **3) Discussion for possible action regarding approval/disapproval**  
26 **of a list of Lander County Safety Sensitive positions,**  
27 **provided by POOL/PACT, to be included in the Lander County**  
28 **Drug and Alcohol Policy random test pool, and other matters**  
29 **properly related thereto.**  
30

31 CHAIRMAN GARNER: Number three, discussion for possible  
32 action regarding approval or disapproval of a list of Lander  
33 County safety-sensitive positions provided by POOL/PACT to be  
34 included in the Lander County Drug and Alcohol Policy random  
35 test pool, and other matters properly related thereto.

36 KEITH WESTENGARD: Last -- or a month ago, we -- I  
37 presented the drug and alcohol policy to you guys. You approved  
38 it with the expectation of bringing to you a safety-sensitive  
39 position list. I included that in your packets.

40 What I did was I got with Human Resources, got every

1 position that we have within the county. I e-mailed that to  
2 POOL/PACT, John Bates, and we went over that position by  
3 position individually. And I include -- like I said, I included  
4 that in your -- in your packet.

5 The first, which would be the third page, which is the  
6 first list. The third page goes over each position within the  
7 county. And next to it is either a Y or an N. Yes. Y for yes,  
8 meaning it is safety sensitive. And no, meaning it's not a  
9 safety-sensitive position, therefore, would not be involved in  
10 the random pool.

11 Following pages shows the positions that were approved or  
12 that were -- that POOL/PACT got back to me with that they said  
13 would be safety sensitive. And that's the last two pages.

14 And if you have any questions on those -- the criteria that  
15 was used by POOL/PACT was anyone who routinely drives a county  
16 vehicle. So anybody who's assigned one or routinely drives a  
17 county vehicle or piece of equipment would be considered safety  
18 sensitive.

19 And when I say routinely, it's not the -- the position that  
20 would run to the mail or to the post office to pick up the mail  
21 once in a while or the person that uses their car to go to a  
22 training once a month or every couple of months. These are  
23 people that drive, routinely operate county-owned vehicles or  
24 equipment.

25 Once this list is approved, if it's approved in its  
26 entirety, we post it for 20 days in HR. And then we will  
27 include it on job descriptions from here on out, whichever  
28 positions are approved that they are subject to random drug  
29 testing.

30 COMMISSIONER MASON: So -- so let me ask you a question.  
31 If I jumped in your car, your safety manager's car and I can't  
32 drive it --

33 KEITH WESTENGARD: No, you can drive it.

34 COMMISSIONER MASON: But I'm not approved.

35 KEITH WESTENGARD: No. No. You don't routinely drive it.  
36 It's not either assigned to you or drive it daily or routinely.  
37 But when you take the county Tahoe to a training or to a  
38 meeting, that's not routinely driving it.

39 COMMISSIONER MASON: Okay.

40 KEITH WESTENGARD: Okay.

1 Is there more? Or did I explain it clear enough?  
2 COMMISSIONER MASON: Yeah, I think so.  
3 COMMISSIONER WAITS: It's not daily, but it's routinely is  
4 okay.  
5 I'll make a motion we approve as part of the Lander County  
6 Drug and Alcohol Free Workplace Policy the attached list of  
7 safety-sensitive positions as part of the random drug and  
8 alcohol testing program for Lander County.  
9 COMMISSIONER MASON: Second.  
10 CHAIRMAN GARNER: Any public comment?  
11 (No comment.)  
12 COMMISSIONER BULLOCK: I have a comment because I'm missing  
13 some --  
14 KEITH WESTENGARD: Oh. Okay.  
15 COMMISSIONER BULLOCK: -- individuals on here. We got in a  
16 hurry.  
17 KEITH WESTENGARD: Okay.  
18 COMMISSIONER STIENMETZ: If you go on down here.  
19 COMMISSIONER BULLOCK: I see those, but why am I not seeing  
20 --  
21 COMMISSIONER STIENMETZ: Here's the list that say yes to  
22 the --  
23 COMMISSIONER BULLOCK: Yeah, I understand that.  
24 KEITH WESTENGARD: I can give you my list from my packet.  
25 COMMISSIONER WAITS: Do you have two sheets?  
26 COMMISSIONER BULLOCK: Yeah, I got plenty of sheets.  
27 Let me put you where I'm at. I don't see the sheriff or  
28 the deputies on here.  
29 KEITH WESTENGARD: The sheriff and the -- the sheriff's  
30 department has their own drug and alcohol policy. And it's  
31 referred to in our drug and alcohol policy that they have their  
32 own. Pretty much -- well, not pretty much -- everyone in the  
33 sheriff's department is subject to random drug testing. I spoke  
34 with Undersheriff Quick about it. They have their own  
35 law-enforcement-specific drug and alcohol policy at the  
36 sheriff's department.  
37 COMMISSIONER BULLOCK: So I guess here's my question:  
38 We're making this county-wide, but they're going to have their  
39 different policy than the rest of the county.  
40 This is why I -- I see a little discrepancy here. I mean,

1 if we're going to make this a county policy, it needs to, in my  
2 opinion, refer all entities not just some have this policy and  
3 some have that policy.

4 KEITH WESTENGARD: And if -- if you would like, I can re-  
5 -- redo this to include the sheriff's department. And they can  
6 be included in our drug and alcohol policy --

7 CHAIRMAN GARNER: Do they use a consortium?

8 KEITH WESTENGARD: I'm not sure what the sheriff's  
9 department uses.

10 CHAIRMAN GARNER: Because obviously we would go into a  
11 national drug consortium with this?

12 KEITH WESTENGARD: Well, what -- what will happen is our --  
13 our commercial drivers, they'll be in one pool --

14 CHAIRMAN GARNER: Yeah.

15 KEITH WESTENGARD: -- because they have certain  
16 requirements and restrictions.

17 COMMISSIONER STIENMETZ: If they have a CDL, they've got to  
18 be tested differently.

19 KEITH WESTENGARD: Right. Where we'll have a -- a  
20 county-wide pool, that will be for all county employees that  
21 will include hair follicle testing as well, which we can't do  
22 that with the CDL drivers.

23 CHAIRMAN GARNER: But -- which is good, but we -- like Dean  
24 said, I think it needs to -- I don't know what their policy is,  
25 but this one ought to be --

26 COMMISSIONER WAITS: Well, let me ask then. If we -- if we  
27 actually included that, redid it, and included that, does that  
28 give the county the authority to go in to our officers and our  
29 deputies and do a random --

30 KEITH WESTENGARD: They are --

31 COMMISSIONER WAITS: -- testing for us individually or  
32 would the union allow that? Are we --

33 KEITH WESTENGARD: The union -- the union's stance on this  
34 is the policy that the county adopts they will accept. That --  
35 that's what I've had in my discussions with HR that generally  
36 they accept our drug policy as part of their --

37 COMMISSIONER WAITS: But who --

38 KEITH WESTENGARD: -- policies.

39 COMMISSIONER WAITS: -- actually is going to be requesting  
40 it. Because on all the rest of them, I'm assuming it's going to

1 be under your department; is that correct?  
2 KEITH WESTENGARD: Yes.  
3 COMMISSIONER WAITS: So for you then to go in and say I'd  
4 like that deputy randomly checked and the union's okay with  
5 that?  
6 KEITH WESTENGARD: Well, okay. There's two different  
7 things there. We have a random pool where we get random names  
8 or -- they're identified somehow randomly. Okay.  
9 What you're talking about is somebody goes in and says --  
10 that's called reasonable suspicion where we go in and we say,  
11 I'm going to go test you because there's reasonable suspicion  
12 that you're on drugs or alcohol.  
13 So that -- that's two different things we're talking about  
14 there. A random pool versus a reasonable -- and everybody's up  
15 for reasonable suspicion. It could be a secretary. If there's  
16 reasonable suspicion by her -- his or her supervisor, we can go  
17 in and say, let's go get drug tested right now, where the pool  
18 is random.  
19 COMMISSIONER WAITS: Right, I understand that.  
20 KEITH WESTENGARD: Okay.  
21 COMMISSIONER WAITS: But the pool is on our  
22 safety-sensitive positions.  
23 KEITH WESTENGARD: Correct.  
24 COMMISSIONER WAITS: Basically.  
25 KEITH WESTENGARD: Yes.  
26 COMMISSIONER WAITS: So -- so Dean's question then is: If  
27 we include them in this, then they will -- they, meaning the  
28 sheriff's department -- will draw the random names and give it  
29 to you? Or you ask for a random name?  
30 KEITH WESTENGARD: That's the way --  
31 COMMISSIONER WAITS: What kind of authority are we going to  
32 have over them as Dean's concerned?  
33 KEITH WESTENGARD: That --  
34 COMMISSIONER STIENMETZ: Don't you have somebody that you  
35 contract with that --  
36 KEITH WESTENGARD: Yes.  
37 CHAIRMAN GARNER: Yes.  
38 COMMISSIONER STIENMETZ: -- they use a computer or  
39 program --  
40 KEITH WESTENGARD: Mm-hm.

1 COMMISSIONER STIENMETZ: -- and it kicks out -- it kicks  
2 out and sends you a list of people every month.  
3 KEITH WESTENGARD: That's corr- -- well, it sends them it  
4 to HR.  
5 COMMISSIONER STIENMETZ: Yeah.  
6 KEITH WESTENGARD: Yes.  
7 COMMISSIONER STIENMETZ: A list of the people that need to  
8 be tested?  
9 KEITH WESTENGARD: That is correct. Yes.  
10 CHAIRMAN GARNER: And I do think the sheriff department  
11 would need to be in that because we are controlling their  
12 vehicles. They're on this county's insurance. Whether they  
13 have two policies or one, they can have two. That doesn't  
14 mean --  
15 COMMISSIONER STIENMETZ: Right.  
16 CHAIRMAN GARNER: -- that they can't have their own also.  
17 But being for the vehicle part of it, I think that is -- should  
18 be fully covered under --  
19 KEITH WESTENGARD: Okay. And --  
20 CHAIRMAN GARNER: -- this part.  
21 KEITH WESTENGARD: All right. And --  
22 CHAIRMAN GARNER: Looking --  
23 KEITH WESTENGARD: -- with the --  
24 CHAIRMAN GARNER: Looking at -- looking at that way.  
25 KEITH WESTENGARD: And with a motion, I believe, if you  
26 want me to include sheriff's deputies or the sheriff's  
27 department, I should say, I can do it. Am I correct, Nicole?  
28 COMMISSIONER BULLOCK: Well, that isn't the motion on the  
29 table right now, but --  
30 KEITH WESTENGARD: Well I -- okay, I --  
31 COMMISSIONER WAITS: Yeah, the motion is the attached list,  
32 right?  
33 KEITH WESTENGARD: Okay. And I can -- I can revise that  
34 and bring it back, if that's what you'd like, to include the  
35 sheriff's deputies.  
36 CHAIRMAN GARNER: Well, you can put it in --  
37 COMMISSIONER WAITS: Or we can add an addendum. We can  
38 pass this and add an addendum and bring it back, right?  
39 COMMISSIONER STIENMETZ: Yeah.  
40 CHAIRMAN GARNER: So it's other matters properly related

1 thereto. You can add it right now.  
2 COMMISSIONER STIENMETZ: To your motion.  
3 CHAIRMAN GARNER: Yeah, you can add --  
4 COMMISSIONER STIENMETZ: To include the sheriff's --  
5 CHAIRMAN GARNER: -- it to your motion.  
6 COMMISSIONER STIENMETZ: -- department.  
7 COMMISSIONER WAITS: Well, I will do that. I will amend my  
8 motion to include, along with the safety list attached, the  
9 sheriff's department. And do you want them listed individually  
10 or just the whole sheriff's department?  
11 COMMISSIONER BULLOCK: Well, I think you've got -- it's --  
12 here you run into more specifics. You've got individuals that  
13 are --  
14 CHAIRMAN GARNER: The drivers.  
15 COMMISSIONER BULLOCK: -- technically clerks --  
16 COMMISSIONER WAITS: That are not driving.  
17 COMMISSIONER BULLOCK: -- that don't fall --  
18 COMMISSIONER WAITS: Yeah.  
19 COMMISSIONER BULLOCK: -- on what you normally do in the  
20 other departments. So I think we've got to be careful here.  
21 COMMISSIONER WAITS: Okay, I'm going to take back my  
22 amended motion. I'm going to leave it as it stands for the  
23 first one. And why don't we come back and add an amendment on  
24 this? And that way we can get all our t's crossed and i's  
25 dotted.  
26 KEITH WESTENGARD: That's fine. I'll have an amended  
27 motion to you next meeting.  
28 COMMISSIONER WAITS: Okay. Motion stands as it is to  
29 approve the attached safety list.  
30 CHAIRMAN GARNER: Do we have any other public comment?  
31 (No comment.)  
32 CHAIRMAN GARNER: All those in favor?  
33 Aye.  
34 COMMISSIONER STIENMETZ: Aye.  
35 COMMISSIONER WAITS: Aye.  
36 COMMISSIONER MASON: Aye.  
37 COMMISSIONER BULLOCK: Aye.  
38 KEITH WESTENGARD: All right. Thank you. That's all I  
39 have.  
40 CHAIRMAN GARNER: Thanks, Keith.

1 COMMISSIONER WAITS: Thank you, Keith.

2 COMMISSIONER STIENMETZ: Thank you, Keith.

3

4

5

ROAD AND BRIDGE SOUTH

6

7

4) Discussion for possible action regarding operations and projects for the Road and Bridge South Department, and other matters properly related thereto.

8

9

10

11 CHAIRMAN GARNER: Item four, discussion for possible action  
12 regarding operations and projects for the Road and Bridge South  
13 Department, and other matters properly related thereto.

14

Bert?

15

BERT RAMOS: Good morning.

16

COMMISSIONER STIENMETZ: Good morning, Bert.

17

COMMISSIONER WAITS: Good morning.

18

19

BERT RAMOS: All right. For the Road and Bridge, we've  
20 been busy blading all these roads up to the NDOT standard for  
21 our gas tax. We just finished that up this last week. So we  
22 can call NDOT back in so they can come drive them roads and make  
23 sure they're up to their standards so we can get our gas tax  
24 money out of them. And that's about it.

24

Putting in a lot of culverts where they washed.

25

And other than that, everything's going smooth.

26

We've been -- got your steps done and got our mailbox up at  
27 the post office -- or I mean at the -- post office? -- I mean  
28 at the library. So the book drop's in.

29

And getting all the little stuff done around town so --

30

CHAIRMAN GARNER: Did you get the sewer hooked up at the --

31

BERT RAMOS: We're digging that today right now. We dug it  
32 once. That's why I missed last meeting. I was digging it. And  
33 then today we're -- we found it.

34

CHAIRMAN GARNER: For the bathrooms?

35

BERT RAMOS: Yeah.

36

CHAIRMAN GARNER: Okay.

37

BERT RAMOS: Today it will be dug and hopefully hooked up.

38

CHAIRMAN GARNER: Okay.

39

COMMISSIONER MASON: What's -- what's happening with the  
40 Ormat and their agreement on the --

1 BERT RAMOS: That's the next -- that's the next item.

2 COMMISSIONER WAITS: We'll go to the next agenda.

3 BERT RAMOS: So that's it, unless you guys got any  
4 questions for me.

5

6 5) Discussion for possible action regarding approval/disapproval  
7 of the Encroachment Application and Permit for ORNI 39, LLC  
8 to construct an access road and pipelines for Phase 2 of the  
9 Ormat Grass Valley Geothermal Project, and other matters  
10 properly related thereto.

11

12 CHAIRMAN GARNER: Five, discussion for possible action  
13 regarding approval/disapproval of the encroachment application  
14 and permit for the ORNI 39, LLC, to construct an access road and  
15 pipelines for Phase 2 of the Ormat Grass Valley Geothermal  
16 Project, and other matters properly related thereto.

17 BERT RAMOS: I brought -- I know that they sent you guys a  
18 map on the -- on the thing. But there was no colored map in  
19 there. Somehow we missed it. I brought copies of it. It kind  
20 of puts it in --

21 COMMISSIONER WAITS: I think we do have it.

22 BERT RAMOS: Oh, you guys do have it?

23 COMMISSIONER WAITS: Yes, we have it.

24 BERT RAMOS: Okay, I didn't see one way -- when I looked, I  
25 didn't see it the other day. But there was no -- it wasn't on  
26 your computer.

27 COMMISSIONER WAITS: It wasn't. But it was on the --

28 BERT RAMOS: That's how I ended up with it --

29 COMMISSIONER WAITS: -- paperwork. Thank you.

30 BERT RAMOS: That's why I brought one, because I didn't  
31 realize that you had it.

32 Is what they're asking to do is run a pipeline down the  
33 other side of the road. The purple one is the pipeline that's  
34 existing, Phase 1. And the green is Phase 2, which is what  
35 they're proposing.

36 And I don't know the rules and regs. I know it will cost  
37 them millions of dollars and months and months of all their  
38 surveys and studies and everything else to cross the BLM. And  
39 there's archaeological sites and everything else they've got to  
40 go acrossed if we don't approve it.

1           That's kind of up to you guys and how you guys feel about  
2 the tax abatement and everything else.

3           COMMISSIONER WAITS: How -- how long is this distance-wise?

4           CHAIRMAN GARNER: It's a long ways.

5           COMMISSIONER WAITS: A long ways.

6           BERT RAMOS: It's a ways. I don't know the exact -- I  
7 don't know the exact -- I sh- --

8           CHAIRMAN GARNER: It's about a mile and a quarter.

9           BERT RAMOS: Okay.

10          COMMISSIONER WAITS: I think I'm understanding this right.  
11 We gave them the easement and the authority last time. And they  
12 put their pipeline in, right?

13          BERT RAMOS: Mm-hm.

14          COMMISSIONER WAITS: Okay. Now, if we give them this on  
15 the other side, that really controls our road for -- I imagine  
16 you can tell me how the grading's going to go and how that  
17 affects it.

18          But if we decide to widen that road, I mean, this is a long  
19 time. This goes in permanently. We're not going to take it  
20 out. And 20 years ago, we didn't know we were going to have  
21 geothermal plants out there.

22          So I'm looking at the future saying, what if we want to  
23 expand this road? Can I do anything with it? What -- what is  
24 this really holding me to if they put a pipeline on each side?  
25 What can I do with the road?

26          BERT RAMOS: You can leave it how it is and bypass it, I  
27 guess. You can't do much with it at that point. They'd have to  
28 move the pipeline.

29          COMMISSIONER BULLOCK: So why do they not want to put them  
30 side by side on the same side of the road?

31          BERT RAMOS: I don't know. They never did come with a -- I  
32 think they're -- they're in -- the last time is what we did is  
33 we approved them to go down on our easement on the -- as far on  
34 the outside as they could get it.

35          COMMISSIONER BULLOCK: Mm-hm.

36          BERT RAMOS: And if they come in any further -- and I don't  
37 know if there's a certain distance these pipeline have to be  
38 separated or not. But if they come in any further, then they're  
39 pretty much right on the shoulder of our road. There is no --  
40 there's no buffer zone, so to speak.

1 CHAIRMAN GARNER: It's close already.  
2 BERT RAMOS: It's plenty close, yeah.  
3 CHAIRMAN GARNER: They've already hit it.  
4 BERT RAMOS: Yeah, it's been hit a few times.  
5 COMMISSIONER WAITS: Is there anyone from Ormat here? This  
6 morning?  
7 COMMISSIONER STIENMETZ: Uh-uh.  
8 COMMISSIONER WAITS: I don't know exactly what we would be  
9 saving them. You're -- you're talking a lot if they have to go  
10 through certainly the time phases to get approval with BLM and  
11 anything with environmental assessments and so forth.  
12 But I'm assuming if we give them this -- this type of  
13 right-of-way again, not only is it curtailing our road, but  
14 we're not going to be getting the funds that we have been  
15 getting from them because of number one, the partial abatement  
16 and now we're in here for another abatement that apparently we  
17 were not able to get. And so we're losing a lot of money there.  
18 And yet, they're coming before us saying, hey, could we -- could  
19 we do this again?  
20 So I guess one of the things I would like to know is -- I  
21 understand why they want to do this -- but I'd like to know from  
22 them what the figures they would be saving themselves if the  
23 county --  
24 COMMISSIONER STIENMETZ: Yeah.  
25 COMMISSIONER WAITS: -- let them do this.  
26 BERT RAMOS: They want a favor --  
27 CHAIRMAN GARNER: Well, --  
28 BERT RAMOS: -- is what they're pretty much asking.  
29 CHAIRMAN GARNER: My concern is they still haven't held up  
30 to their agreement with construct- -- or the maintenance of this  
31 road.  
32 BERT RAMOS: No, that all got changed after the -- yeah.  
33 CHAIRMAN GARNER: I mean, we're talking miles of road that  
34 they were supposed to be maintaining this whole time. I just  
35 was down that road two weeks ago. I mean, you're doing all  
36 right. But it's -- it's not our -- it's not supposed to be our  
37 gig. It's their gig right now. And it's a wreck.  
38 BERT RAMOS: They have so many departments that it's -- it  
39 is hard to work with them because there's --  
40 CHAIRMAN GARNER: Mm-hm.

1 BERT RAMOS: You got nine different departments to deal  
2 with and nobody knows who's what and who has control of it at  
3 that time. So it makes it difficult.

4 COMMISSIONER MASON: Well, let me ask you a question. On  
5 the original agreement on the road maintenance, did they alter  
6 that? Did they change it? Or have they --

7 COMMISSIONER STIENMETZ: Just didn't do it.

8 COMMISSIONER MASON: -- just refused to do it?

9 BERT RAMOS: Well, is what happened is they -- they didn't  
10 realize what the maintenance entailed. And so once they  
11 realized what the maintenance entailed, then they wanted to turn  
12 it back over to the county and just pay us to maintain it.

13 COMMISSIONER MASON: Yeah, but there's got to be some  
14 paperwork on that, right? Is there --

15 BERT RAMOS: Yeah, we have -- we have a contract that was  
16 never upheld. That's what Brian was referring to. It was never  
17 upheld because they didn't -- of what it entailed to maintain  
18 it.

19 COMMISSIONER MASON: And how -- how long have they not been  
20 maintaining the road?

21 BERT RAMOS: Well, the county's been maintaining it. And  
22 they've -- they did pay us for a portion of that.

23 But then it goes back to the -- all the departments. The  
24 drilling department has treated us well. And if the -- while  
25 the drillers are out there doing their work, they've paid us.  
26 But anybody else that we billed, they don't seem to -- it  
27 shuffles from department to department until it's -- it kind of  
28 goes away so to speak.

29 COMMISSIONER MASON: So basically, we have a -- an  
30 unhonored contract. And they're asking us for this particular  
31 agenda item. I think we ought to have them before us.

32 BERT RAMOS: I think the bigger thing is is the tax  
33 abatement, personally.

34 UNIDENTIFIED PARTICIPANT: Yeah.

35 BERT RAMOS: They want a favor. And they aren't doing the  
36 tax abatement.

37 COMMISSIONER BULLOCK: I'd like to make a motion to defer  
38 this till we can have a representative from ORNI 39, LLC, to be  
39 present at a commission meeting to explain their reasoning for  
40 this encroachment application.

1 COMMISSIONER STIENMETZ: I'll second that motion.  
2 COMMISSIONER MASON: I think the amen- -- we could amend  
3 the motion to include the road maintenance.  
4 Cannot?  
5 CHAIRMAN GARNER: (Indicating no.) It's another agenda  
6 item.  
7 COMMISSIONER MASON: Well, that would be a new agenda item.  
8 COMMISSIONER BULLOCK: Mm-hm. Two different items.  
9 CHAIRMAN GARNER: Any public comment?  
10 (No comment.)  
11 CHAIRMAN GARNER: All those in favor?  
12 COMMISSIONER MASON: Aye.  
13 CHAIRMAN GARNER: Aye.  
14 COMMISSIONER WAITS: Aye.  
15 COMMISSIONER BULLOCK: Aye.  
16 COMMISSIONER STIENMETZ: Aye.  
17 CHAIRMAN GARNER: Thanks, Bert.  
18 BERT RAMOS: Thank you.  
19 COMMISSIONER STIENMETZ: Thanks, Bert.  
20 COMMISSIONER WAITS: Thank you.

21  
22  
23 **ROAD AND BRIDGE NORTH**

24  
25 6) **Discussion possible action regarding operations and projects**  
26 **for the Road and Bridge North Department, and other matters**  
27 **properly related thereto.**

28  
29 CHAIRMAN GARNER: Six, discussion possible action regarding  
30 operations and projects for the Road and Bridge North  
31 Department, and other matters properly related thereto.

32 DONALD NEGRO: Donald Negro, Road and Bridge North.

33 Pretty much the Road and Bridge North, we're business as  
34 normal. We're going to start probably next week running water  
35 trucks with our blades, because it's getting so dry.

36 We developed a hole out on Old 8A. We had a culvert rusted  
37 out. So we're in the process of not -- it will be the near  
38 future, we'll go in and replace two culverts because no one can  
39 remember when this culverts were put in. And they're really  
40 rusted out. So I ordered two new culverts. We'll put them in.

1 The landfill, we had a state inspection with the landfill,  
2 and everything looked good. They were happy and had a couple of  
3 things just -- but we've done a lot of improvements at our  
4 landfill. We redid the roads and drainage at the landfill.

5 So business as normal.

6 Questions?

7 COMMISSIONER GARNER: I don't have any.

8 DONALD NEGRO: Thank you.

9 CHAIRMAN GARNER: Thanks, Donnie.

10 COMMISSIONER WAITS: Thank you, Donnie.

11 COMMISSIONER BULLOCK: Thanks, Donnie.

12 COMMISSIONER STIENMETZ: Thanks, Donnie.

13  
14  
15 PUBLIC WORKS

16  
17 7) Discussion possible action regarding operations and projects  
18 for the Public Work Department, and other matters properly  
19 related thereto.

20  
21 CHAIRMAN GARNER: Seven, discussion possible action  
22 regarding operations and projects for the Public Works  
23 Department, and other matters properly related thereto.

24 COMMISSIONER BULLOCK: I don't see him.

25 CHAIRMAN GARNER: I think Jake's off of medical.

26  
27  
28 SENIOR CENTER

29  
30 8) Discussion for possible action regarding approval/disapproval  
31 of Amendment #1 to the Interlocal Contract between Lander  
32 County and the Nevada Department of Health and Human  
33 Services, Division of Health Care Financing and Policy  
34 (DHCFP), and the Division of Welfare and Supportive Services  
35 (DWSS) to provide the administrative services necessary to  
36 operate the Medicaid County Match Program for the DHCFP and  
37 DWSS; and other matters properly related thereto.

38  
39 CHAIRMAN GARNER: Eight, discussion for possible action  
40 regarding approval/disapproval of Amendment #1 to the interlocal

1 contract between the Lander County and the Nevada Department of  
2 Health and Human Services, Division of Health Care Financing and  
3 Policy (DHCFP), and the Division of Welfare and Supportive  
4 Services (DWSS) to provide the administrative services necessary  
5 to operate the Medicaid County Match Program for the DHCFP and  
6 DWSS; and other matters properly related thereto.

7 Is this just a --

8 COMMISSIONER BULLOCK: Just an amendment.

9 CHAIRMAN GARNER: What's changed on this, Nicole, do you  
10 know?

11 DEPUTY DISTRICT ATTORNEY TING: The amendment -- hold on  
12 just a second, Commissioner.

13 COMMISSIONER WAITS: Nicole, while you're looking at that,  
14 I needed a clarification too, because when I read that this was  
15 an amendment, it refers to Exhibit A. And then it actually has  
16 listed number A. But there was so much involved, that I read  
17 all through it, and I couldn't pick out what exactly they were  
18 amending other than the first paragraph. And so I wondered if  
19 there was anything else in it.

20 CHAIRMAN GARNER: That's what I couldn't --

21 COMMISSIONER WAITS: I thought it was very confusing.

22 CHAIRMAN GARNER: Is the whole thing an amendment? Or is  
23 just the paragraph?

24 COMMISSIONER WAITS: Right. And I think it said Sandi was  
25 going to --

26 CHAIRMAN GARNER: Because there's --

27 COMMISSIONER WAITS: -- be here, I believe.

28 COMMISSIONER BULLOCK: No. She --

29 COMMISSIONER WAITS: No?

30 COMMISSIONER BULLOCK: Sandi couldn't be here.

31 COMMISSIONER WAITS: Oh.

32 CHAIRMAN GARNER: Because there's zero dollar amount.

33 COMMISSIONER WAITS: Yes. So will be attending the  
34 meetings. Sandi Smith, director. Yeah, but she couldn't make  
35 it.

36 Question mark?

37 DEPUTY DISTRICT ATTORNEY TING: I haven't reviewed this  
38 particular contract, but I can look into what -- the amendment  
39 actually changes and get back to the commission if you guys  
40 would like.

1           And it looks like Exhibit A is the original contract, which  
2 is not included here.

3           COMMISSIONER BULLOCK: From what I got from it was on page  
4 four, under amended contract language was the termination; the  
5 consideration; the breach, remedies; and indemnification.

6           CHAIRMAN GARNER: Yeah, I got it here. Was that it?

7           COMMISSIONER BULLOCK: That was my understanding of what  
8 changes were made.

9           COMMISSIONER WAITS: I looked at that. But if you went to  
10 page four, then they're -- they're making a correction on number  
11 four, termination; number seven, consideration; number ten,  
12 breach, remedies; and number thirteen, indemnification. Is that  
13 the way you understand it?

14          COMMISSIONER BULLOCK: Mm-hm. Which is amended there. We  
15 don't have the old wording that was in the contract. That's why  
16 all we're seeing is the amended contract language.

17          DEPUTY DISTRICT ATTORNEY TING: So it looks like the  
18 original termination provided for a period of 180 days. The  
19 amended termination provides for a period of 90 days.

20          COMMISSIONER BULLOCK: Mm-hm.

21          COMMISSIONER WAITS: How about our cost maximum on that?

22          COMMISSIONER BULLOCK: I think it's --

23          COMMISSIONER WAITS: I don't know if that has -- if that  
24 number has been changed or not either.

25          COMMISSIONER GARNER: I think it's fully --

26          COMMISSIONER WAITS: Was it still 8 cents per hundred  
27 assessed value?

28          COMMISSIONER BULLOCK: Mm-hm.

29          COMMISSIONER MASON: I think there's too many unknowns  
30 here. We need to defer this.

31          I make a motion we defer this until it's properly  
32 represented before this commission.

33          COMMISSIONER WAITS: And legal hasn't looked at it, right?

34          DEPUTY DISTRICT ATTORNEY TING: Legal has approved it.  
35 I -- I just didn't.

36          COMMISSIONER WAITS: I see. Okay, no, legal has reviewed  
37 it.

38          COMMISSIONER BULLOCK: And she's asking us to approve it.  
39 So she is aware of the changes.

40          COMMISSIONER MASON: Are you going to second my deferment?

1 CHAIRMAN GARNER: No second? Motion dies.  
2 COMMISSIONER BULLOCK: I make a motion we approve the  
3 amended number one -- Amendment Number 1 to the Interlocal agr-  
4 -- Contract between Lander County and Nevada Department of  
5 Health and Human Services, Division of Health Care Financing and  
6 Policy, and the Division of Welfare and Supportive Services to  
7 provide the administrative services necessary to operate the  
8 Medicaid County Match Program from DHCFP and DWSSS.  
9 COMMISSIONER STIENMETZ: And authorize the chair to sign.  
10 COMMISSIONER WAITS: And authorize the chair to sign.  
11 COMMISSIONER BULLOCK: And authorize the chair to sign.  
12 COMMISSIONER STIENMETZ: I'll second the motion.  
13 CHAIRMAN GARNER: Any public comment?  
14 (No comment.)  
15 CHAIRMAN GARNER: All those in favor?  
16 COMMISSIONER STIENMETZ: Aye.  
17 CHAIRMAN GARNER: Aye.  
18 COMMISSIONER WAITS: Aye.  
19 COMMISSIONER BULLOCK: Aye.  
20 COMMISSIONER MASON: No.  
21 CHAIRMAN GARNER: All opposed?

22  
23  
24 **COMMISSIONERS**

- 25  
26 9) **Discussion for possible action regarding approval and**  
27 **acceptance of the final Lander County Official Road Map**  
28 **prepared by Summit Engineering Corporation, and other matters**  
29 **properly related thereto.**  
30

31 CHAIRMAN GARNER: Nine, discussion for possible action  
32 regarding approval and acceptance of the final Lander County  
33 Official Road Map prepared by Summit Engineering Corporation,  
34 and other matters properly related thereto.

35 COUNTY CLERK SULLIVAN: And I need to get Ray Williams on  
36 the line.

37 JIM MCGUIRE: Good morning.

38 CHAIRMAN GARNER: Give us one minute to get Austin on the  
39 line, please.

40 JIM MCGUIRE: Jim McGuire for Summit Engineering.

1 UNIDENTIFIED PARTICIPANT: He said give them a second to  
2 get somebody on the line.

3  
4 (County Clerk Sullivan establishing communication via  
5 teleconference with Ray Williams.)  
6

7 COUNTY CLERK SULLIVAN: Hi, Ray. This is Sadie. I'm going  
8 to go ahead and put you on speakerphone. We are on item --  
9 okay.

10 Can you hear us?

11 RAY WILLIAMS: Yeah.

12 COUNTY CLERK SULLIVAN: Okay.

13 DEPUTY DISTRICT ATTORNEY TING: I just have a -- I just  
14 have a quick procedural note.

15 It looks like pursuant to Chapter 403 of the NRS, before  
16 final approval of this map, it looks like we have to have a  
17 public hearing. And then we have to publish the work and have a  
18 public hearing ten days before the public hearing. But  
19 obviously Summit can present today.

20 COMMISSIONER MASON: Is this not a public hearing?

21 COMMISSIONER WAITS: No.

22 COMMISSIONER STIENMETZ: It's not advertised as one, Dave.

23 DEPUTY DISTRICT ATTORNEY TING: Well, I mean, it is a  
24 public hearing, but not a public hearing that's been noticed in  
25 --

26 COUNTY CLERK SULLIVAN: It has to be specifically in the  
27 paper for this item.

28 JIM McGUIRE: Okay. So we're going to have -- there's  
29 going to have to be another public hearing?

30 Explain that process again.

31 DEPUTY DISTRICT ATTORNEY TING: Yeah. There will have to  
32 be another public hearing where -- I don't know -- a public  
33 hearing that has to be published specific to -- to this map.

34 COMMISSIONER BULLOCK: With a specific time.

35 COUNTY CLERK SULLIVAN: Specific time and ten days prior to  
36 the meeting.

37 JIM McGUIRE: But at this -- at this meeting, the  
38 commission can approve and accept the map. Is that --

39 DEPUTY DISTRICT ATTORNEY TING: At this meeting, I think  
40 the commission can -- can designate that they want to accept

1 this map and then -- and then say that they want to pre- --

2 CHAIRMAN GARNER: Prepare for --

3 COMMISSIONER STIENMETZ: Public meeting.

4 CHAIRMAN GARNER: Public meeting.

5 DEPUTY DISTRICT ATTORNEY TING: Yeah.

6  
7 (Summit Engineering preparing for presentation.)

8  
9 COUNTY CLERK SULLIVAN: There's also a map out on the table  
10 if anybody would like to look at one.

11 JIM MCGUIRE: Okay, let's see if everybody can see this  
12 now.

13 All right. Thanks for this opportunity to present this,  
14 your official map for approval and acceptance.

15 Before I get started, I do want to thank Ray Williams on  
16 the Lander County Public Land Use Advisory Board for his  
17 assistance and input.

18 I also want to thank the roads department, Donnie and Bert  
19 and Tammy and Donna, for all their help and assistance with  
20 input and --

21 CHAIRMAN GARNER: Can we get --

22 JIM MCGUIRE: -- helping with the road numbers.

23 CHAIRMAN GARNER: Can we get your name for the record?

24 COMMISSIONER BULLOCK: We already --

25 JIM MCGUIRE: Jim McGuire.

26 And also local citizen, Jay Winrod from southern Lander  
27 County has been very valuable, a lot of good input, local  
28 familiarity with the roads.

29 So this is the final, official map here.

30 We wound up, as far as our minor road mapping goes, wound  
31 up with a little over 2300 miles of minor roads. We originally  
32 anticipated around 2100. So all the things considered, it was a  
33 pretty good first guess.

34 It's the first time in county history that every one of  
35 those roads is now designated by number and by identified. And  
36 it's also the first time that all the roads' information is  
37 incorporated into a -- a GIS database, which is going to make  
38 it, among a lot of other benefits, make it very easy to update  
39 in the future.

40 The -- the official map, as far as what will be accepted

1 and recorded and signed, due to county recording requirements,  
2 has to be drafted in black ink on mylar.

3 And so this -- this is the official map right here. There  
4 is a signature block down here for the county commission and the  
5 county clerk. And there's an -- an area for the recorder  
6 information.

7 So this will be on file with the recorder. And this mylar  
8 will be kept in the recorder's office.

9 Now, this is the full-color version of the map. And this  
10 is what we'll be preparing ten laminated and mounted copies of  
11 for distri- -- for placement in the various county offices.

12 COMMISSIONER MASON: That size?

13 JIM McGUIRE: This size.

14 This map will contain a note down here referencing the  
15 recording information of the original map. So you'll have the  
16 document number and the date and everything that the map was  
17 filed. So -- other than that change in the note and the obvious  
18 color addition, this map is identical with the -- with the  
19 recorded map.

20 On the face of the map, I have all the road names and road  
21 numbers for the main roads and the general roads. The minor  
22 roads, seeing as there's nearly a thousand of them, obviously  
23 there's not room on the face of the map to put those. So those  
24 are in a separate index, a minor road index.

25 And this index will be recorded prior to the map. And so  
26 on the map itself, we will fill in the recorded number of this  
27 document so it will be referenced on the map as to what the  
28 document number of this index is.

29 To satisfy the NRS requirements --

30  
31 (Telephone: If you'd like to make a call, please hang up and  
32 try again. If you leave --)

33  
34 JIM McGUIRE: To satisfy the NRS filing requirements for  
35 minor roads, every minor road in the index is identified with  
36 the length and --

37 DEPUTY DISTRICT ATTORNEY TING: Oh, Mr. McGuire --

38 JIM McGUIRE: -- township and the range and the sections  
39 that the roads go through.

40 DEPUTY DISTRICT ATTORNEY TING: Mr. McGuire, do you want to

1 hold on just a second while we get Austin back on the line?  
2 Sorry.

3 JIM McGUIRE: Oh, sure.

4  
5 (County Clerk Sullivan attempting to get participant back  
6 in the teleconference.)  
7

8 COMMISSIONER MASON: Just for --

9 COUNTY CLERK SULLIVAN: Ray, are you there? Can you hear  
10 us? Ray, can you hear us?

11 CHAIRMAN GARNER: Poor service.

12 COUNTY CLERK SULLIVAN: Mm-hm. The cell phones were out  
13 this morning. I have him on there. We'll see.  
14

15 CHAIRMAN GARNER: Go ahead.

16 JIM McGUIRE: Okay.

17 COMMISSIONER MASON: Let me ask you a question: On the  
18 indexing for the large maps, there's going to be ten of these?

19 JIM McGUIRE: Correct.

20 COMMISSIONER MASON: Will there be ten indexes to go with  
21 them?

22 JIM McGUIRE: This -- this will be a recorded document. I  
23 mean, you can make as many copies as you want. It will be  
24 public information.

25 If you would like ten copies printed off, when I -- when we  
26 bring the maps, I can do that, but --

27 COMMISSIONER MASON: Just for the large maps, I think that  
28 would be a good idea so you have an index, a total index to go  
29 with the map, where it's placed on the wall, wherever that is.

30 JIM McGUIRE: Sure. Yeah.

31 COMMISSIONER MASON: I imagine one of these is going to end  
32 up with BLM. And I think it'd be good if they have an index.

33 JIM McGUIRE: Right. And like I say, it's all -- the map  
34 and the index will be public record. You know, it's all  
35 available from the recorder's officer.

36 CHAIRMAN GARNER: They can buy their own.

37 JIM McGUIRE: You can -- we can make whatever cop- --  
38 copies you may want.

39 And speaking of BLM, that does remind me, I was going to  
40 mention, both BLM and forest service have reviewed the maps or

1. the map and neither have offered any comments. So I guess  
2 that's tacit approval.

3 So the -- okay, so the process -- the -- the mylar map will  
4 be recorded with the recorder. And then I'll have recorded  
5 information on it. And then a copy of that recorded map is what  
6 will be filed with NDOT in Carson City. They have no specific  
7 requirements for county road maps. They just need a copy of it  
8 for their own records.

9 So -- so these are the large display maps. Then -- and  
10 I'll be making ten of these -- and then for the small maps for  
11 public distribution are this size here. So, you know, this is  
12 the back of the map or the front of the map. Excuse me.

13 This is identical with this. It's just reduced. And  
14 there's a -- there's a note on this map saying it's a  
15 full-color, reduced-scale version of the official map. And it  
16 will have the same recording information referencing back to  
17 the -- to the official map.

18 This map, because of the format and it has two sides to it  
19 on the backside of it, we have printed the entire minor road  
20 index and a couple of other things that are in the vicinity map  
21 and mileage chart.

22 And this is really kind of a crude mockup of what -- what  
23 the official, folded county road map will look like. I got the  
24 front side and then the backside.

25 COMMISSIONER MASON: Oh, wow.

26 JIM McGUIRE: So it's just your standard highway map type  
27 format. And it will be real convenient for people to use.

28 UNIDENTIFIED PARTICIPANT: How many of those did you get?

29 JIM McGUIRE: And with that, I mean, I think throughout the  
30 process we pretty much said everything there is to say. But  
31 here's your official map.

32 If you have any questions or comments (indiscernible), I'd  
33 be glad to answer them.

34 COMMISSIONER STIENMETZ: How many copies of that size do we  
35 get?

36 JIM McGUIRE: Ten copies.

37 COMMISSIONER STIENMETZ: No, the other.

38 JIM McGUIRE: A thousand.

39 COMMISSIONER STIENMETZ: A thousand?

40 JIM McGUIRE: Yeah.

1 COMMISSIONER WAITS: Well, I think it's exciting to really  
2 have this --  
3 COMMISSIONER MASON: I do too.  
4 JIM McGUIRE: I do too.  
5 COMMISSIONER WAITS: -- at completion. It looks wonderful.  
6 COMMISSIONER MASON: Can we approve this, or do we to have  
7 a public meeting first?  
8 DEPUTY DISTRICT ATTORNEY TING: Yes, a public meeting is  
9 necessary to -- to classify this as the -- as the official map.  
10 But I mean, today you can, I mean, approve it as the map that  
11 you want as your official map.  
12 COMMISSIONER WAITS: But we can't officially sign the mylar  
13 and have it recorded or anything? It has to go before the  
14 public first, right?  
15 DEPUTY DISTRICT ATTORNEY TING: Yes.  
16 COMMISSIONER STIENMETZ: Yes.  
17 COMMISSIONER MASON: So let me ask another question just  
18 for simplicity. If we have the public meeting and that goes  
19 okay, does Summit Engineering have to come back for the approval  
20 if there's no change? Or can we just approve it on an agenda  
21 item?  
22 COMMISSIONER BULLOCK: We can -- you can have the public  
23 meeting in a commissioners' meeting and approve it right there  
24 or right after it. So --  
25 COUNTY CLERK SULLIVAN: We'll just have to have the mylar  
26 available.  
27 COMMISSIONER BULLOCK: Due to the time, I don't think we  
28 have time to put it on the next meeting. I would make a motion  
29 that we approve as a -- these maps to be put out to a public  
30 hearing on May 24<sup>th</sup> and as a designated time so that we can  
31 finalize the approval and -- of these maps.  
32 COMMISSIONER WAITS: May 22<sup>nd</sup>?  
33 COMMISSIONER BULLOCK: Twenty-second?  
34 CHAIRMAN GARNER: Yeah.  
35 COMMISSIONER BULLOCK: Is that what it is?  
36 COMMISSIONER WAITS: Yes.  
37 COMMISSIONER BULLOCK: Okay.  
38 COMMISSIONER STIENMETZ: I'll second the motion.  
39 CHAIRMAN GARNER: Any public comment?  
40 (No comment.)

1 CHAIRMAN GARNER: All those in favor?  
2 COMMISSIONER MASON: Aye.  
3 CHAIRMAN GARNER: Aye.  
4 COMMISSIONER WAITS: Aye.  
5 COMMISSIONER BULLOCK: Aye.  
6 COMMISSIONER STIENMETZ: Aye.  
7 JIM McGUIRE: And just so it's understood, we can't proceed  
8 with any of the printing until --  
9 COMMISSIONER STIENMETZ: Right.  
10 COMMISSIONER BULLOCK: We understand.  
11 JIM McGUIRE: -- that action is taken. Okay.  
12 COUNTY CLERK SULLIVAN: Ray had a comment.  
13 CHAIRMAN GARNER: Ray? Ray?  
14 RAY WILLIAMS: Okay. Okay.  
15 CHAIRMAN GARNER: Oh, he's on the other phone line.  
16 COUNTY CLERK SULLIVAN: Yeah. Okay.  
17 COMMISSIONER BULLOCK: Okay. We appreciate all your --  
18 COMMISSIONER STIENMETZ: Yes.  
19 COMMISSIONER BULLOCK: -- effort on this. Looks good.  
20 COMMISSIONER MASON: It does look good.  
21 JIM McGUIRE: Now, would I leave this here with --  
22 COUNTY CLERK SULLIVAN: Ray?  
23 JIM McGUIRE: -- for the next meeting? I mean.  
24 CHAIRMAN GARNER: Sure.  
25 COMMISSIONER BULLOCK: Sure.  
26 JIM McGUIRE: Okay.  
27 COMMISSIONER STIENMETZ: Jim will be the keeper of it.  
28 COMMISSIONER BULLOCK: Yeah.  
29 COMMISSIONER WAITS: Thank you, Tom.  
30 COMMISSIONER BULLOCK: Thanks.  
31 COMMISSIONER STIENMETZ: That will look nice in your  
32 office, Jim.  
33 COMMISSIONER MASON: There's a new title -- map keeper.  
34 JIM OLSON: Nice maps.  
35 COMMISSIONER STIENMETZ: Mm-hm.  
36 CHAIRMAN GARNER: Yeah.  
37 COMMISSIONER WAITS: That's so you can find your way around  
38 a lot easier, Jim.  
39 COUNTY CLERK SULLIVAN: Ray?  
40 JIM OLSON: I can just carry it with me in my car, kind of

1 hang it out the window and --  
2 COMMISSIONER WAITS: What did we spend all this money for?  
3 COMMISSIONER MASON: That's the map guy.  
4 COMMISSIONER STIENMETZ: Put it in the GIS.  
5 COMMISSIONER BULLOCK: Did we lose Austin again?  
6 CHAIRMAN GARNER: Yeah.  
7 COUNTY CLERK SULLIVAN: Well, they're on this one, but Ray  
8 was on this one. So Gail's still there.  
9 COMMISSIONER BULLOCK: Oh.  
10 COMMISSIONER MASON: Is May 22<sup>nd</sup> the regular  
11 commissioners' meeting?  
12 COMMISSIONER WAITS: Yeah.  
13 CHAIRMAN GARNER: Take a five-minute recess.  
14  
15 (Break taken between 10:04 a.m. and 10:12 a.m.)  
16  
17 CHAIRMAN GARNER: Call the meeting back to order.  
18

19 **FINANCE**

20  
21 1) **Discussion for possible action regarding budget review,**  
22 **contracts, financial updated, and other matters properly**  
23 **relating thereto.**  
24

25 CHAIRMAN GARNER: I'd like to reopen item one real quick  
26 for a correction.

27 When it was read "active received." Account -- amount  
28 received for collections of \$720 was actually needs to be stand  
29 corrected as active accounts for collections, \$720.

30 Can I get a motion to correct that?

31 CINDY BENSON: Seven hundred and twenty accounts, I  
32 believe.

33 CHAIRMAN GARNER: Active accounts, correct. Seven hundred  
34 and twenty accounts, not dollars.

35 COMMISSIONER WAITS: Seven hundred and twenty accounts?  
36 Seven hundred and twenty --

37 COUNTY CLERK SULLIVAN: Seven hundred and twenty active  
38 accounts at collections.

39 COMMISSIONER STIENMETZ: Oh.

40 CINDY BENSON: Is it dollars?

1 CHAIRMAN GARNER: It's dollars.  
2 CINDY BENSON: Dollars.  
3 CHAIRMAN GARNER: Yes, it's dollars.  
4 CINDY BENSON: Sorry.  
5 CHAIRMAN GARNER: It was read in as amount received for  
6 collections is \$720.  
7 It's actually amount out for collections that it's active  
8 currently is \$720 is how it needs to read.  
9 COMMISSIONER WAITS: My question is: Why do we need a  
10 motion if we just do a correction --  
11 CHAIRMAN GARNER: We can do --  
12 COMMISSIONER WAITS: -- on what Cindy said?  
13 CHAIRMAN GARNER: Yeah. We can do a correction.  
14 COMMISSIONER STIENMETZ: Yeah.  
15 COMMISSIONER WAITS: Because we need to make a correction,  
16 but it --  
17 CHAIRMAN GARNER: Yes.  
18 COMMISSIONER WAITS: But we didn't make any motion to  
19 approve it. So --  
20 CHAIRMAN GARNER: Okay. Oh, that's true.  
21 COMMISSIONER WAITS: For the record, we will put in --  
22 COMMISSIONER STIENMETZ: The corrected amount.  
23 COMMISSIONER WAITS: Cindy has corrected it to 720 accounts  
24 for collections.  
25 CHAIRMAN GARNER: Yeah. Then we're going to go back to 7.

26  
27  
28 **PUBLIC WORKS**

29  
30 7) **Discussion for possible action regarding operations and**  
31 **projects for the Public Works Department, and other matters**  
32 **properly related thereto.**  
33

34 CHAIRMAN GARNER: Discussion for possible action regarding  
35 operations and projects for the Publics Works Department, and  
36 other matters properly related thereto.

37 COMMISSIONER STIENMETZ: Good morning, Jake.

38 JAKE EDGAR: Sorry I was late.

39 Basically, this week we've had quite a bit going on as far  
40 as the project. Ran into some new pipe that I had other people

1 tell me was there. Video showed different. Then when we  
2 finally got things dug up and talked to some other people, it  
3 actually ended up being there.

4 So there's new pipe in the ground that we don't have to  
5 replace, which is part of, I guess, rehab projects. Next time  
6 pay more close attention, I guess.

7 But we get to move -- contractor is going to move -- we're  
8 going to move over to some alleys that we were going to do  
9 anyway in the next project. So just -- actually just kind of  
10 moving forward.

11 Other than that, working on some water boxes. We have one  
12 water box on Maple that leaked.

13 Had some pumps -- pump parts come in today. That's  
14 actually what I was doing before I got here. Met a guy in  
15 Winnemucca. Hopefully, we can fix our peristaltic [sic] pump out  
16 at the well house. It's -- kind of gets gummed up. And they're  
17 telling us it's an air problem. So hopefully this part that we  
18 got now is going to prevent the air from coming back to the  
19 pump. And everything should be fine as far as the chlorine pump  
20 goes.

21 Sewer plant. When we started the dewatering for the  
22 project over here across the tracks, some of that water that  
23 came from the project is actually going out to the sewer plant.  
24 That affected our numbers a little bit. There's some high TDS,  
25 total dissolved solids, that went into the plant.

26 Our operator contacted us. We shut the wells down. So  
27 that's no longer happening. We'll have to go in at a minimal  
28 rate of like -- if we are going to dewater at all, it will be  
29 two pumps at a time instead of like 12 pumps at a time. So our  
30 operator said the plant won't handle it. So we've got to go  
31 with what he says.

32 Other than that, the parks are looking good. We had a  
33 backed-up bathroom the day after Easter. Somebody flushed some  
34 plastic eggs down Lions Park's toilet. It was kind of hard to  
35 get out of the toilet, but we did -- we got it out of there.

36 Other than that, working on some stuff at the golf course.  
37 We have kind of a safety issue going with one of the pergola we  
38 poured. The ground was unlevel. So when we made the pergola  
39 level, there's kind of a step that's kind of out -- it needs to  
40 be -- we need to put some concrete around it.

1           The fence, I talked to Jim about it a little bit. I  
2 haven't been out there with him yet, but I'm going to take him  
3 out there and show him kind of what I'm talking about. And  
4 hopefully, he'll bring a recommendation back to you of what  
5 we're going to do.

6           And then other than that, but business as usual.

7           You may -- we may get some -- since we've moved on the  
8 project -- started to skip back. Since we moved on the project  
9 from the north side -- and it's one section of pipe that's  
10 probably 800 feet -- since we've moved from there, we -- what  
11 we're probably going to have some extra engineering costs, which  
12 up until this point, not extra engineering costs, just different  
13 engineering costs on separate part of the project over here. I  
14 don't know -- Mark had asked Shaw if they were going to do that,  
15 to bill them separate so that we could see the difference  
16 between what it was and what it's going to be. I don't think  
17 it's going to be that much different. So hopefully, that should  
18 be all worked out good.

19           We hired a new person in the office for our secretary. She  
20 started yesterday. Unfortunately, I wasn't there all day. So  
21 today was the first day I actually got to meet her as the office  
22 person. I know who she is. But hopefully everything works out  
23 good. She seems like she's going to fit in pretty well.

24           So other than that, that's about it. So --

25           I may have to take a couple more days off too depending on  
26 what the podiatrist says.

27           JIM OLSON: Okay.

28           JAKE EDGAR: Just letting you know. Any other questions?

29           CHAIRMAN GARNER: Sounds good.

30           COMMISSIONER BULLOCK: Thanks, Jake.

31           COMMISSIONER STIENMETZ: Thanks, Jake.

32           JAKE EDGAR: You're welcome.

33  
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40

1 COMMISSIONERS

- 2
- 3 10) Discussion for possible action regarding the request of  
4 Jeanette Hammons, Director of the Elko-Lander-Eureka County  
5 Library System, for the Lander County Board of Commissioners  
6 to show their support for America's libraries by signing the  
7 "Declaration for the Right to Libraries" document, and other  
8 matters properly related thereto.
- 9

10 CHAIRMAN GARNER: Ten, discussion for action - possible  
11 action regarding the request of Jeanette Hammons, Director of  
12 the Elko-Lander-Eureka County Library System, for the Lander  
13 County Board of Commissioners to show their support for  
14 America's libraries by signing the "Declaration for the Rights  
15 of Libraries" [sic] document, and other matters properly related  
16 thereto.

17 JEANETTE HAMMONS: Good morning.

18 COMMISSIONER STIENMETZ: Good morning.

19 JEANETTE HAMMONS: Jeanette Hammons, director of the  
20 Elko-Lander-Eureka County library system. Thank you for getting  
21 us on your agenda today.

22 Before we begin with the declaration, I'd like to give you  
23 a few of the statistics for the two facilities that you provide  
24 for your community members here.

25 For Austin, there's an average check out per month of 100  
26 items. And that's a lot for the small community of Austin over  
27 there.

28 They have an average monthly visit of 83 individuals. And  
29 you have to remember, they're only open 12 hours a week over  
30 there, so that's quite a few.

31 And the average internet sessions per month is 21. Again,  
32 internet is very important for the public libraries because  
33 there's quite a few people who either they cannot afford the  
34 devices, the computers, or the tablets that are available out  
35 there now and/or they can't afford the access or the access  
36 isn't just available there.

37 Because actually over in Austin, we have had to go with,  
38 for the public, a little system through Verizon, the cell phone  
39 company, because there's so few internet providers over there.  
40 And we have a DS -- a dial-up line for the staff person.

1           So when people say, well, we don't have dial-ups anymore.  
2 Yes, we do. We have a couple of our libraries in our system  
3 that that's the only thing that is available is the dial-up  
4 option there.

5           And there's almost 3,000 items on the shelves over in the  
6 Austin library, which is quite a few for -- again, it's a very  
7 small community.

8           And there's currently 117 patrons, active patrons, over  
9 there. And that was for the Austin facility.

10          For the Battle Mountain facility here, you have 11,116  
11 items available on the shelves in that facility.

12          And there's currently 1,380 active library card members  
13 from Battle Mountain itself. And there's an average check-out  
14 of 945 items per month in this past year. That's almost a  
15 thousand a month that are being checked out. And there's 593,  
16 on average, visits per month there.

17          And for the Internet here, it's a 136 sessions per month.  
18 So that's quite a few for the two communities here that you guys  
19 are providing the funding for.

20          Now, we're on here because we're -- like to have you sign  
21 the "Declaration for the Right to Libraries." This is a  
22 cornerstone document of the current American Library Association  
23 President's initiative "Libraries Change Lives."

24          And on here, it indicates that libraries empower the  
25 individual, support literacy and lifelong learning, strengthens  
26 families, is the great equalizer, builds communities, protect  
27 our right to know, strengthen our nation, advance research and  
28 scholarship, and help us better to understand each other, and  
29 last, preserve our nation's cultural heritage.

30          Now, this document is not just for public libraries, which  
31 we are representing here. It is for all libraries: public,  
32 academic, special, and the school libraries. Because we can't  
33 address each and every one of these issues just with the public  
34 libraries because the schools also do their part here.

35          So we're asking if you would approve that you support  
36 libraries in general and would sign our signature page here for  
37 the document. And we count up the signatures, and we will be  
38 sending the total to the American Library Association. They  
39 will be using those figures when they go to Washington, D.C. for  
40 the National Library Legislative Day in May as part of their

1 advocacy program.

2 COMMISSIONER WAITS: Jeanette, are you doing anything else  
3 with the declaration? Do you put it up in your libraries or --

4 JEANETTE HAMMONS: We do have it up in the libraries. It  
5 will remain up there. We will send the actual signature sheets  
6 in to the American Library Association, but the declaration  
7 itself, -- Rosemary has it here -- we did get it blown up and  
8 laminated so that it can remain there in the facilities for all  
9 of our branches.

10 CHAIRMAN GARNER: Cool.

11 COMMISSIONER WAITS: Well, we're certainly happy to have  
12 the library system in our communities. There's no question  
13 about that.

14 And I don't know if you were here at the very beginning,  
15 but they actually -- Bert from the Road and Bridge told us that  
16 we have a book drop now in the Austin.

17 JEANETTE HAMMONS: Yes.

18 COMMISSIONER WAITS: So that's exciting.

19 I'll make a motion that the Lander County commissioners  
20 support the declaration for the "Right to Libraries" document  
21 and authorize the chair to sign for us.

22 COMMISSIONER STIENMETZ: I'll second the motion.

23 CHAIRMAN GARNER: Any public comment?

24 (No comment.)

25 CHAIRMAN GARNER: All those in favor?

26 COMMISSIONER WAITS: Aye.

27 COMMISSIONER MASON: Aye.

28 CHAIRMAN GARNER: Aye.

29 COMMISSIONER STIENMETZ: Aye.

30 COMMISSIONER BULLOCK: Aye.

31 JEANETTE HAMMONS: Thank you, very much. And do you want  
32 to sign now. And could we pass them around to the audience so  
33 you can continue with your meeting and not be disrupted?

34 COMMISSIONER BULLOCK: It's for all of us to sign.

35 COMMISSIONER STIENMETZ: They want all of us to sign, not  
36 just the chairman.

37 COMMISSIONER WAITS: Oh, okay. But we've already voted.

38 JEANETTE HAMMONS: Yeah, you can still do the chairman and  
39 then you can go to the library and sign at that point as an  
40 individual.

1 COMMISSIONER WAITS: Would that -- since you need it in  
2 May, will that also be available in Austin library?

3 JEANETTE HAMMONS: Yes. Yes.

4 COMMISSIONER WAITS: Then that's fine. We'll leave it, and  
5 we'll authorize the chair to sign as the Lander County  
6 Commissioners. And then we can sign individually.

7 JEANETTE HAMMONS: Correct.

8 COMMISSIONER WAITS: Thank you.

9 COMMISSIONER STIENMETZ: Thank you.

10 COMMISSIONER WAITS: Jeanette, this one needs to be signed  
11 now by the chair.

12 CHAIRMAN GARNER: Anywhere? Anywhere?

13 UNIDENTIFIED PARTICIPANT: Anywhere's fine.

14 COMMISSIONER WAITS: Does he get top billing?

15  
16 11) Discussion for possible action regarding update by Phil  
17 Hanna, Battle Mountain General Hospital CEO, on the emergency  
18 medical services in Lander County, under administration by  
19 the Lander County Hospital District (LCHD), and other  
20 matters properly related thereto.  
21

22 CHAIRMAN GARNER: Number eleven, discussion for possible  
23 action regarding update by Phil Hanna, Battle Mountain General  
24 Hospital CEO, on emergency medical services in Lander County,  
25 under administration by the Lander County Hospital District  
26 (LCHD), and other matters properly related thereto.

27 COMMISSIONER BULLOCK: He was unable to attend.

28 COMMISSIONER STIENMETZ: That's when we had our meeting.

29 COMMISSIONER WAITS: Is this an automatic that we put on  
30 every quarter or does he --

31 COMMISSIONER GARNER: He's supposed to be here every  
32 quarter. He's a month and a half late.

33 COMMISSIONER WAITS: Was he notified of this? Because he  
34 misses a lot of them.

35 CHAIRMAN GARNER: (Indicating yes.)

36 COMMISSIONER WAITS: That was a question.

37 COMMISSIONER BULLOCK: Yes, he is notified.

38 CHAIRMAN GARNER: Busy hospital.

39 COMMISSIONER STIENMETZ: Well, I know he had something else  
40 come up because we had to have our meeting on the 21<sup>st</sup>, Monday

1 instead of today.

2 CHAIRMAN GARNER: I saw him last night.

3  
4 **12) Discussion for possible action regarding update by J.D.**  
5 **Heithoff of J-U-B Engineers, Inc. on the status of the**  
6 **various projects at the Battle Mountain and Austin Airports,**  
7 **and other matters properly related thereto.**  
8

9 CHAIRMAN GARNER: Number twelve, discussion for possible  
10 action regarding update by J.D. Heithoff of J-U-B Engineers,  
11 Incorporated on the status of the various projects at the Battle  
12 Mountain and Austin Airports, and other matters related thereto.

13 J.D. HEITHOFF: Good morning, Commissioners.

14 COMMISSIONER STIENMETZ: Good morning.

15 COMMISSIONER WAITS: Good morning.

16 J.D. HEITHOFF: There's a lot of things going on, so I  
17 thought it would be best if I just came and opened myself up for  
18 discussion for you all. And that way you're fully aware and  
19 involved in the topics.

20 I'll try to go down the list fairly quickly. But if you  
21 want to cover anything further, please stop me and we can do so.

22 Austin apron expansion. The project was advertised for  
23 bidding on April 8<sup>th</sup>.

24 Pre-bid meeting was held yesterday at the airport. There  
25 were four contractors in attendance. And I know of one or two  
26 others that were also looking at possibly bidding that project.  
27 The bid opening will be May 8<sup>th</sup>. And that will be at the county  
28 clerk's office.

29 An FAA grant application will need to be submitted  
30 immediately after to capture the fiscal year '14 funding. So  
31 I'll be submitting that to the commissioners for approval at a  
32 future meeting.

33 So just so you know, that's coming up. And that's a grant  
34 application. That does not obligate you to -- to participate in  
35 that or to a contract. It's just simply stating your intension  
36 that Lander County is interested in -- in receiving the grant  
37 from the FAA for -- for that project.

38 They will extend the grant offer later. And then that's  
39 when you sign that. And then that's obligating the county.

40 COMMISSIONER WAITS: Let me make sure I have that correct

1 then, J.D. We're opening the bids at 8:30 on May 8<sup>th</sup>?  
2 J.D. HEITHOFF: Yes, ma'am.  
3 COMMISSIONER WAITS: And so it's something the  
4 commissioners then have to authorize you to do? Or can you  
5 automatically go to FAA with all the proper? You don't need  
6 anything else on the agenda from us, right?  
7 J.D. HEITHOFF: I can get -- I can get the grant  
8 application to you so you can authorize the chairman to sign  
9 that so that it will be submitted to the FAA for consideration.  
10 COMMISSIONER WAITS: So it does have to be on our agenda  
11 for May 8<sup>th</sup> then?  
12 J.D. HEITHOFF: That would probably be best.  
13 COUNTY CLERK SULLIVAN: Do you have a time that you'll be  
14 --  
15 COMMISSIONER WAITS: Eight thirty the bid's open.  
16 COUNTY CLERK SULLIVAN: Eight thirty you said?  
17 J.D. HEITHOFF: Yes, ma'am. And I thought -- the big thing  
18 is we just want to know the number of contractors that submitted  
19 bids, what the contracting firm was, and the apparent low  
20 amount.  
21 After that, you can take all the information and submit it  
22 as a package to me. And I'll review all the documents and make  
23 sure all the forms and everything were filled out properly. And  
24 then I'll get back to the county to make sure that you guys know  
25 who is the lowest responsible bidder in condition with the  
26 conformance of the contract.  
27 COUNTY CLERK SULLIVAN: And so you don't want this on the  
28 agenda for May 8<sup>th</sup> then? You'll do a following meeting?  
29 COMMISSIONER WAITS: No, the May 8<sup>th</sup> one can authorize him  
30 to -- to go to the FAA for the money, right?  
31 J.D. HEITHOFF: To -- to submit the --  
32 COMMISSIONER WAITS: We don't have to award any bids.  
33 J.D. HEITHOFF: Correct.  
34 COMMISSIONER WAITS: We just have to know --  
35 COUNTY CLERK SULLIVAN: Right.  
36 COMMISSIONER WAITS: -- it's in there.  
37 COUNTY CLERK SULLIVAN: Right.  
38 COMMISSIONER WAITS: So --  
39 J.D. HEITHOFF: Correct.  
40 COUNTY CLERK SULLIVAN: So it would be 8:30 a.m. --

1 COMMISSIONER WAITS: But it does have to be on --  
2 COUNTY CLERK SULLIVAN: -- in my office.  
3 COMMISSIONER MASON: It's for the grant.  
4 COUNTY CLERK SULLIVAN: And then we have the meeting that  
5 day.  
6 COMMISSIONER WAITS: Right. To authorize the chair to sign  
7 for him to go for the grant.  
8 J.D. HEITHOFF: Correct. So that's -- that will just be  
9 the grant application at that point.  
10 Moving on. The Austin fueling system. I'll just touch  
11 upon that briefly. Plans and specs were completed and submitted  
12 to Lander County on March 31<sup>st</sup>. And basically, it's our  
13 understanding -- J-U-B's understanding that we're on hold until  
14 advised to do otherwise by Lander County for -- waiting for the  
15 additional funding.  
16 As piece --  
17 COMMISSIONER BULLOCK: Where did that come from? It didn't  
18 come from the commission that we're on hold.  
19 COMMISSIONER WAITS: We've never voted to go on hold.  
20 COMMISSIONER BULLOCK: Yeah, we're --  
21 J.D. HEITHOFF: No. I'm just --  
22 COMMISSIONER BULLOCK: You know what money's there. That's  
23 what's there.  
24 J.D. HEITHOFF: Yeah, I'm just -- just waiting. The plans  
25 and specifications are done and are ready to bid and advertise  
26 if you guys want to.  
27 I just haven't heard. Are we going to proceed forward with  
28 that or -- or what at this point in time?  
29 COMMISSIONER BULLOCK: No. There's the funds. That's what  
30 I'm trying to say. That's what you got. There's nothing more  
31 in the budget. So --  
32 CHAIRMAN GARNER: I thought that was -- why are we waiting?  
33 COMMISSIONER BULLOCK: Yeah, I don't know what the holdup  
34 would be. That's what you've got. Go out.  
35 MARK BRETHAUER: Well, right now you only have 187,000 in  
36 there.  
37 CHAIRMAN GARNER: Exactly. That's what there is.  
38 MARK BRETHAUER: Engineer's estimates is 230--.  
39 COMMISSIONER BULLOCK: Well, --  
40 MARK BRETHAUER: So you can't bid it knowing you don't have

1 enough money to fund it.  
2 COMMISSIONER BULLOCK: It's estimated that, then we can --  
3 then we're not going to do the project.  
4 MARK BRETHAUER: No, we're not. It's on hold. Exactly.  
5 Just like he says.  
6 COMMISSIONER BULLOCK: Nobody ever brought that back to us.  
7 CHAIRMAN GARNER: Yeah.  
8 COMMISSIONER STIENMETZ: Yeah.  
9 COMMISSIONER BULLOCK: I don't know where it got put on  
10 hold, I guess is where I'm saying.  
11 MARK BRETHAUER: No, it's been mentioned previously, in my  
12 status --  
13 CHAIRMAN GARNER: Mark, you need to come forward, please.  
14 MARK BRETHAUER: It's -- it's been mentioned at -- at  
15 previous status updates when I've been talking to you folks  
16 about the budget issues. And I know everybody knows about it  
17 too. So --  
18 COMMISSIONER BULLOCK: Okay. But here's the issue. There  
19 was alternatives offered to bring in a trailer or whatever. So  
20 I don't understand why we dropped the options to this to --  
21 MARK BRETHAUER: (indiscernible)  
22 COMMISSIONER BULLOCK: -- get it to under cost instead of  
23 just saying, it's on hold, we can't do it. Because we offered  
24 alternatives.  
25 CHAIRMAN GARNER: There was skid-mount options. There was  
26 a dep- -- there was several --  
27 MARK BRETHAUER: Really?  
28 COMMISSIONER BULLOCK: Instead of being a set, this is what  
29 we've got to have, we've offered options to get it under that  
30 contract, just to drop it, I don't know where that happened.  
31 MARK BRETHAUER: That did happen, I guess, prior to my  
32 arrival. There was some -- some changes that were directed to  
33 J-U-B to -- to drop the costs a little bit, but they were like  
34 5- or \$600,000, I guess when it was bid originally, right?  
35 J.D. HEITHOFF: Correct. And it's going for one fuel tank  
36 now instead of the two fuel tanks.  
37 And then the -- the fire marshal and building permits  
38 person still requiring the secondary containment, the concrete  
39 structure, which is a --  
40 MARK BRETHAUER: Right.

1 J.D. HEITHOFF: -- significant expense that they're  
2 requiring that.  
3 And so there's --  
4 MARK BRETHER: So the design was modified, prior to my  
5 arrival, to drop it to about 50% of what the original design  
6 was. But you still don't have enough money for that.  
7 And it is a skid-mounted unit, basically, that they're  
8 putting in. There's power. There's a whole bunch of other  
9 incidentals that have to go --  
10 J.D. HEITHOFF: Right.  
11 MARK BRETHER: -- along with the design. And that's  
12 where the engineer's estimate is 230,000.  
13 CHAIRMAN GARNER: So can we drop it even more?  
14 MARK BRETHER: I don't think so.  
15 CHAIRMAN GARNER: How big are the tanks?  
16 J.D. HEITHOFF: Five thousand gallon.  
17 CHAIRMAN GARNER: We need 5,000 gallons in Austin?  
18 J.D. HEITHOFF: It's -- I mean, you can go with smaller.  
19 CHAIRMAN GARNER: Can you get --  
20 J.D. HEITHOFF: But the --  
21 CHAIRMAN GARNER: -- two 500s? I mean 500 gallons --  
22 MARK BRETHER: I don't think that's going to  
23 significantly change the price.  
24 CHAIRMAN GARNER: -- of fuel in Austin is a lot of fuel.  
25 J.D. HEITHOFF: The -- the cost of the holding tank itself  
26 doesn't depreciably decrease in value. It's all the equipment  
27 and -- and things that go along with it.  
28 The secondary containment, that concrete does cost a fair  
29 amount to put that in there.  
30 CHAIRMAN GARNER: The smaller tanks with triple-wall tanks,  
31 you don't need that.  
32 J.D. HEITHOFF: With the double-walled tanks, I agree  
33 wholeheartedly.  
34 But they're saying we -- that we need that for the delivery  
35 vehicle, believe it or not, so that the delivery vehicle can  
36 park in a secondary containment area in case it has a line -- a  
37 leak while delivering fuel that that fuel can be contained.  
38 COMMISSIONER WAITS: Are we running into anything if we go  
39 out to bid for the apron and then we finally get enough money  
40 you feel to -- to do the av fuel? Do we have to dig up

1 anything? I mean, is there any way we can kind of put them in  
2 together as long as they're delivering concrete and all that  
3 type of thing?

4 J.D. HEITHOFF: At the same time? It --

5 COMMISSIONER WAITS: Right. Two separate. But, I mean, it  
6 might be the same contractor that could do it. And we might get  
7 his bid a little bit less?

8 J.D. HEITHOFF: There's a possibility because there is some  
9 site work that's involved out there. So -- you know, the one  
10 contractor that -- that would be awarded the apron work would  
11 have some incentive to -- to be a lower value. So maybe that  
12 would be a good idea.

13 COMMISSIONER WAITS: Could we do something like that?

14 J.D. HEITHOFF: Maybe you could bid it immediately after  
15 the other ones were known who the apparent low bidder is. And  
16 maybe that particular person would be interested in working  
17 together to get a cheaper value. It's a good idea.

18 CHAIRMAN GARNER: Well, I don't think we need a  
19 5,000-gallon tank in Austin.

20 BERT RAMOS: County has a couple of 500 and a  
21 thousand-gallon tanks that are tripled-walled concrete --

22 CHAIRMAN GARNER: Yeah.

23 BERT RAMOS: -- that got given to us by the forest service  
24 when they were getting rid of old things that work just fine.

25 And I don't understand why they need containment delivered.  
26 When you fly into the Battle Mountain Airport or any other  
27 airport and a truck drives out there and fuels your plane up.  
28 He doesn't have to be in containment to drop that fuel in the  
29 plane.

30 J.D. HEITHOFF: I agree. And I've been discussing that at  
31 length with the -- through the building permits group and the  
32 fire marshal and through --

33 MARK BRETHAUER: Lander County (indiscernible)

34 J.D. HEITHOFF: -- Cormandy engineers. And -- and I -- I  
35 have not been successful with getting them to agree with me.  
36 But it's my opinion, my interpretation, that it's not needed.  
37 So I agree with you.

38 CHAIRMAN GARNER: But why -- who -- who's dictating 5,000  
39 gallons.

40 J.D. HEITHOFF: Five thousand gallons is -- is an amount

1 that's reasonable to keep on hand. Basically, you only keep a  
2 tank when you fill it approximately 80% full. There's a certain  
3 amount of volume you can't fill it by for expansion, for fumes,  
4 for stuff like that. But it could be lesser. That's --

5 MARK BRETHAUER: Do they make smaller tanks?

6 J.D. HEITHOFF: They do make smaller tanks. The problem is  
7 is that you pay -- you pay a delivery fee to a fueling company  
8 to go to the site. And then you pay on top of that the fuel fee  
9 for what they actually charge you for.

10 CHAIRMAN GARNER: But -- but here's a problem. I'm a  
11 little familiar with aviation fuel. And if it sits there very  
12 long, you've got to sweeten it all the time. And if you have  
13 3,000 -- say you only have 3,000 in that 5,000, do you know how  
14 long it's going to take to burn 3,000 gallons of fuel in Austin?

15 J.D. HEITHOFF: It's --

16 CHAIRMAN GARNER: Four, five years?

17 J.D. HEITHOFF: That was our direction as to what we were  
18 told to do.

19 CHAIRMAN GARNER: From who?

20 J.D. HEITHOFF: I believe -- I'm -- I'm not positive, but I  
21 think it was Ray Williams, I believe.

22 COMMISSIONER MASON: When he was a commissioner?

23 J.D. HEITHOFF: I believe so.

24 CHAIRMAN GARNER: That's crazy.

25 COMMISSIONER STIENMETZ: That wasn't by the board of  
26 commissioners. It was by one commissioner.

27 CHAIRMAN GARNER: Because that is a lot of fuel to sit  
28 there and be re-sweetening it all the time and you're testing it  
29 and sweetening it and testing it. I mean, that could -- I don't  
30 know. Has anybody asked Harless Aircraft what they -- how long  
31 it takes them to burn 3,000 gallons?

32 J.D. HEITHOFF: No, I did not.

33 CHAIRMAN GARNER: I mean, without bombers --

34 J.D. HEITHOFF: And off season --

35 COMMISSIONER STIENMETZ: Yeah.

36 CHAIRMAN GARNER: Yeah, without bombers, that takes a long  
37 time to burn --

38 COMMISSIONER STIENMETZ: Time.

39 CHAIRMAN GARNER: -- that kind of fuel. If we could lower  
40 that down to maybe two 500s or maybe a 1500. I don't know.

1 There's some --

2 COMMISSIONER STIENMETZ: A thousand gallons each.

3 CHAIRMAN GARNER: I think we ought to explore our options.  
4 I mean, we can still have something available. A 5,000-gallon  
5 fuel tank sitting in Austin is a lot of fuel.

6 J.D. HEITHOFF: Let me check with a friend I have in the  
7 fueling industry.

8 COMMISSIONER GARNER: I think we should check right here in  
9 our backyard, Harless Aircraft Service. We know they're going  
10 to be able to tell us what they burn.

11 J.D. HEITHOFF: Okay. Will do.

12 MARK BRETHAUER: Where do they get their fuel now, Patsy?

13 COMMISSIONER WAITS: I'm sorry.

14 MARK BRETHAUER: Where does that airport get their fuel  
15 now? When they need fuel down there, how -- where do they get  
16 -- do they (indiscernible) there's no fuel down there that  
17 doesn't --

18 CHAIRMAN GARNER: They bring out a portable truck. They  
19 bring out a portable truck for their fly-ins.

20 COMMISSIONER WAITS: And then the rest of the time they  
21 fill up when they're somewhere else.

22 I was going to say Joe Dory is, of course, our resident.  
23 And he would be buying gas locally instead of buying it from  
24 other places. So perhaps just seeing what he uses per month  
25 would give us a start.

26 J.D. HEITHOFF: I'll check with Mr. Dory, too.

27 MARK BRETHAUER: Was this the same size tank as the  
28 original design was a couple of years ago when we first did that  
29 project?

30 J.D. HEITHOFF: Yeah, I think there were two 5,000-gallon  
31 tanks in the original design. And then it was cut back to one  
32 5,000-gallon tank. And then I can -- I can check with -- I'll  
33 check with Harless Aircraft, Mr. Dory, and -- and the fueling  
34 industry recommendation.

35 COMMISSIONER WAITS: I do remember our discussion when we  
36 -- when we cut the jet fuel and said, let's go with av fuel. At  
37 least we'll have something.

38 And I didn't realize we were talking 5,000-gallon tank,  
39 because we talked about it, how long it would be sitting there  
40 and everything.

1 COMMISSIONER STIENMETZ: Yeah.  
2 COMMISSIONER WAITS: So I think we miscommunicated  
3 somewhere. Because we were looking at -- at a -- I know -- a  
4 lower-volume tank.  
5 CHAIRMAN GARNER: Well, and a 500-gallon tank or a  
6 1,000-gallon tank compared to a 5,000 is like a -- containment  
7 size and stuff would be very minimal compared to the concrete to  
8 do a containment on a 5,000-gallon tank.  
9 J.D. HEITHOFF: Well, the secondary containment is going to  
10 be the same, because you have to -- what the requirement from  
11 the fire marshal and Cormandy is saying --  
12 COMMISSIONER STIENMETZ: It has to contain the truck.  
13 J.D. HEITHOFF: Basically, you have to contain the delivery  
14 truck.  
15  
16 (Court reporter clarifying name of engineers.)  
17  
18 MARK BRETHAUER: Cormandy. Yeah, health and safety review.  
19 BERT RAMOS: And we have the tanks if you guys go to 500 or  
20 a thousand that are already donated.  
21 CHAIRMAN GARNER: You have tanks?  
22 BERT RAMOS: We have the tanks.  
23 CHAIRMAN GARNER: Triple walls?  
24 BERT RAMOS: Yeah, they're concrete tanks.  
25 CHAIRMAN GARNER: Concrete triple walls?  
26 BERT RAMOS: Yes.  
27 CHAIRMAN GARNER: Perfect.  
28 J.D. HEITHOFF: A thousand gallon would be --  
29 COMMISSIONER STIENMETZ: Perfect.  
30 COMMISSIONER WAITS: Okay.  
31 COMMISSIONER BULLOCK: So I'd say we take it off the hold  
32 and see what we can do here.  
33 COMMISSIONER STIENMETZ: With those tanks and --  
34 COMMISSIONER BULLOCK: Reduction of --  
35 J.D. HEITHOFF: Okay. Let me -- let me check with --  
36 COMMISSIONER MASON: Would that --  
37 J.D. HEITHOFF: Joe and with Carlos.  
38 COMMISSIONER MASON: -- change the fire marshal's opinion  
39 too if we go to a thousand gallon tank?  
40 CHAIRMAN GARNER: It's going to change a little bit.

1 J.D. HEITHOFF: If we go to a thousand gallon tank --  
2 COMMISSIONER MASON: We don't need that secondary.  
3 CHAIRMAN GARNER: You probably still need it, but it might  
4 be more of a --  
5 J.D. HEITHOFF: Yeah.  
6 COMMISSIONER STIENMETZ: Yeah, because I mean, do you have  
7 to contain the whole truck or just the tank that he's delivering  
8 at?  
9 J.D. HEITHOFF: No, the doggone thing is you have to take  
10 the delivery truck, the largest single cell of the -- of the  
11 delivery truck, the largest delivery truck that would be  
12 arriving at the fueling facility. And you have to be able to  
13 contain 110% of that largest cell.  
14 CHAIRMAN GARNER: So of which if we drop from a 5,000 to  
15 two 500s you would be talking a ten-wheeler truck not a tractor  
16 trailer.  
17 COMMISSIONER BULLOCK: Yeah. I would think the truck would  
18 be smaller. So --  
19 COMMISSIONER STIENMETZ: Yeah.  
20 CHAIRMAN GARNER: So the truck would be --  
21 J.D. HEITHOFF: The truck might be --  
22 CHAIRMAN GARNER: The truck would be -- you can only do  
23 3,000 gallons out of a ten-wheeler truck. So there you're  
24 talking a four -- a 4,000-gallon containment instead of -- huge.  
25 Huge difference.  
26 COMMISSIONER MASON: The idea here is to meet the amount of  
27 cash that we have available for this project.  
28 COMMISSIONER STIENMETZ: Mm-hm.  
29 J.D. HEITHOFF: Mm-hm. And it sounds like Bert has a great  
30 idea there.  
31 COMMISSIONER STIENMETZ: Right.  
32 J.D. HEITHOFF: I mean, if there's a thousand-gallon tank,  
33 that might be the best solution --  
34 COMMISSIONER BULLOCK: Mm-hm.  
35 J.D. HEITHOFF: -- right there.  
36 COMMISSIONER MASON: Yeah. Why don't you get together with  
37 Bert and see what your -- how you can -- can reconfigure the  
38 options?  
39 BERT RAMOS: Donating a tank.  
40 COMMISSIONER STIENMETZ: Yeah.

1 J.D. HEITHOFF: You're pulled in the vortex.  
2 COMMISSIONER MASON: And the containment.  
3 CHAIRMAN GARNER: You still -- you would still have your  
4 pumping station and all that stuff, but still --  
5 J.D. HEITHOFF: Yes, and the card reader and all that.  
6 Yeah.  
7 COMMISSIONER WAITS: Right.  
8 CHAIRMAN GARNER: But that would be minimal compared to --  
9 J.D. HEITHOFF: Yeah.  
10 CHAIRMAN GARNER: -- everything else.  
11 J.D. HEITHOFF: It could be.  
12 MARK BRETHAUER: With some minor redesign maybe.  
13 COMMISSIONER MASON: Okay.  
14 J.D. HEITHOFF: Good ideas. I'll -- I'll check into it and  
15 get back.  
16 Next item is SPCC plans. It was -- currently, there are no  
17 SPCCs plans in place for either airport. With fuel tanks at the  
18 airports, an SPCC plan is recommended. Its estimated cost to  
19 complete that for Battle Mountain is five to thousand -- \$6500  
20 and 4500 and 5500 for Austin airport. The question is: Does  
21 the county want J-U-B to assemble SPCC plans? And these could  
22 be done as task orders, if you would like. Just bringing it to  
23 your attention.  
24 CHAIRMAN GARNER: What plans?  
25 J.D. HEITHOFF: They're SPCCs, Storm Water Pollution  
26 Control and Counter-measures.  
27 COMMISSIONER STIENMETZ: For each of the airports?  
28 J.D. HEITHOFF: Yes.  
29 CHAIRMAN GARNER: Do they -- are these --  
30 COMMISSIONER STIENMETZ: They're required by NDEP, aren't  
31 they?  
32 J.D. HEITHOFF: Correct.  
33 COMMISSIONER STIENMETZ: And they have to do with your  
34 water --  
35 CHAIRMAN GARNER: Run off?  
36 COMMISSIONER STIENMETZ: -- run off permits and stuff.  
37 J.D. HEITHOFF: Yes.  
38 COMMISSIONER BULLOCK: But this has to be a separate budget  
39 item, right? Not under something we have already.  
40 J.D. HEITHOFF: It could be done as a task order. Mark --

1 Mark had suggested that was a possibility under our general  
2 services agreement.

3 It's just for consideration.

4 CHAIRMAN GARNER: Can you check into that, Jim? Can you  
5 check into that and let us know what we can do with that  
6 possibilities?

7 JIM OLSON: Yeah.

8 CHAIRMAN GARNER: Thank you.

9 J.D. HEITHOFF: Next item is the water master plan at  
10 Battle Mountain Airport. J-U-B requested key water quality and  
11 water supply data from Lander County. It's our understanding  
12 that Lander County is making arrangements to obtain that data.

13 Once J-U-B receives that information, we can have that  
14 water master plan document submitted to Lander County in three  
15 months. Just bringing that to you -- forward to your attention.

16 Battle mountain master plan, the airport master plan  
17 itself. We're currently working on the base mapping and the  
18 second section of the report. There's three sections total to  
19 that report.

20 We have held the second Technical Advisory Committee  
21 meeting of three meetings. And the next meeting will involve  
22 plan and report recommendations.

23 And the next thing, which is very important, which  
24 precipitated my main meeting here this morning, was to let you  
25 guys know J-U-B and Lander County submitted a proposed aircraft  
26 fleet mix, number of operations, design aircraft to the FAA.

27 The FAA stated verbally on April 4<sup>th</sup> that they did not  
28 concur with the inclusion of BLM aircraft. They also just  
29 recently -- I believe it was last -- was it Thursday, Friday,  
30 Mark? -- sent a letter to that effect to Lander County.

31 What that means is if the aircraft use for BLM operations  
32 are not allowed, airport will only be able to be classified as a  
33 B-II airport as opposed to a C-III category airport.

34 This potentially means that all future FAA projects will  
35 only be able to fund the design and construction projects for  
36 smaller and lighter aircraft.

37 The current main runway, which is runway 3/21 with -- is  
38 150 feet, and the loading capacity is 155,000 pounds. If what  
39 their recommendation is, is applied that would reduce the  
40 effective runway width for FAA eligibility to 75-foot width and

1 60,000-pound max aircraft.

2 If this happens, the BLM would be restricted from using  
3 their main, heavy fire bombers. Their main, heavy fire bombers  
4 right now are currently the C-130 and then upcoming is a fleet  
5 mix replacement is the BAE 146.

6 COMMISSIONER MASON: Wait a minute.

7 COMMISSIONER WAITS: So how do we appeal that?

8 J.D. HEITHOFF: Well, that's -- that's an excellent  
9 question. And we have some things that just recently  
10 happened -- and I'm talking about this past week -- that  
11 potentially works to our favor. The -- as -- the commissioners  
12 know, the FAA area district office is currently served by San  
13 Francisco for Nevada airports. That is switching over to  
14 Phoenix area district office. That is taking place on a very  
15 short order.

16 As a matter of fact, I was speaking with the gentleman from  
17 Phoenix yesterday, imploring him to, you know, would he even  
18 possibly reconsider this? And does he understand the  
19 ramifications of this?

20 What we recommend -- J-U-B recommends is the next step for  
21 Lander County -- is to get support from the BLM to explain what  
22 that is and then request the Phoenix ADO office to review and  
23 reconsider the use of BLM aircraft.

24 The use of BLM aircraft is key to the safety of the  
25 citizens of most of Nevada -- or I mean -- that is, Battle  
26 Mountain Airport is a key firefighting base. It covers most of  
27 the northern Nevada, portions of southern Idaho, and a little  
28 bit of Oregon and Utah. They have a huge range.

29 As you guys know, when a fire develops, they go out there  
30 with the smaller aircraft first. And they try and attack the  
31 fires and hold them under control. If that's not working, then  
32 they request medium-size and heavy bombers to go out.

33 The BLM then contacts people in its private pilots and  
34 companies that do the firebombing. And then they come out and  
35 they do the heavy bombing of those locations.

36 The FAA, the reason why they're saying that they do not  
37 want to include BLM aircraft is because they're making an  
38 interpretation of government rule. That government rule says  
39 that you can't use one portion of the federal government to  
40 sustain or fund another portion of the federal government. What

1 that means is they're saying the BLM can't write checks to cover  
2 or sustain the actions required and needed for the FAA to fund  
3 air bases. It's kind of a weird, twisted rule.

4 So what they're saying is -- the FAA is saying, we can't  
5 acknowledge the use of BLM aircraft out there. Even though you  
6 have C-130s that are coming out there. Even though you have the  
7 BAE 146s and the P-II bombers that go out there. The FAA is  
8 saying, we can't acknowledge the use of these aircraft for the  
9 determination of the sizing required for that airport.

10 To me, that just flat out does not make sense.

11 COMMISSIONER WAITS: Well, it might be a type of Catch-22,  
12 but Nevada is one of the highest drought states right now. And  
13 it's recognized as that. This isn't the time to be losing  
14 our -- our BLM C-130s and BAE 146s. So with that, I think we  
15 need to contact our federal legislatures. I think we need to  
16 have them involved in this with a letter, perhaps ask them to  
17 write a letter along with our request for their redetermination  
18 on this.

19 J.D. HEITHOFF: What -- what my recommendation would be --  
20 and I was speaking with Jim very briefly on this yesterday;  
21 would be we do have the advantage of changing over to the new  
22 Phoenix ADO. I was speaking with that gentleman yesterday at  
23 length. He seems to be a little bit more reasonable and open  
24 minded.

25 My recommendation is that Lander County and the BLM get  
26 together -- J-U-B can help draft a letter -- and then make the  
27 request based upon the documentation of how important that base  
28 is to the citizens of northern Nevada and the entire region and  
29 request the Phoenix ADO to review and reconsider that.

30 If they deny that request and they stay the course, then I  
31 think we get a little bit tougher. We go a little bit higher.  
32 I think then we go to the ADO manager and we specifically state  
33 with Lander County and the BLM hand-in-hand you make that  
34 request again.

35 If that person says, no, we believe that you can't use the  
36 BLM aircraft in these counts, and as a result your airport is  
37 actually going to have to somewhat be sized down, then I think  
38 at that point in time we have exhausted our -- our normal,  
39 traditional means. And then I think we go congressional at that  
40 point.

1 COMMISSIONER WAITS: How important is it to go that -- and  
2 lose that kind of time? Why can't we just hit them with all the  
3 forces to start with?

4 J.D. HEITHOFF: I think we don't want to offend somebody  
5 that is paying 93.75% of the projects out at the airports. We  
6 want to try to keep them on our good side.

7 COMMISSIONER WAITS: Now, this is the Phoenix office that  
8 you're talking about?

9 J.D. HEITHOFF: Yes, ma'am.

10 COMMISSIONER WAITS: Is that --

11 CHAIRMAN GARNER: If they --

12 COMMISSIONER WAITS: -- Mike? What's his name?

13 CHAIRMAN GARNER: If they offer resistance, I think -- I  
14 kind of --

15 COMMISSIONER STIENMETZ: Mm-hm.

16 CHAIRMAN GARNER: -- agree with that. If they start  
17 opposing it --

18 J.D. HEITHOFF: If they oppose it. But I think we go  
19 professionally.

20 CHAIRMAN GARNER: We're going to know right away.

21 COMMISSIONER STIENMETZ: Yeah.

22 CHAIRMAN GARNER: Correct?

23 J.D. HEITHOFF: Through the process, we're going to know.

24 COMMISSIONER STIENMETZ: We'll know right away.

25 COMMISSIONER MASON: In other words, don't shoot your  
26 bullets all at once, huh?

27 J.D. HEITHOFF: Yeah. And perhaps they will agree. And  
28 they'll say, you know what, we do disagree with San Francisco  
29 ADO. We are going to allow this. We understand how important  
30 and critical this is to Battle Mountain and to the entire  
31 region. They might overturn it. You know, I can't even give  
32 you an estimation on how much.

33 COMMISSIONER MASON: Give them a chance to try it first and  
34 then --

35 COMMISSIONER WAITS: Okay. Well, that's what I asked.

36 J.D. HEITHOFF: Yes. And then -- and then if we've got to  
37 get tough and then --

38 COMMISSIONER STIENMETZ: Then we get the big guns out.

39 J.D. HEITHOFF: -- we've got to go congressional, then we  
40 do it at that time. That's -- that's my recommendation.

1 COMMISSIONER MASON: Wouldn't it -- wouldn't it be wise to  
2 go to BLM right now -- you go to BLM right now and have them  
3 devise the letter of how important it is to keep these aircraft  
4 here at Battle Mountain and then add your letter to it?

5 J.D. HEITHOFF: I think that the BLM needs to support  
6 Lander County. Lander County needs to be the spearhead of the  
7 force. And they need to have the BLM right there behind them.  
8 They need to be the shaft behind that spearhead. You guys need  
9 to be the forceful point.

10 COMMISSIONER WAITS: So you need a separate letter from the  
11 commissioners first? Is that what you're saying?

12 J.D. HEITHOFF: Yeah. And I would be willing to -- to work  
13 with Jim to come up with a draft example or recommendation and  
14 give that to Jim. And Jim can work with the commissioners on  
15 what you would like to actually submit.

16 COMMISSIONER MASON: All right. Let me go step out a  
17 little ways. Let's assume for a second that we don't get  
18 anywhere with this and they downsize our airport, then that's  
19 going to change our master plan, too; isn't it?

20 COMMISSIONER WAITS: Of course.

21 J.D. HEITHOFF: Correct.

22 COMMISSIONER MASON: Okay.

23 COMMISSIONER WAITS: It affects everything.

24 JIM OLSON: I think that San Francisco is losing -- you  
25 know, passing this off to Phoenix. And they just want to  
26 scratch it off their books. They're not interested in doing  
27 anything -- any work -- any more work with us. They just want  
28 to let Phoenix handle it. And I think that's part of why  
29 they're just saying, it's not our problem. We don't want to  
30 deal with it.

31 I think we'll find better results with Phoenix. They've  
32 been more receptive from what I understand.

33 J.D. HEITHOFF: Seems to be.

34 COMMISSIONER WAITS: Well, Lew and Mark actually met  
35 with -- with both of them, with Robin from San Francisco and --  
36 and the Phoenix office. And they seemed willing to work with us  
37 to start. So I mean, he's on a first-name basis and --

38 JIM OLSON: That's my approach. Take a first step at it.  
39 And Phoenix is going to respond probably pretty quickly yes or  
40 no. We'll know where we stand pretty quickly.

1 COMMISSIONER STIENMETZ: Mm-hm.  
2 J.D. HEITHOFF: I would think so, within a probably a  
3 couple of weeks.  
4 COMMISSIONER BULLOCK: Mm-hm.  
5 J.D. HEITHOFF: And then if that doesn't work, then we go  
6 to the ADO manager. And we should know within a couple of weeks  
7 there what his position is. And if that doesn't work, then as a  
8 last card then we go congressional.  
9 COMMISSIONER MASON: Are you just -- are you doing this  
10 based on the verbal?  
11 J.D. HEITHOFF: No, we did --  
12 COMMISSIONER MASON: We've got to start backing it up now  
13 with th --  
14 J.D. HEITHOFF: We did receive the official letter on  
15 Thursday or Friday --  
16 COMMISSIONER MASON: Okay.  
17 J.D. HEITHOFF: -- that they were going to -- that San  
18 Francisco ADO's office was going to deny the use of BLM aircraft  
19 and operations for, basically, the future planning and design  
20 and construction that would be required out there.  
21 JAY FISCHER: I have a question. Jay Fischer, Reese River  
22 Hydrologic.  
23 J.D., was it -- is this going to preclude the bombers from  
24 flying in this coming year? Starting in --  
25 J.D. HEITHOFF: No.  
26 JAY FISCHER: I mean, they're going to start in June and  
27 July?  
28 J.D. HEITHOFF: No, what --  
29 JAY FISCHER: It's not going to affect that traffic?  
30 J.D. HEITHOFF: What -- what the FAA -- and the correct me  
31 if I'm wrong, Jim -- but the verbiage of the letter basically  
32 said that all future planning, design, and construction, they  
33 will participate -- they, being the FAA -- will participate with  
34 the smaller, narrower, lighter-weight configuration --  
35 JAY FISCHER: Yeah.  
36 J.D. HEITHOFF: -- of the projects. However, anything  
37 beyond that would then fall upon the county, which I view is --  
38 is unacceptable. That essentially means that -- that they're  
39 not going to be able to do it in the long term.  
40 JAY FISCHER: Right.

1 COMMISSIONER MASON: Does -- isn't some of the money that  
2 we're expecting for the master plan also? Aren't we trying to  
3 get the FAA to cover our master plan at cost?

4 J.D. HEITHOFF: No, they're already on board for that.

5 COMMISSIONER MASON: Okay.

6 J.D. HEITHOFF: They're already signed up and --

7 COMMISSIONER MASON: But then if --

8 J.D. HEITHOFF: -- executed the contract.

9 COMMISSIONER MASON: -- the master plan's affected, we've  
10 got to change all that.

11 J.D. HEITHOFF: Well, that's -- the master plan right now  
12 is basically until we get a key determination from the FAA,  
13 we're on hold. I'll be honest with you. We're -- because  
14 it's -- it's not worth moving forward with the master plan until  
15 we get a -- a clear determination from the FAA. So that's --  
16 that's where we're going to move.

17 COMMISSIONER MASON: So if you're going to work close with  
18 Jim, our executive director, and Mark, our engineer, then the  
19 commission can be updated by --

20 COMMISSIONER STIENMETZ: Yes.

21 COMMISSIONER MASON: -- our executive director in the next  
22 meeting.

23 J.D. HEITHOFF: Correct. But I felt this was critical, and  
24 that's why I wanted to be here this morning to explain that to  
25 everybody.

26 COMMISSIONER MASON: I agree.

27 J.D. HEITHOFF: If that's sounds like a good course of  
28 action, that's where we'll proceed.

29 COMMISSIONER MASON: I agree.

30 COMMISSIONER STIENMETZ: I agree.

31 J.D. HEITHOFF: The next item is Battle Mountain runway  
32 12/30. We discussed the upcoming reconstruction of runway 12/30  
33 with the FAA.

34 With respect to Battle Mountain, again, they noted that the  
35 main runway 3/21 is currently shown to be able to handle 96.9%  
36 of the aircraft operations with respect to the wind data. What  
37 that means is -- in simplified terms is if the main runway  
38 covers 95% of the wind data, that allows aircraft to land 95% of  
39 the time on the main runway; therefore, a crosswind runway,  
40 which is 12/30, may not be necessary.

1 COMMISSIONER MASON: In other words, they don't want the  
2 maintenance? The FAA just is trying to eliminate the  
3 maintenance of the second runway?

4 J.D. HEITHOFF: Correct. In response, and as part of the  
5 master plan data, we're already -- J-U-B is already updating the  
6 wind data. We're gathering the current, latest, greatest  
7 information, which will determine whether the previous data for  
8 runway 3/21 is correct.

9 If that is correct and they do have 95% wind coverage on  
10 that main runway, that's going to be a difficult fight. I mean,  
11 statistically, if they've got the 95% coverage, they've got the  
12 95% coverage. Runway 12/30 may slowly go away.

13 But the main thing is, as we were talking about early, is  
14 that the category, the C-III for the larger, heavier aircraft is  
15 maintained on that primary runway. That's critical.

16 Losing the crosswind is not favorable, but it's the lesser  
17 of the two fights.

18 COMMISSIONER WAITS: Don't we have records of what runway  
19 they land on? Can't we take a look at that and that would --

20 J.D. HEITHOFF: Yeah. And effectively, what that is is the  
21 biggest impact is, again, to the BLM and to other pilots that  
22 like to use the crosswind runway during the summer.

23 The winds shift over, as you know, during the summer. And  
24 that's when pilots use that.

25 Also the BLM likes to land on one runway while they're  
26 using the other runway for take-off operations. Puts them in a  
27 different pattern and they don't have to be in the same air  
28 space.

29 COMMISSIONER WAITS: I understand why. What I'm saying is  
30 with the information that they have here is 95% of our aircraft  
31 of saying, are using that one main runway. That may not be if  
32 we look at our statistics.

33 J.D. HEITHOFF: Correct.

34 COMMISSIONER WAITS: And that will tell us how many times  
35 they land on each runway, right?

36 J.D. HEITHOFF: Correct, but what -- the information that  
37 we have is to where aircraft land, we don't have a good, clear  
38 amount of information on that.

39 When we asked the FBO for additional information regarding  
40 the aircraft that lands, simply the operational numbers, which

1 are what aircraft land, how often do they land, what are the  
2 sizes of those aircraft, what are the tail numbers of aircraft  
3 they have.

4 COMMISSIONER WAITS: But not which runway?

5 J.D. HEITHOFF: Correct. They had approximately 25% of the  
6 information that we really needed. They probably needed to keep  
7 more information. It would be helpful. It would be helpful to  
8 everybody if they kept more information.

9 COMMISSIONER WAITS: Well, I thought in commercial that  
10 they kept track of -- of what runway everybody was on and how  
11 often that -- those were used. So I thought that we might have  
12 it here.

13 J.D. HEITHOFF: Oh.

14 COMMISSIONER WAITS: I just thought maybe.

15 J.D. HEITHOFF: Yeah, commercial does.

16 COMMISSIONER WAITS: But we don't.

17 J.D. HEITHOFF: But GA does not, unless the FBO, the local  
18 FBO does that. Some do. Some don't.

19 So in conjunction, we're coordinating with the master plan  
20 above with that letter too. We'll see where that goes.

21 The last thing I had on the agenda was the Battle Mountain  
22 pavement rehabilitation project. We discussed this project with  
23 the FAA -- was left out of the FAA's program. When we discussed  
24 that with the FAA as to why it was left out of the program, they  
25 really had no explanation as to why it was left out.

26 Unfortunately, here again, it goes back to the San  
27 Francisco ADO. They were in a transition state.

28 You used to have a gentleman named Abel Tapia, who was very  
29 helpful. He was an advocate of the airport. He was a very  
30 knowledgeable, good guy. He was always an advocate for Battle  
31 Mountain and for Austin airports. They switched his airports  
32 out. And they put two other gentlemen in charge to help out and  
33 to do the airports. But they knew that they were going to make  
34 this change eventually to the Phoenix ADO. So those two  
35 gentlemen, the level of concern where Battle Mountain and Austin  
36 airports fell on their level of workload was pretty low on their  
37 priority list.

38 When I asked him what happened to it, he really didn't have  
39 an explanation. So when we went back and we were asking him,  
40 okay, hey, is this project still in there and we're looking for

1 that \$580,000 to do the pavement maintenance, crack-seal  
2 sealcoats and the pavement patching, they said, well, it was  
3 going to be difficult to obtain all those funds.

4 And they basically gave me a task list of items that they  
5 needed. They said, well, they need more environmental  
6 information. And then they need pavement condition index  
7 numbers. And they need a copy of the airport pavement  
8 maintenance plan.

9 So I went through, we got them all that information with  
10 the exception of the PCNs. The State of Nevada is currently  
11 performing those evaluations now. However, the data won't be  
12 available until July.

13 So I went back and I gave him that information. And -- and  
14 as a recent update again, as part of my lengthy discussion with  
15 the new ADO person, Tim Morrison, he said yesterday that they  
16 would definitely consider putting that back into the program.

17 He really didn't have an explanation as to why it was left  
18 out. He said San Francisco maybe just wasn't paying attention  
19 to everything they needed to. And he agreed with my  
20 recommendation that it be considered to be put back into the  
21 program.

22 After a long discussion, he said, you know what, he said, I  
23 think that we can do at the very minimum, we can do the design  
24 for this year and then have the construction dollars be saved  
25 and put away for next year.

26 He said there is an outside chance, however, that possibly  
27 there might be some state apportionment funding that they might  
28 be able to get their hands if another project for another  
29 airport falls through or something. And they might be able to  
30 do that where it would be late in the summer, early in the fall.

31 I told him that we appreciated the consideration for that  
32 greatly and we appreciated his open mindedness.

33 With that in mind, I believe that Battle Mountain is back  
34 in line for this particular project and this particular funding.

35 I came before the commission, as you guys know, earlier  
36 this year because we discussed how important it was to maintain  
37 the pavements out there. And you guys agreed with the design  
38 contract to proceed with that. And then after that, I went back  
39 and I started going through the course of action to the FAA so  
40 that they would participate in that, so that it would minimize

1 your need for local Lander County dollars to fund that project.  
2 So that's where I'm trying to pursue with the FAA is to get  
3 those dollars funded by the FAA to save Lander County those  
4 dollars that we talked about earlier, that 580,000.

5 I believe that I effectively put us back on course. I  
6 think that we can do the design this year and at a minimum be  
7 ready to bid it early next year and then get the federal dollars  
8 for next year. So I think -- I think I put us back on course.  
9 And I think we're in good shape for that.

10 COMMISSIONER MASON: Is that still verbal or do you have it  
11 in writing?

12 J.D. HEITHOFF: No, it's verbal.

13 COMMISSIONER MASON: Yeah, can you -- can you write them a  
14 letter and get them to confirm it?

15 J.D. HEITHOFF: What he said was -- yesterday -- was you  
16 know what, let's go ahead, submit your environmental  
17 documentation to me, which we just did yesterday. Because I was  
18 already having this in the works.

19 I got a copy of the pavement maintenance plan submitted to  
20 him also showing that Lander County is an advocate of their  
21 pavements. And then he asked me, he said, can you get me a  
22 preliminary grant application request for the funding for this  
23 project?

24 And I said, yes, I would speak to the commissioners about  
25 that tomorrow morning, which is this morning.

26 So I'm going to be assembling a preliminary grant  
27 application request for Lander County. I'll give that to -- to  
28 Mr. Olson to bring before commission hopefully at the next board  
29 meeting. And if we -- there again, if we get that grant  
30 application in, that puts us in line. That does not obligate  
31 Lander County to the funding. It simply says, we want to be  
32 considered for funding for this project. And I think we're on  
33 board.

34 So if that sounds acceptable to you, --

35 COMMISSIONER MASON: Yeah.

36 J.D. HEITHOFF: -- that's the course of action I would like  
37 to take.

38 COMMISSIONER BULLOCK: That's good.

39 COMMISSIONER STIENMETZ: Good.

40 CHAIRMAN GARNER: Good.

1 COMMISSIONER MASON: Make sure he's on --  
2 COMMISSIONER WAITS: Another one for the agenda.  
3 COMMISSIONER MASON: -- we're on the agenda properly too.  
4 COMMISSIONER WAITS: Yep.  
5 COMMISSIONER MASON: Okay. Thank you.  
6 CHAIRMAN GARNER: Okay.  
7 COMMISSIONER STIENMETZ: Thank you.  
8 J.D. HEITHOFF: Thank you. We'll keep you posted. I'll  
9 keep Jim and Mark posted on what's happening with the FAA so  
10 they can keep you guys posted.  
11 Thank you for your time this morning  
12 COMMISSIONER STIENMETZ: Thank you.  
13 COMMISSIONER MASON: I just want to --  
14 J.D. HEITHOFF: Sorry it was so lengthy.  
15 COMMISSIONER MASON: I want to say this. I think it's  
16 really important. Since the transition of the FAA offices from  
17 San Francisco to Phoenix, it's really noted that they get lax in  
18 what they're doing because one guy's relieved of doing the work  
19 and another guy's taking it on.  
20 And if you can get us in written order --  
21 J.D. HEITHOFF: Absolutely.  
22 COMMISSIONER MASON: Because verbal doesn't cut water, you  
23 know, when everybody goes south. So --  
24 J.D. HEITHOFF: Yeah. When -- when the -- when the new  
25 gentleman asked for a preliminary grant application, that's --  
26 that's huge.  
27 COMMISSIONER MASON: Okay.  
28 J.D. HEITHOFF: And so we need to get that to him so that  
29 the FAA takes on that funding.  
30 COMMISSIONER WAITS: I would like to share with the  
31 commissioners that our pre-bid meeting yesterday was held at the  
32 new pilot's lounge facility at the Austin airport so they could  
33 go directly from there. And we had chairs. And we actually had  
34 temporary stairs that Bert provided. And then they could go  
35 right to the apron and see where everything was. It was -- it  
36 was really cool.  
37 J.D. HEITHOFF: It's great. It's a nice building.  
38 COMMISSIONER MASON: Did you have restroom facilities?  
39 COMMISSIONER WAITS: No restroom facilities. Not yet.  
40 COMMISSIONER STIENMETZ: (Indiscernible) house.

1 COMMISSIONER MASON: I thought we'd put that on record.  
2  
3

- 4 13) Discussion for possible action regarding approval/disapproval  
5 of a request to amend the Lander County Livestock Events  
6 Center Licensee Agreement at Term #11, to provide for a  
7 lesser required insurance policy amount than the current  
8 amount of \$1,000,000.00 per occurrence, and other matters  
9 properly related thereto.  
10

11 CHAIRMAN GARNER: Fourteen. Thirteen, discussion for  
12 possible action regarding approval/disapproval of a request to  
13 amend Lander County Livestock Events Center License Agreement at  
14 Term #11, to provide for a lesser requirement insurance policy  
15 amount than the current amount of a hundred -- or one million  
16 per occurrence, and other matters properly related thereto.

17 RITA ROGERS: I'm Rita Rogers. I'm with the Battle  
18 Mountain Livestock Events Center Board -- Advisory Board.

19 And one of the problems that we have had at the rodeo  
20 grounds is an insurance policy that someone needs to get in  
21 order to use the rodeo grounds.

22 In the past, the only insurance that anybody could get that  
23 had anything to do with livestock was a spectator's insurance.  
24 You could not get an insurance policy to cover kids or, you  
25 know, the event that was going on. It was not available. And  
26 we have fought it for years ever since Lew Lemaire was in the  
27 insurance business.

28 Even today, the high school rodeo club no longer charges  
29 admission to their rodeos because of this problem.

30 To get a spectator's insurance policy is pretty expensive.

31 We now have three rodeos that we're going to put on this  
32 summer. High school rodeo. We've got a pro rodeo. And then  
33 we're starting back with our little junior rodeos. It's just a  
34 one day on our junior rodeo.

35 But the insurance policy to get -- just to do that, like I  
36 said, is astronomical.

37 And I've got copies of all of this of what we actually do  
38 at the rodeo grounds, the contract that we have people read,  
39 sign, deposits.

40 And our DA came aboard. We had her take a look at what we

1 had done in the past and to make sure that we were legal and  
2 stuff when we did things.

3 CHAIRMAN GARNER: Do you -- I'm going to stop you.

4 RITA ROGERS: So --

5 CHAIRMAN GARNER: This isn't in our packet. And we don't  
6 have time to read this.

7 RITA ROGERS: There's just one spot in the back of our  
8 insurance. I already -- but I brought it to you just so you  
9 could take a look.

10 Number 11, second to the last page, put it with the yellow.  
11 That is the insurance policy I'm talking about.

12 CHAIRMAN GARNER: So what are you wanting?

13 RITA ROGERS: I would like to get this changed for anybody  
14 that -- it is saying that anybody that uses the rodeo grounds  
15 has to have a million dollar policy. And in the past, it was  
16 only people that had -- that had spectators that was paying  
17 admission to see that rodeo.

18 So this, I would like have it looked at again and see if we  
19 can't get that lowered or even changed that if you have  
20 spectators, yes, you have to have a policy to cover spectators.  
21 But if they don't have spectators that they don't have to have  
22 this kind of a policy in order to put on their event.

23 COMMISSIONER WAITS: The problem is our liability for  
24 anybody.

25 RITA ROGERS: We have liability at the rodeo grounds and  
26 all county property has liability. So we keep --

27 COMMISSIONER WAITS: But --

28 RITA ROGERS: -- that up.

29 COMMISSIONER MASON: Give this to Jim.

30 COMMISSIONER WAITS: You keep that up as part of your  
31 contract with us?

32 COMMISSIONER MASON: Give that to him.

33 RITA ROGERS: We do it as volunteers as our advisory board.

34 COMMISSIONER WAITS: Right, but then your contract says  
35 that -- that if somebody is renting or wants to use this that  
36 you ask for the million. Or are we asking for this?

37 RITA ROGERS: We're asking. When I had the DA take and  
38 look at what we were doing in the past, if we were legal of what  
39 the county wanted to do.

40 COMMISSIONER WAITS: Mm-hm.

1 RITA ROGERS: You know, the county policy. And this is  
2 what was given to us.

3 Well, it's been brought to my attention that this is a  
4 pretty high amount policy to be used for the rodeo grounds for  
5 somebody putting on an event that does not charge admission.

6 COMMISSIONER WAITS: You know, it's interesting --

7 RITA ROGERS: So --

8 COMMISSIONER WAITS: -- because a million dollars is not a  
9 large amount. We have bike races they -- that you get coverage  
10 for a million dollars.

11 RITA ROGERS: Yeah. Well --

12 COMMISSIONER WAITS: I mean, that -- that seems to be the  
13 note.

14 RITA ROGERS: Well, when I asked about this and why this  
15 amount and where this came from, she had looked at it and said,  
16 this is what we do at the racetrack and, you know, motocross.

17 Well, those both deals charge admission at the gate. Now  
18 our contractors that come in, our stock contractors, they have  
19 their insurance policy that covers the stock and all of that.

20 But we've never been able to find a policy that would just  
21 cover contestants.

22 CHAIRMAN GARNER: So I'm going to stop -- I'm going to stop  
23 --

24 RITA ROGERS: So I'm -- that's one of our questions.

25 CHAIRMAN GARNER: And I don't have a problem because it is  
26 a lower amount. You're not dealing with motors and engines and  
27 stuff. But this is something probably you need to do the  
28 background on as to what --

29 RITA ROGERS: As to what we can do today?

30 COMMISSIONER STIENMETZ: Mm-hm.

31 CHAIRMAN GARNER: Well, as to what's available.

32 RITA ROGERS: Okay.

33 CHAIRMAN GARNER: Because what if somebody can walk in and  
34 say, I have an event. This is a normal amount. Between you and  
35 Jim -- you could work with Jim --

36 RITA ROGERS: Okay.

37 CHAIRMAN GARNER: -- and see maybe the surrounding areas  
38 what they require. Bring that back to us --

39 RITA ROGERS: And bring it back?

40 COMMISSIONER WAITS: Yeah. Because what we're --

1 CHAIRMAN GARNER: -- as to options.  
2 COMMISSIONER WAITS: -- saying is the million itself  
3 doesn't -- isn't always the problem. Like I said, there's lots  
4 of smaller things.  
5 RITA ROGERS: Well, it's not --  
6 COMMISSIONER WAITS: And that seems to be --  
7 RITA ROGERS: -- so much a million dollars policy, --  
8 COMMISSIONER WAITS: -- what they want to use.  
9 RITA ROGERS: -- but it's what that million dollar policy  
10 --  
11 COMMISSIONER STIENMETZ: Covers.  
12 RITA ROGERS: -- is covering.  
13 COMMISSIONER WAITS: Right. There you go. There you go.  
14 RITA ROGERS: And so that's what we're questioning here.  
15 And I got questioned about it. And I said, well, you know, I  
16 will bring it back to the board. And we will take a look at it  
17 and see if we can't do --  
18 CHAIRMAN GARNER: Because it can be a balloon. It can be a  
19 rider.  
20 RITA ROGERS: Yes.  
21 CHAIRMAN GARNER: It can be attached to somebody's house.  
22 RITA ROGERS: Or something.  
23 CHAIRMAN GARNER: You can do a lot of that stuff.  
24 RITA ROGERS: We used to do that. When we put on our  
25 junior rodeos, we used our home policies.  
26 CHAIRMAN GARNER: Yeah. If you bring something back to us  
27 with options, then we can --  
28 RITA ROGERS: Okay.  
29 CHAIRMAN GARNER: -- we can possibly -- possibly re-look at  
30 that.  
31 RITA ROGERS: Okay. That's what we needed to hear.  
32 COMMISSIONER MASON: Just one question: You have three  
33 events this year planned, right?  
34 RITA ROGERS: Yes.  
35 COMMISSIONER MASON: And what are the premiums on?  
36 RITA ROGERS: As far as premiums? What are you saying?  
37 COMMISSIONER MASON: Yeah, what is your hard cash cost to a  
38 premium? A million-dollar premium?  
39 RITA ROGERS: That I don't know, because I don't -- I don't  
40 deal with that insurance.

1 High school rodeo has their own insurance. But that is  
2 Nevada-wide, I mean, with their policy. They no longer charge  
3 admission to their rodeos so they could get their policy  
4 lowered. And we use that policy.

5 It's like what we used to use in the past, our homeowners  
6 to cover our junior rodeos. So --

7 COMMISSIONER WAITS: So we're talking two other events,  
8 the --

9 RITA ROGERS: And we have a pro rodeo. And he -- Evette  
10 gets her insurance policy -- and I'll find out what hers is  
11 costing her. Her contrac- -- her stock contractor has his  
12 policy to cover his animals.

13 COMMISSIONER WAITS: Okay.

14 RITA ROGERS: But then I have Mary Bengoa who's now  
15 starting back with our little junior rodeos. They're just a one  
16 day to try and get these kids back into this. But she said,  
17 Rita, it's really expensive. And they don't charge admission so  
18 there's an expense that maybe we can help alleviate --

19 CHAIRMAN GARNER: Okay.

20 RITA ROGERS: -- and have events coming to the rodeo  
21 grounds and use it.

22 COMMISSIONER WAITS: See, I think if you're going to find a  
23 policy, whether it's 200,000; 500,000; or a million -- is what  
24 I'm saying -- they just automatically seem to use the million.  
25 It's the problem finding the policy --

26 RITA ROGERS: It's finding the policy for this, you know.

27 COMMISSIONER WAITS: -- is the problem. It isn't the  
28 million that we need to reduce.

29 RITA ROGERS: Yeah.

30 COMMISSIONER WAITS: It's that part. And if they don't  
31 have it --

32 RITA ROGERS: And if we could reword this somehow of, you  
33 know, if it's -- if you've got spectators, then you have to have  
34 this policy. But if you don't have spectators, you know, if  
35 you're not charging admission. It's not spectators. It's  
36 charging admission at the gate. That's the difference. Because  
37 we have spectators no matter what.

38 CHAIRMAN GARNER: Mm-hm.

39 RITA ROGERS: But if we charge them to get in, then we've  
40 got to cover them.

1 CHAIRMAN GARNER: Mm-hm.

2 RITA ROGERS: You know. And so -- and I know we're covered  
3 as far as liability at the rodeo grounds and all. But this has  
4 been brought to my attention again, so I said, I'm coming in to  
5 find out and see what we can do.

6 COMMISSIONER GARNER: Thank you.

7 RITA ROGERS: Okay.

8 COMMISSIONER STIENMETZ: Thank you.

9

10 14) Discussion for possible action regarding approval/disapproval  
11 of the amended Agreement between Lander County and the Board  
12 of Regents for the Nevada System of Higher Education on  
13 behalf of Great Basin College for lease of the building and  
14 adjacent grounds located at North Second and Scott Streets in  
15 Battle Mountain, Nevada, and other matters properly related  
16 thereto.

17

18 CHAIRMAN GARNER: Fourteen, discussion for possible action  
19 regarding approval/disapproval of the amended Agreement between  
20 Lander County and the Board of Regents of the Nevada System of  
21 Higher Education on behalf of the Great Basin College for lease  
22 of the building and adjacent grounds located at North Second and  
23 Scott Streets in Battle Mountain, Nevada, and other matters  
24 properly related thereto.

25 COMMISSIONER BULLOCK: What was the change, Nicole?

26 DEPUTY DISTRICT ATTORNEY TING: I didn't personally review  
27 this contract either, Commissioner.

28 Let me --

29 The change to paragraph six comes from the liability  
30 insurance.

31 COMMISSIONER BULLOCK: But from what I can see it's because  
32 they want to submit the, you know, I don't know -- which result  
33 from the acts of omission.

34 DEPUTY DISTRICT ATTORNEY TING: I don't know what the  
35 previous -- paragraph six stated. But I can --

36 COMMISSIONER BULLOCK: It's in your binder.

37 COMMISSIONER WAITS: So what did the original contract say?  
38 It was not consistent with this?

39 Because you're pointing out the NRS says it limits it in any  
40 action sounding in tort.

1 DEPUTY DISTRICT ATTORNEY TING: Right. I don't know what  
2 these -- I didn't personally review this contract. I don't know  
3 what the --

4 COMMISSIONER BULLOCK: The only change I can see is that  
5 they -- they include -- after "thereon," they put "which  
6 results" instead of "that." That's the only difference I can  
7 see that they changed, if you compare the two.

8 So apparent-- --

9 DEPUTY DISTRICT ATTORNEY TING: Yeah, in reading that, it  
10 seems to be the only change.

11 COMMISSIONER BULLOCK: Apparently they want "which" instead  
12 of "that." I'm sure there's some reasoning. I don't --

13 DEPUTY DISTRICT ATTORNEY TING: I guess it's consistent  
14 with the NHE -- NSHE contracting policy. Maybe it has --

15 COMMISSIONER WAITS: Was our last lease for three years  
16 also?

17 CHAIRMAN GARNER: I believe so.

18 COMMISSIONER WAITS: Okay.

19 COMMISSIONER BULLOCK: So I mean, it's just a word change.

20 CHAIRMAN GARNER: Yeah.

21 COMMISSIONER BULLOCK: I mean, if the district attorney's  
22 okay with it, I see no problem.

23 COMMISSIONER STIENMETZ: Yeah, same way here.

24 CHAIRMAN GARNER: Angie reviewed this?

25 DEPUTY DISTRICT ATTORNEY TING: Yes, correct.

26 CHAIRMAN GARNER: Okay.

27 COMMISSIONER BULLOCK: I make a motion we approve the  
28 amended agreement between Lander County and the Board of Regents  
29 of the Nevada System of Higher Education on behalf of Great  
30 Basin College for the lease of the building and adjacent grounds  
31 located at North Second and Scott streets in Battle Mountain  
32 Nevada.

33 COMMISSIONER WAITS: I'll second that motion.

34 CHAIRMAN GARNER: Any public comment?

35 (No comment.)

36 CHAIRMAN GARNER: All those in favor?

37 COMMISSIONER MASON: Aye.

38 CHAIRMAN GARNER: Aye.

39 COMMISSIONER WAITS: Aye.

40 COMMISSIONER BULLOCK: Aye.

1 COMMISSIONER STIENMETZ: Aye.

2  
3 15) Discussion for possible action regarding approval/disapproval  
4 of Resolution No. 2014-05, a resolution to extend the curfew  
5 hours set by Lander County Code 9.12.040 for one hour for  
6 Lander County High School students attending school dances,  
7 and other matters properly related thereto.  
8

9 CHAIRMAN GARNER: Fifteen, discussion for possible action  
10 regarding approval/disapproval of Resolution No. 2014-05, a  
11 resolution to extend the curfew hours set by Lander County Code  
12 9.12.040 for the one hour for Lander County High School students  
13 attending high school dances, and other matters properly related  
14 thereto.

15 This is just a resolution to allow the school to set that  
16 hour every time there's a dance instead of coming back to us  
17 every time. Correct?

18 DEPUTY DISTRICT ATTORNEY TING: Yes, that's correct,  
19 Commissioner. Requested by the principal so they don't have to  
20 come back before you every time.

21 COMMISSIONER BULLOCK: The only --

22 COMMISSIONER WAITS: You had a comment?

23 COMMISSIONER BULLOCK: Yes. We either need to correct it  
24 one way or another. We either -- where it says the Lander  
25 County High School. It either needs to be Lander County high  
26 schools or we need to switch that to Battle Mountain high  
27 school.

28 I don't know if Austin needs this or --

29 COMMISSIONER WAITS: Well, we -- we could use it. I mean,  
30 they do have high school events. So I thought that's what you  
31 were doing.

32 COMMISSIONER BULLOCK: You see what I'm saying?

33 DEPUTY DISTRICT ATTORNEY TING: I see what you mean.

34 COMMISSIONER WAITS: Well, why wouldn't you leave it? And  
35 that way if they want to request the extra hour, they just go to  
36 the sheriff's office.

37 COMMISSIONER BULLOCK: And that's fine. We just need to  
38 add an S --

39 CHAIRMAN GARNER: S.

40 COMMISSIONER BULLOCK: -- on the end of schools.

1 COMMISSIONER WAITS: S on schools?  
2 DEPUTY DISTRICT ATTORNEY TING: I'll make that change,  
3 Commissioner, and have the amended one before you for signature.  
4 COMMISSIONER BULLOCK: Okay.  
5 COMMISSIONER WAITS: We can make that correction now.  
6 Yeah.  
7 COMMISSIONER STIENMETZ: Approve it with that correction.  
8 CHAIRMAN GARNER: Just put it in your motion.  
9 COMMISSIONER BULLOCK: I'll make a motion to approve  
10 Resolution No. 2014-05, a resolution to extend the curfew hours  
11 set by Lander County code 9.12.040 for one hour for Lander  
12 County high school students attending school dances with the  
13 correction of it stating Lander County high schools on the  
14 resolution.  
15 COMMISSIONER STIENMETZ: I'll second the amendment -- or  
16 second that motion. Excuse me.  
17 CHAIRMAN GARNER: Any public comment?  
18 (No comment.)  
19 CHAIRMAN GARNER: All those in favor?  
20 COMMISSIONER MASON: Aye.  
21 COMMISSIONER STIENMETZ: Aye.  
22 COMMISSIONER WAITS: Aye.  
23 COMMISSIONER BULLOCK: Aye.

24  
25 **16) Discussion for possible action regarding approval/disapproval**  
26 **of the Summit Air Ambulance Membership Program for Lander**  
27 **County employees, and other matters properly related thereto.**  
28

29 CHAIRMAN GARNER: Discussion for possible action regarding  
30 approval/disapproval of the Summit Air Ambulance Membership  
31 Program for Lander County employees, and other matters properly  
32 related thereto.

33 JEFF ANTONICELLI: Good morning, ladies and gentlemen,  
34 thank you for having us. I'm Jeff Antonicelli. I'm the Nevada  
35 regional manager of Summit Air Ambulance.

36  
37 (Court reporter requesting spelling of name.)  
38

39 And this is Ron Walter. He's the director of field  
40 operations for Summit Air Ambulance. And it's W-A-L-T-E-R.

1           RON WALTER: I'm sure she figured that one out.

2           I gave you just a little synopsis of the -- the air  
3 ambulance company, Summit Air Ambulance, in your packet there.

4           A few weeks ago was approached by Joy Sweeney. And  
5 apparently there was some interest within the county employees  
6 to become members of the Summit Air Ambulance. And she wanted  
7 me to present this to the county to see if that would be a  
8 benefit that you guys would provide to them.

9           And I just wanted to explain what -- what the memberships  
10 are.

11           We -- we serve a lot of rural communities in Montana and  
12 Nevada. We have bases here in Nevada right now in Elko and  
13 Reno. We provide both fixed-wing and rotor-wing service. And  
14 rotor wing is helicopter service. Fixed-wing is airplane  
15 medical transport.

16           Currently, we -- we do considerable amount of business out  
17 of the Battle Mountain hospital. I've been working with our --  
18 my CEO has been working with Phil to coordinate types of  
19 services that we're providing there. And I've also been able to  
20 work with ER physicians as far as maintaining a good, open  
21 rapport with them to assess the quality of care and identify  
22 issues as they come up.

23           But we are averaging about 20 flights out of the hospital  
24 here per month. So about 240 or 250 patients a year are  
25 affected by the flight service.

26           As you know, the hospital here has limited resources to  
27 its -- you know, that it can provide to patients that need  
28 specialty care. And a lot of the patients coming out of Battle  
29 Mountain, depending on what type of specialty care they need,  
30 seem to be going to Salt Lake facilities or Reno.

31           So those -- those types of transports can be expensive if  
32 individuals do not have the proper coverage. Even if they do  
33 have health insurance that does cover air medical transport, a  
34 lot of times they're left having to pay for the deductible on  
35 those. And some policies, depending on how they're written,  
36 actually have a cap on what they're -- what they pay.

37           The membership, a normal membership for individual citizens  
38 is \$65. I did respond back to --

39           COMMISSIONER WAITS: Excuse me, Ron, that's per year?

40           RON WALTER: Per year per family. Per year per family.

1 COMMISSIONER WAITS: Per family. Thank you.

2 RON WALTER: I did respond back initially to Joy with a 15%  
3 discount. But I would like to -- and that would bring it to 55.  
4 But I would like to present to the commissioners today that  
5 if -- if the commissioners would include this as part of their  
6 package with their employees and pay for their employees  
7 every -- you know, for a year, we would give you a 23% discount,  
8 which is a flat \$50. And that would cover the employee and  
9 their immediate family for coverage in that for the one year  
10 period.

11 We would also be willing to come out and help the enrollment  
12 period. We would take, like a 30-day period to enroll your  
13 employees and work with, I guess, it would be Joy. I'm not sure  
14 who the individual would be to work with. But we'd help her  
15 through the enrollment process and provide somebody here to do  
16 that.

17 The other thing that we have been gearing up, we have just  
18 purchased about a hundred thousand dollars' worth of training  
19 equipment called Sim -- Sim, simulator training. I don't know  
20 if you're aware of that, but they're computerized mannequins  
21 that the flight crews are using for training and continuing to  
22 maintain their competencies.

23 And we're going to be rolling that out to the communities  
24 that we serve as well to help improve the level of training  
25 that, you know, your local EMS, fire, and rescue personnel have.

26 We just started it, probably about four weeks ago, in  
27 house. So we want to give us a little bit -- about a quarter --  
28 about three months' time period before we can make those types  
29 of services available.

30 The ER physicians at the hospital were extremely excited to  
31 hear that, that we would be able to come down and provide those  
32 types of services for you.

33 Because we feel that, you know, if we all work together to  
34 achieve the best results, patient care, the better off we are.  
35 And it builds rapport between the flight crews and the -- and  
36 the emergency facilities and first responders.

37 CHAIRMAN GARNER: How many --

38 RON WALTER: Do you guys have any questions for me?

39 CHAIRMAN GARNER: Are we talking county-wide? Did we have  
40 a number? One twenty seven?

1 COMMISSIONER WAITS: I'm sorry. So do we have a number  
2 for?  
3 CHAIRMAN GARNER: Employees?  
4 UNIDENTIFIED PARTICIPANT: Employees? About 131 --  
5 CHAIRMAN GARNER: One thirty one?  
6 UNIDENTIFIED PARTICIPANT: -- on average.  
7 CHAIRMAN GARNER: We're to 131.  
8 COMMISSIONER MASON: Yeah, and while he's collecting that,  
9 let me ask you a question: The \$50 annual premium, it's annual,  
10 right?  
11 RON WALTER: Annual.  
12 COMMISSIONER MASON: Is that per employees --  
13 COMMISSIONER WAITS: No, family.  
14 COMMISSIONER MASON: -- or family member?  
15 RON WALTER: No, that's per family per employee.  
16 JEFF ANTONICELLI: So it would be per employee, but that  
17 would cover the employee's immediate family.  
18 COMMISSIONER MASON: Okay, so his wife and his children?  
19 JEFF ANTONICELLI: Correct.  
20 RON WALTER: Right.  
21 JEFF ANTONICELLI: Correct.  
22 COMMISSIONER MASON: That has to be stated, otherwise it's  
23 misused, you know. That --  
24 RON WALTER: It's stated in the membership where it covers  
25 immediate family. And it would be classified. Whoever they  
26 classify as dependents on their federal tax, --  
27 CHAIRMAN GARNER: That would be --  
28 RON WALTER: -- that would be what it would cover.  
29 COMMISSIONER WAITS: Just for the commissioners'  
30 information, the insurance committee that is looking at our  
31 renewal coming up had expressed some interest on this because we  
32 have had an employee that had used this and had to be care  
33 flighted out. And it was quite expensive. So we -- we were --  
34 and I think that's why Joy contacted you --  
35 RON WALTER: Oh, I see.  
36 COMMISSIONER WAITS: -- of looking into it. So I sincerely  
37 appreciate you coming and your information to go into this  
38 further.  
39 But it's totally up to the commissioners whether it's  
40 something you'd like to do now or whether you want to finish up

1 and let the insurance committee finish with theirs and perhaps  
2 put that on when we go effective with our new insurance of  
3 whether that's some- --

4 CHAIRMAN GARNER: I don't think this has anything to do  
5 with that.

6 COMMISSIONER BULLOCK: No.

7 COMMISSIONER WAITS: -- you would like to add.

8 COMMISSIONER BULLOCK: I don't need a sales pitch.

9 COMMISSIONER WAITS: It's insurance. That's all.

10 RON WALTER: I need to --

11 COMMISSIONER BULLOCK: I'm good with it.

12 COMMISSIONER WAITS: It's just insurance.

13 RON WALTER: I need to -- I need to interject. It's not  
14 insurance.

15 CHAIRMAN GARNER: Yeah. It's not insurance.

16 RON WALTER: And we're not allowed to even advertise it as  
17 insurance --

18 COMMISSIONER BULLOCK: Yeah.

19 RON WALTER: -- because we're not -- we're not licensed  
20 insurance --

21 COMMISSIONER WAITS: I understand that.

22 RON WALTER: -- agents, if you want to call that.

23 COMMISSIONER WAITS: But any time you transfer a risk, --

24 RON WALTER: Yeah.

25 COMMISSIONER WAITS: -- it's basically falls under that  
26 heading. So I understand what you're saying.

27 RON WALTER: Yeah. The other thing that it does for an  
28 organization such as ours, it provides services to rural  
29 areas -- is it allows us to -- to get funds available to do  
30 extra things such as the, you know, the training and so forth.  
31 So it builds up -- it builds up our funding for those types of  
32 operations.

33 COMMISSIONER GARNER: I think it's a nice tool for the  
34 county to have for its employees to offer, extend benefit.  
35 It's -- it is costly, but it's a nice benefit package to add  
36 into the package of what we offer for a benefit.

37 COMMISSIONER WAITS: It's a wonderful benefit. That's why  
38 we started --

39 COMMISSIONER STIENMETZ: Yeah.

40 COMMISSIONER WAITS: -- looking into it. Absolutely. And

1 it's still reasonable.

2 JEFF ANTONICELLI: A lot of what it is -- if I can  
3 interject -- is it's piece of mind. For \$50 a year, if you do  
4 have to use our service, and hopefully you never have to, and  
5 just as an example, a bill is presented to your insurance  
6 carrier for \$30,000 and your insurance carrier picks up 15,000  
7 of that.

8 If you have the Summit Air Ambulance membership, Summit Air  
9 eats the rest of that. Whatever we get from the insurance  
10 company is what we get.

11 If you don't have the insurance, then you're on the hook  
12 for the remainder of the bill that your insurance carrier didn't  
13 provide for.

14 COMMISSIONER MASON: This is just a question: Can it  
15 include elected officials?

16 CHAIRMAN GARNER: You're a county employee.

17 COMMISSIONER BULLOCK: Yeah, you're a county employee.

18 COMMISSIONER MASON: You're a county employee.

19 COMMISSIONER WAITS: If you're on the -- if you're on the  
20 membership, yeah.

21 COMMISSIONER MASON: Well, that's a good question. I  
22 wanted to know an answer.

23 COMMISSIONER WAITS: You're considered an employee of the  
24 number they gave.

25 COMMISSIONER STIENMETZ: Donnie has a --

26 COMMISSIONER MASON: Donnie.

27 DONALD NEGRO: This was brought up at fireman's the other  
28 night, and the fire department are on board with Summit Air.  
29 And they were kind of the reasoning is -- there was other talk  
30 about other companies. These guys got the helicopter where the  
31 others ones just have a fixed wing.

32 COMMISSIONER STIENMETZ: Fixed wing, yeah.

33 COMMISSIONER BULLOCK: I make a motion the commission  
34 approve the membership program of the Lander County employees  
35 with the Summit Air Ambulance membership program at the cost of  
36 \$50 per employee.

37 COMMISSIONER WAITS: Effective?

38 COMMISSIONER MASON: I second that.

39 COMMISSIONER WAITS: Effective?

40 COMMISSIONER BULLOCK: It will have to be effective

1 probably July 1<sup>st</sup> which --  
2 COMMISSIONER STIENMETZ: Yeah.  
3 COMMISSIONER BULLOCK: -- with the enrollment and  
4 everything, the fiscal year and the funds.  
5 RON WALTER: That's fine.  
6 COMMISSIONER BULLOCK: We'll have to budget for it.  
7 COMMISSIONER STIENMETZ: I'll second the motion.  
8 COMMISSIONER MASON: I did already.  
9 COMMISSIONER STIENMETZ: Oh, did you? I didn't hear you.  
10 COMMISSIONER MASON: You can third it though.  
11 COMMISSIONER STIENMETZ: I'll third it.  
12 CHAIRMAN GARNER: Any public comment?  
13 (No comment.)  
14 CHAIRMAN GARNER: All those in --  
15 JUDGE MAX BUNCH: I do have a comment.  
16 So if there's county affiliates, like the fire department,  
17 the ambulance, can they get that along with this program for  
18 that same price?  
19 CHAIRMAN GARNER: That's part of them.  
20 COMMISSIONER STIENMETZ: Yeah, they're -- they're a county  
21 employee.  
22 CHAIRMAN GARNER: They're a county -- they're a county  
23 employee.  
24 COMMISSIONER BULLOCK: They're a county employee. They get  
25 a check.  
26 JUDGE MAX BUNCH: No, we don't get a check.  
27 CHAIRMAN GARNER: But you get PERS. You're a county  
28 employee.  
29 JUDGE MAX BUNCH: I just wanted to make sure that --  
30 COMMISSIONER WAITS: Yeah.  
31 RON WALTER: Yeah, if it's -- if they're considered part of  
32 the county employment rolls, they would be --- they would be  
33 included.  
34 JUDGE MAX BUNCH: Okay.  
35 COMMISSIONER WAITS: Well, the clarification again is like  
36 our firefighters who are not on those rolls, but it includes all  
37 of those areas that, like southern Lander County and Kingston  
38 and our volunteer firefighters. And they don't even get PERS.  
39 So they're not on it, but they should be offered this because  
40 they're --

1 RON WALTER: Yeah, and we --  
2 COMMISSIONER WAITS: -- volunteering with the county, so --  
3 UNIDENTIFIED PARTICIPANT: They can get PERS. They do get  
4 PERS.  
5 CHAIRMAN GARNER: They do get PERS.  
6 COMMISSIONER BULLOCK: They do get PERS.  
7 COMMISSIONER WAITS: Not Kingston. No.  
8 CHAIRMAN GARNER: They're -- they're on --  
9 UNIDENTIFIED PARTICIPANT: Kingston doesn't.  
10 COMMISSIONER WAITS: No. That's what I'm saying. They  
11 don't. And we want to be sure --  
12 UNIDENTIFIED PARTICIPANT: Austin does.  
13 COMMISSIONER WAITS: -- that they're picked up on this.  
14 JEFF ANTONICELLI: On the 15<sup>th</sup>, I met with the Battle  
15 Mountain Fire Department and extended this offer to the entire  
16 Battle Mountain Fire Department. I don't see any reason not to  
17 extend it to all of your volunteers and to your EMS providers.  
18 Ron, do you concur?  
19 COMMISSIONER WAITS: Of Lander County?  
20 RON WALTER: In Lander County.  
21 JEFF ANTONICELLI: Okay, in Lander County.  
22 RON WALTER: I can -- I can send the commissioners a letter  
23 verifying that, you know, just making sure we're all on the same  
24 page.  
25 COMMISSIONER MASON: And just for the sake of conversation,  
26 what's -- if I were to have an emergency and needed to be  
27 helicoptered in to Reno, what would that cost?  
28 RON WALTER: Helicopters are about twice as expensive as  
29 the fixed wing.  
30 COMMISSIONER MASON: Well, I mean, you know, --  
31 RON WALTER: You're talking --  
32 COMMISSIONER MASON: -- the emergency was.  
33 RON WALTER: -- 28- to 35,000, depending on the --  
34 CHAIRMAN GARNER: It's on your weight.  
35 COMMISSIONER MASON: It's a good deal.  
36 RON WALTER: Yeah. Now, the plane, you're talking anywhere  
37 between 10,000 and 14,000.  
38 JEFF ANTONICELLI: But the matter and the mode of  
39 transportation you have, the membership, --  
40 RON WALTER: Yeah.

1 JEFF ANTONICELLI: -- it -- there's no cost to you, no  
2 matter which mode of transportation we use. Whatever the  
3 insurance company provides, there's no further bill to you.

4 COMMISSIONER MASON: Yeah. I just wanted a comparison.

5 JEFF ANTONICELLI: Yeah.

6 CHAIRMAN GARNER: All those in favor?

7 COMMISSIONER STIENMETZ: Aye.

8 COMMISSIONER MASON: Aye.

9 CHAIRMAN GARNER: Aye.

10 COMMISSIONER WAITS: Aye.

11 COMMISSIONER BULLOCK: Aye.

12 CHAIRMAN GARNER: Thanks, guys.

13 RON WALTER: Well, we appreciate it. And I guess I'll  
14 work --

15 COMMISSIONER STIENMETZ: Donnie has something.

16 RON WALTER: -- further --

17 COMMISSIONER BULLOCK: Joy.

18 RON WALTER: -- with Joy?

19 JIM OLSON: Joy and me. Joy and myself.

20 RON WALTER: Oh, okay.

21 JIM OLSON: We've been working together on this for the  
22 medical side.

23 RON WALTER: Okay. Thank you.

24 CHAIRMAN GARNER: Did you have an additional comment,  
25 Donnie?

26 DONALD NEGRO: Yeah, on your insurance -- and I checked  
27 into this -- your insurance policy through the county right now  
28 will cover 5,000 bucks. So if you joined the membership through  
29 the county, anything else is for fifty bucks you get -- they  
30 take care of it.

31 CHAIRMAN GARNER: Thanks, Donnie.

32 COMMISSIONER MASON: It is a bonus.

33  
34  
35 **EXECUTIVE DIRECTOR**

- 36  
37 17) **Discussion for possible action regarding approval and**  
38 **adoption of the Personnel Policy for Lander County, and other**  
39 **matters properly related thereto.**  
40

1 CHAIRMAN GARNER: Seventeen, discussion for possible action  
2 regarding approval and adoption of the personnel policy for  
3 Lander County, and other matters properly related thereto.

4 JIM OLSON: I've been working with POOL/PACT to update the  
5 policy manual and bring it current.

6  
7 JEFF ANTONICELLI: Ladies and gentlemen, thank you again  
8 for your time.

9 CHAIRMAN GARNER: Thank you.

10 COMMISSIONER STIENMETZ: Thank you.

11 COMMISSIONER WAITS: Thank you.

12 COMMISSIONER BULLOCK: I think it looks good. I haven't  
13 had time to read the whole thing yet. I honestly would like a  
14 little more time to go over it, myself.

15 CHAIRMAN GARNER: I'd like a little more time.

16 COMMISSIONER STIENMETZ: Yes, I would too.

17 JIM OLSON: Sure. Not a problem.

18 COMMISSIONER WAITS: I agree.

19 CHAIRMAN GARNER: Defer.

20 JIM OLSON: It's a lot to read. So --

21 CHAIRMAN GARNER: Yes, it is.

22  
23  
24 **COURTHOUSE/ADMINISTRATION BUILDING PROJECT**

25  
26 **18) Discussion for possible action regarding status of the Lander**  
27 **County Courthouse/Administration Building Project, and other**  
28 **matters properly related thereto.**  
29

30 CHAIRMAN GARNER: Eighteen, discussion for possible action  
31 regarding the stat --

32  
33 Thanks for your work on it, Jim.

34 COMMISSIONER STIENMETZ: Yes.

35  
36 CHAIRMAN GARNER: Discussion for possible action regarding  
37 the status of the Lander County Courthouse/Administration  
38 Building Project, and other matters properly related thereto.

39 State your names for record, please.

40 JUDGE MAX BUNCH: Max Bunch, B-U-N-C-H.

1 MIKE PILKINGTON: Mike Pilkington, CORE Construction.  
2 JUDGE MAX BUNCH: Spell your last name.  
3 MIKE PILKINGTON: P-I-L-K-I-N-G-T-O-N.  
4 JUDGE MAX BUNCH: Are we good there, Mr. Chairman.  
5 CHAIRMAN GARNER: You're good to go, man.  
6 JUDGE MAX BUNCH: Thanks.  
7 CHAIRMAN GARNER: B-U-N-C-H.  
8 JUDGE MAX BUNCH: We -- we are on schedule for Monday the  
9 28<sup>th</sup> to be 100% construction documents. Once that's done,  
10 that will be given to CORE. CORE will be then sending it out  
11 for bids from subcontractors. And that will be either Tuesday  
12 or Wednesday. Monday is the twenty -- 28<sup>th</sup>, so it will be the  
13 29<sup>th</sup>, the 30<sup>th</sup> that that's going out. And they have three weeks  
14 in which to get all their bids together and get the information  
15 back to CORE Construction so that we can stay on our schedule  
16 for the GMP for June 12<sup>th</sup>.  
17 And I don't know if any of you noticed there's a sign up at  
18 the site. Stop by and take a look at it. That's kind of  
19 what -- what it's potentially going to look like, I hope. And  
20 --  
21 COMMISSIONER MASON: That's scary.  
22 CHAIRMAN GARNER: Scary?  
23 JUDGE MAX BUNCH: So -- and then -- and then I think that's  
24 about it.  
25 Oh, I did receive -- I think I just printed it out. We  
26 received a -- or I received a copy of the geotechnical  
27 investigation, which is something we started when we started  
28 this project. They go and they drill bore holes into the ground  
29 to test the soils.  
30 The final report, I just received. It's dated March 21<sup>st</sup>,  
31 but I think it --- I just got it yesterday or the day before.  
32 MIKE PILKINGTON: I did too. Yeah.  
33 JUDGE MAX BUNCH: I think we just got it. So -- I just --  
34 I just printed off, made a copy of it for us, for me to have  
35 here. So if you have any questions about the bore testing, I  
36 could maybe answer that, maybe. But we have that full report  
37 in.  
38 So that's everything other than moving to 19, 20, 21 on the  
39 agenda, unless you have any questions.  
40 COMMISSIONER GARNER: Nope.

1 COMMISSIONER BULLOCK: Yeah. I do. Do we have a set date  
2 yet?

3 JUDGE MAX BUNCH: A set date for?

4 COMMISSIONER BULLOCK: The first shovel.

5 JUDGE MAX BUNCH: The first shovel? I think we're looking  
6 at the 26<sup>th</sup> of June.

7 COMMISSIONER BULLOCK: The 26<sup>th</sup> of June.

8 JUDGE MAX BUNCH: Which would be, like, right after a  
9 commission meeting. Aren't you scheduled for a commission  
10 meeting about that time?

11 I know you're on the 12<sup>th</sup>. So 14 days later --

12 CHAIRMAN GARNER: Yeah.

13 JUDGE MAX BUNCH: -- should be the 26th.

14 COMMISSIONER BULLOCK: Mm-hm. Okay.

15 JUDGE MAX BUNCH: So we were thinking --

16 COMMISSIONER WAITS: Yes.

17 JUDGE MAX BUNCH: -- potentially doing it right after the  
18 commission meeting.

19 COMMISSIONER BULLOCK: Okay.

20

21 **19) Discussion for possible action regarding approval/disapproval**  
22 **of the Revocable Application and Permit for Occupancy of the**  
23 **Nevada Department of Transportation (NDOT) Right-of-Way to**  
24 **construct a Type V entrance for the new Lander County**  
25 **Courthouse/Administration Building; authorization for the**  
26 **Chairman or Vice Chairman to sign the application; and other**  
27 **matters properly related thereto.**

28

29 CHAIRMAN GARNER: Nineteen, discussion for possible action  
30 regarding approval/disapproval of the revocation -- revocable  
31 application and permit for occupancy of the Nevada Department of  
32 Transportation (NDOT) right-of-way to construct a Type V  
33 entrance for the new Lander County Courthouse/Administration  
34 Building; authorizing the chairman or vice chairman to sign the  
35 application; and other matters properly related thereto.

36 JUDGE MAX BUNCH: Okay, gentleman, I think you have in your  
37 packet -- somebody has the original they made me give up my all  
38 paperwork so I couldn't do it.

39 CHAIRMAN GARNER: This is just for the easement?

40 JUDGE MAX BUNCH: But this is for the --

1 COMMISSIONER GARNER: Turnout?  
2 MIKE PILKINGTON: The drive approach into the NDOT  
3 easement.  
4 COMMISSIONER STIENMETZ: The exit off of the 305.  
5 JUDGE MAX BUNCH: The exit off of the 305.  
6 COMMISSIONER WAITS: Oh, access?  
7 COMMISSIONER BULLOCK: Mm-hm.  
8 JUDGE MAX BUNCH: So -- and I'm not sure if that has to be  
9 notarized.  
10 COUNTY CLERK SULLIVAN: This one does not.  
11 JUDGE MAX BUNCH: Does not. Okay.  
12 CHAIRMAN GARNER: We need to make this a motion?  
13 COMMISSIONER BULLOCK: Yep. I make a motion we approve the  
14 revocable application and permit for occupancy of the Nevada  
15 Department of Transportation right-of-way to construct a Type V  
16 entrance for the new Lander County Courthouse/Administration  
17 Building, authorizing the chair to sign the application.  
18 COMMISSIONER STIENMETZ: I'll second the motion.  
19 CHAIRMAN GARNER: Any public comment?  
20 (No comment.)  
21 CHAIRMAN GARNER: All those in favor?  
22 COMMISSIONER MASON: Aye.  
23 COMMISSIONER STIENMETZ: Aye.  
24 CHAIRMAN GARNER: Aye.  
25 COMMISSIONER WAITS: Aye.  
26 COMMISSIONER BULLOCK: Aye.

27  
28 20) Discussion for possible action regarding approval/disapproval  
29 of the Lander County Courthouse/Administration Building  
30 Owner-CMAR Construction Agreement, including the CMAR General  
31 Conditions of the Contract, between Lander County and CORE  
32 Construction Services of Nevada, Inc., authorization for the  
33 Chairman or Vice Chairman to sign the agreement; and other  
34 matters properly related thereto.  
35

36 CHAIRMAN GARNER: Twenty, discussion for possible action  
37 regarding approval/disapproval of the Lander County  
38 Courthouse/Administration Buildings Owner-CMAR Construction  
39 Agreement, including the CMAR general conditions of the  
40 contract, between Lander County and CORE Construction Services

1 of Nevada, Incorporated; authoration -- authorization for the  
2 chairman or vice chairman to sign the agreement; and other  
3 matters properly related thereto.

4 JUDGE MAX BUNCH: Okay, gentleman, on this here, we've  
5 negotiated the contract with the help of Marquis-Aurbach and  
6 Coffing, Brian Hardy and Cody Munteer, who are our lawyers  
7 within that firm. And that's the lawyers that you allowed me to  
8 work through to do all the contracts for this project.

9 And we have -- I believe we provided two originals. And I  
10 believe this one may have to be notarized. So we've got a  
11 notary coming for right after the meeting to be able to do this.  
12 So I think if we can just have approval to sign it and then it  
13 can be signed afterwards, if you so choose.

14 Now, this is just is a general contract for the building  
15 itself.

16 MIKE PILKINGTON: Agreeing to the general terms and  
17 stipulations where it allows us to roll amendments into that  
18 contract like the solar, the building, --

19 CHAIRMAN GARNER: Yeah.

20 MIKE PILKINGTON: -- and the waterline, when the scope and  
21 the price comes.

22 CHAIRMAN GARNER: Because the water line and all that  
23 stuff?

24 MIKE PILKINGTON: Yeah, once we -- once we bid out the  
25 actual courthouse and the waterline, we have to find scope and  
26 price, that becomes an amendment.

27 CHAIRMAN GARNER: Yeah.

28 MIKE PILKINGTON: And that can get rolled right into the  
29 contract. So this is just agreeing to the general terms and  
30 stipulations.

31 CHAIRMAN GARNER: Okay.

32 COMMISSIONER BULLOCK: I make a motion to approve Lander  
33 County Courthouse/Administration Building Owner-CMAR  
34 Construction Agreement, including the CMAR general conditions of  
35 the contract between Lander County and CORE Construction  
36 Services of Nevada, Incorporated, and authorize the chairman to  
37 sign.

38 COMMISSIONER MASON: Second.

39 CHAIRMAN GARNER: Any public comment?

40 JUDGE MAX BUNCH: Can I make just one comment? There

1 are -- there are two originals to sign.  
2 COUNTY CLERK SULLIVAN: Correct.  
3 JUDGE MAX BUNCH: Okay.  
4 MIKE PILKINGTON: One goes -- I have to take back to our  
5 office.  
6 COUNTY CLERK SULLIVAN: Okay.  
7 CHAIRMAN GARNER: All those in favor?  
8 COMMISSIONER WAITS: Aye.  
9 COMMISSIONER MASON: Aye.  
10 CHAIRMAN GARNER: Aye.  
11 COMMISSIONER STIENMETZ: Aye.  
12 COMMISSIONER BULLOCK: Aye.

13  
14 21) Discussion for possible action regarding approval/disapproval  
15 of Amendment No. 1 to the Owner-CMAR Construction Agreement  
16 between Lander County and CORE Construction Services of  
17 Nevada, Inc., in the total guaranteed maximum price of  
18 \$397,597.00, for the solar covered parking array at the new  
19 Lander County Courthouse/Administration Building;  
20 authorization for the Chairman or Vice Chairman to sign the  
21 Notice to Proceed; and other matters properly related  
22 thereto.

23  
24 CHAIRMAN GARNER: Twenty-one, discussion for possible  
25 action regarding approval/disapproval of Amendment Number 1 to  
26 the Owner-CMAR Construction Agreement between Lander County and  
27 CORE Construction Services of Nevada, Incorporated, in the total  
28 guaranteed maximum price of \$397,597, for a solar-power covered  
29 parking array at the new Lander County Courthouse/Administration  
30 Building; authorizing for the chairman or vice chairman to sign  
31 the Notice to Proceed; and other matters properly related  
32 thereto.

33 JUDGE MAX BUNCH: Okay, gentlemen, this is amendment  
34 number one to the contract that you just agreed to. It is -- it  
35 allows CORE to go forward with the solar-covered parking. And  
36 this is basically due to the constraints -- time constraints by  
37 NV Energy that we have to have this project done by a certain  
38 date and to get it started. And we have to be under contract by  
39 a certain date. And we have to be done by November 30<sup>th</sup> of this  
40 year.

1           So this is why we're moving forward with this. Basically,  
2 we're going to build the solar portion of the parking, covered  
3 parking and hook it into -- which is another agenda item next --  
4 we're going to hook it into the building. And when that  
5 happens, we'll be collecting credits as they're building the  
6 building for next 17 to 18 months.

7           COMMISSIONER WAITS: This was our grant?

8           JUDGE MAX BUNCH: This was our grant. And we have to do  
9 certain things by the grant to be done faster than normal.

10          MIKE PILKINGTON: Yeah, this dollar value is the cost of  
11 construction. And then as soon as the permit is signed off and  
12 tied in, then NV Energy will write you a check for that nine  
13 hundred -- \$90,999.

14          COMMISSIONER BULLOCK: I make a motion the commission  
15 approve Amendment Number 1 to the Owner-CMAR Construction  
16 Agreement between Lander County, CORE Construction Services of  
17 Nevada, Incorporated, and total guaranteed maximum price of  
18 \$397,597 for the solar-covered parking array at the new Lander  
19 County Courthouse/Administration Building and authorize the  
20 chair to sign.

21          COMMISSIONER STIENMETZ: I'll second the motion.

22          CHAIRMAN GARNER: Any public comment?

23          (No comment.)

24          CHAIRMAN GARNER: All those in favor?

25          COMMISSIONER MASON: Aye.

26          COMMISSIONER WAITS: Aye.

27          CHAIRMAN GARNER: Aye.

28          COMMISSIONER STIENMETZ: Aye.

29          COMMISSIONER BULLOCK: Aye.

30          JUDGE MAX BUNCH: There was actually a second part to that:  
31 And sign the notice to proceed?

32          COMMISSIONER WAITS: Yes.

33          JUDGE MAX BUNCH: In other matters.

34          COMMISSIONER WAITS: He said that.

35          JUDGE MAX BUNCH: No.

36          COMMISSIONER WAITS: You didn't say, sign notice to  
37 proceed?

38          COMMISSIONER BULLOCK: No. I don't want to.

39          COMMISSIONER WAITS: I was following right here. I thought  
40 he said that.

1 COMMISSIONER BULLOCK: I'll amend my motion to include  
2 notice to proceed.

3 COMMISSIONER STIENMETZ: I'll second that.

4 CHAIRMAN GARNER: Any public comment?

5 (No comment.)

6 CHAIRMAN GARNER: All those in favor?

7 COMMISSIONER MASON: Aye.

8 COMMISSIONER WAITS: Aye.

9 COMMISSIONER STIENMETZ: Aye.

10 COMMISSIONER BULLOCK: Aye.

11  
12 22) Discussion for possible action regarding approval/disapproval  
13 of the NV Energy Service Application and designation of CORE  
14 Construction Services of Nevada, Inc. as representative for  
15 the new Lander County Courthouse/Administration Building;  
16 authorization for the Chairman or Vice Chairman to sign the  
17 application; and other matters properly related thereto.  
18

19 CHAIRMAN GARNER: Twenty-two, discussion for possible  
20 action regarding approval/disapproval of the NV Energy Services  
21 Applications and designation of CORE Construction Services of  
22 Nevada, Incorporated, as representative for the new Lander  
23 County Courthouse/Administration Building; authorizing for the  
24 chairman or vice chairman to sign the applications; and other  
25 matters properly related thereto.

26 JUDGE MAX BUNCH: This is the next item, ladies and  
27 gentlemen, that this allows us to get the application to start  
28 the process with NV Energy that they have to be involved in and  
29 also allows us to have CORE work as our agent on this project.  
30 So that's part of what this agreement does.

31 COMMISSIONER BULLOCK: I'll make a motion the commission  
32 approve the NV Energy Service Application designation of CORE  
33 Construction Services of Nevada, Incorporated, as representative  
34 for the new Lander County Courthouse/Administration Building and  
35 authorize the chair to sign.

36 COMMISSIONER STIENMETZ: I'll second the motion.

37 CHAIRMAN GARNER: Any public comment?

38 (No comment.)

39 CHAIRMAN GARNER: All two left?

40 (No comment.)

1 CHAIRMAN GARNER: All those in favor?  
2 COMMISSIONER MASON: Aye.  
3 COMMISSIONER WAITS: Aye.  
4 COMMISSIONER STIENMETZ: Aye.  
5 CHAIRMAN GARNER: Aye.  
6 COMMISSIONER BULLOCK: Aye.  
7  
8

9 COMMISSIONERS

10  
11 23) Correspondence/reports/potential upcoming agenda items.  
12

13 CHAIRMAN GARNER: Commissioners reports or -- excuse me --  
14 correspondence --  
15

16 COMMISSIONER STIENMETZ: Thank you, guys.

17 MIKE PILKINGTON: Thank you.  
18

19 CHAIRMAN GARNER: -- reports, potential upcoming agenda  
20 items.

21 (The following correspondence was received:

22 1. W. Todd Suessmith, Jr., Nevada Division of  
23 Environmental Protection, to P. Bryan Johnson, Newmont USA  
24 Limited, letter regarding BMRR Approval of Newmont USA Limited's  
25 Amendment to Plan of Operations for the Battle Mountain Complex  
26 Exploration Project dated March 25, 2014, Reclamation Permit  
27 0180, BLM Case No. N-067450.

28 2. Carrie Foley, Program Officer II, Nevada Department of  
29 Business and Industry, to Lander County Commissioners, e-mail  
30 regarding Governor's Conference on Small Business 2014.

31 3. Nevada Cattlemen's Association, News Release Nevada  
32 Cattlemen Association Statement on Cattle Gather in Southern  
33 Nevada.

34 4. US Department of the Interior, Bureau of Land  
35 Management, July 2014 Competitive Oil and Gas Lease Sale, battle  
36 Mountain District, Nevada, Environmental Assessment.)  
37

38 COMMISSIONER WAITS: I have a question on our agenda items  
39 because I have never worked with an executive director before.  
40 But I'm wondering whether we need to agendize to actually hear

1 from him on some of the things that we should be updated on that  
2 are not necessarily on the agenda?

3 COMMISSIONER BULLOCK: That's what staff reports is.

4 CHAIRMAN GARNER: Yeah.

5 COMMISSIONER WAITS: That would cover him under --

6 COMMISSIONER STIENMETZ: Yeah.

7 COMMISSIONER WAITS: -- staff reports?

8 COMMISSIONER BULLOCK: Yes, anything that he needs to  
9 report on.

10 COMMISSIONER WAITS: But he's never done anything. So Jim,  
11 we need to hear from you every commissioners meeting, please.

12 JIM OLSON: That's fine. Not a problem.

13 COMMISSIONER WAITS: Because I know you have a lot to tell  
14 us that's not always on the agenda. So --

15 JIM OLSON: True.

16 COMMISSIONER WAITS: I didn't know whether we wanted to put  
17 that on separate or -- okay.

18 COMMISSIONER MASON: Well, let me ask a question on -- to  
19 that end. Is -- is he -- is our executive director allowed to  
20 speak up at any of these agenda items?

21 COMMISSIONER STIENMETZ: Yes.

22 COMMISSIONER BULLOCK: Yes.

23 COMMISSIONER WAITS: Most certainly.

24 COMMISSIONER STIENMETZ: Yes. He can come up right at the  
25 beginning and explain everything on how he wants to do it.

26 JIM OLSON: Fine.

27 COUNTY CLERK SULLIVAN: -- is that?

28 COMMISSIONER STIENMETZ: You have the right to ask him if  
29 you have anything.

30 (Simultaneous conversations.)

31  
32  
33 **PUBLIC COMMENT**

34  
35 CHAIRMAN GARNER: Public comment?

36 Do we have any public comment?

37 (No comment.)  
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**ADJOURNMENT**

COMMISSIONER BULLOCK: I make a motion to adjourn.

COMMISSIONER STIENMETZ: I'll second.

CHAIRMAN GARNER: Public comment?

(No comment.)

CHAIRMAN GARNER: All those in favor?

COMMISSIONER STIENMETZ: Aye.

COMMISSIONER MASON: Aye.

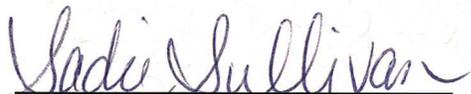
CHAIRMAN GARNER: Aye.

COMMISSIONER WAITS: Aye.



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

**ATTEST:**



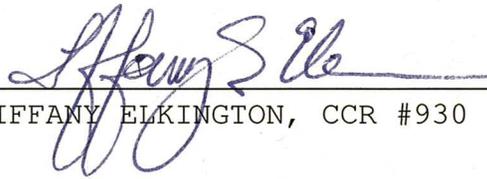
**LANDER COUNTY CLERK**

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

1 STATE OF NEVADA )  
2 ) ss.  
3 COUNTY OF LANDER )  
4  
5  
6  
7

8 I, TIFFANY ELKINGTON, A CERTIFIED COURT REPORTER, DO HEREBY  
9  
10 CERTIFY THAT I WAS PRESENT IN THE COMMISSION CHAMBERS OF THE  
11  
12 LANDER COUNTY COURTHOUSE IN THE STATE OF NEVADA, ON THE 24TH  
13  
14 DAY OF APRIL 2014, AND REPORTED THE FOREGOING PROCEEDINGS;  
15  
16 THAT THE SAME IS FULL, TRUE, AND CORRECT AS REFLECTED BY MY  
17  
18 ORIGINAL MACHINE SHORTHAND NOTES TAKEN AT SAID PLACE AND TIME  
19  
20 BEFORE THE HONORABLE BOARD OF LANDER COUNTY COMMISSIONERS.  
21  
22

23 DATED AT BATTLE MOUNTAIN, NEVADA,  
24 THIS 22nd DAY OF MAY 2014.

25  
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28 \_\_\_\_\_  
29 TIFFANY ELKINGTON, CCR #930  
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