

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 August 27, 2015, at
4 9:00 a.m. Transcript produced by Tiffany Elkington, C.C.R.,
5 #930.

6
7 **PRESENT: STEVEN STIENMETZ, COMMISSIONER**
8 **PATSY WAITS, COMMISSIONER**
9 **SEAN BAKKER, COMMISSIONER**
10 **ART CLARK III, COMMISSIONER**
11 **DOUG MILLS, COMMISSIONER**
12 **KEITH WESTENGARD, EXECUTIVE DIRECTOR**
13 **SADIE SULLIVAN, COUNTY CLERK**
14 **THEODORE HERRERA, DISTRICT ATTORNEY**
15 **NAN ANCHO, FINANCE DIRECTOR**
16 **BECKY JOHNSON, HUMAN RESOURCES DIRECTOR**

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

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

23
24 CHAIRMAN STIENMETZ: I'd like to call to order the Lander
25 County commissioners' meeting, Town Board of Battle Mountain,
26 and Austin Board of County Highway Commissioners to order. It's
27 August 27th, 2015.

28 And would you lead -- Patsy, would you lead us in the
29 pledge, please?

30 COMMISSIONER WAITS: Absolutely.

31
32 (Pledge of Allegiance)

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34 CHAIRMAN STIENMETZ: Thank you. Can we have a moment of
35 silence, please?

36
37 (Moment of silence)

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1 **COMMISSIONER REPORTS**

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3 CHAIRMAN STIENMETZ: Now we'll go to commissioners' reports
4 on meetings, conferences, and seminars attended.

5 UNIDENTIFIED PARTICIPANT: I'm going to go get --

6 CHAIRMAN STIENMETZ: Oh. Yeah. We can't -- I didn't even
7 see who was missing.

8 KEITH WESTENGARD: Sorry.

9 CHAIRMAN STIENMETZ: Is Ted going to be here?

10 KEITH WESTENGARD: Yeah. He's finishing up with Bert.
11 He'll be here in just a second.

12 CHAIRMAN STIENMETZ: Do we have to break for him to begin?

13 KEITH WESTENGARD: No, you can go ahead and get started.

14 CHAIRMAN STIENMETZ: All right.

15 COMMISSIONER MILLS: Do you want me to go first?

16 CHAIRMAN STIENMETZ: Yeah, Doug.

17 COMMISSIONER MILLS: Okay. I've got a bunch of stuff.
18 On the 17th, I went to the public meeting on what to do
19 with the courthouse. I think that turned out pretty good.

20 CHAIRMAN STIENMETZ: Yeah.

21 COMMISSIONER MILLS: It riled people up and got them
22 motivated.

23 I think something might come of that. I'm hopeful. I
24 think that might turn out pretty good.

25 On the 18th, I went to a -- the doctors' staff meeting at
26 the hospital. That was good. They're -- I don't know; they got
27 a lot of stuff -- we've got a lot of stuff going on at the
28 hospital.

29 On the 20th, I went to the Indian casino ground breaking.
30 And that was actually quite good. They did a little -- kind of
31 like a little pow wow thing and had some prayers and music and
32 it was really quite -- it was neat. I liked it. It was -- that
33 was a good time.

34 With the Chamber of Commerce, we went over and did the grand
35 opening for the chilly -- or the Philly cheeseburger grand opening
36 over at the Chevron station. So we got a new place -- or new
37 stuff to eat in town, which is a good thing. And they're pretty
38 tasty.

39 On the 21st, Sean and I went to the Humboldt River Basin
40 Water Authority meeting over in Winnemucca. And there's a lot

1 of stuff going on over there.

2 In the morning we do a pre-meeting with the mining industry
3 and had some things to discuss with them. We're trying to have
4 the water authority and the mining industry work in cooperation
5 with each other so that if there are issues, that we can just
6 discuss them and working them out rather than going through the
7 process of the mine wanting do something and then the Humboldt
8 River authority making protests and -- and going through the old
9 process of doing things. So we're trying to be more cooperative
10 and work together so we can avoid these conflict kind of things.
11 And actually it's working pretty good.

12 One of the things we talked about was trying to -- what
13 they call bank water. And they're -- they were -- there was
14 some discussion about trying to find some basins along the
15 Humboldt River where we could store water and then tap into that
16 later when we have shortages.

17 And after some discussion on that, we decided that it's
18 probably not really going to work well. So I think that whole
19 concept -- that whole idea kind of got tabled. And we're not
20 really going to pursue that too much because of a lot of issues in
21 making that work.

22 In the general meeting of the Humboldt River Basin Water
23 Authority, there were a bunch of things we talked about. They --
24 we -- there was a discussion about a group in north Humboldt
25 County that's trying to move -- they tried to move water from that
26 area down to the Reno area to supply water for the Tesla plant.
27 That ended up getting changed. And now they're trying to move
28 water from northern Humboldt County down to the Fallon area. And
29 the water board decided to do a protest against that mainly based
30 on the idea of moving water from one water basin to another water
31 basin. And that idea, that concept of doing that is not looked
32 upon well. So there's a -- we're doing a protest against moving
33 those waters.

34 In a previous meeting, we -- I told you that the water flow
35 between the Palisades and Imlay -- that the water flow in the
36 Humboldt River drops dramatically along that section of the river.
37 They told us that the -- the water flow at Imlay is now at the
38 lowest point ever on record. That's how bad the water flow has
39 gotten, which is kind of interesting because they did talk about
40 how this year our rainfall was higher than normal, but

1 temperatures are higher than normal. And there is no -- even
2 though we've gotten more rain, we're not getting any retention of
3 that water. Okay. So it's -- it's -- there's -- you look at
4 whole picture and the dynamics of everything that's happening is
5 really quite interesting. You look for the ranchers and the grass
6 was there because we had a lot of rain. But there's no retention
7 of that water. So what we're finding now is there's been some
8 ground water pumping curtailments along some areas -- in some
9 areas of the state up to 50 percent. And it looks like we're
10 going to have water wars similar to the range wars we've had with
11 the cattle ranchers.

12 So the water -- water's going to be a big issue in the coming
13 years, especially if we continue to have these short rainfalls and
14 small snow packs and stuff. This drought thing is really going to
15 cause a lot of problems in future.

16 COMMISSIONER CLARK: Was there any discussion about
17 limiting growth? Because that's obviously where the water's
18 going.

19 COMMISSIONER MILLS: No.

20 Someone from the state water engineer's office is going to be
21 coming to visit with our commission sometime in September.
22 They're wanting to levy a 50-cent per acre-foot fee for water in
23 order to do an analysis of the basins in the state. So they're
24 going to come talk to us about that.

25 As part of their -- usually in these meetings they have
26 people come and do presentations. And they had a guy come from
27 -- a guy named Mike Young from Australia came and talked to us
28 about the things that they're doing in Australia because they
29 have a lot similar issues to what we're having. And they have
30 developed a whole system of dealing with water and water
31 management that is completely foreign to what we're doing. And
32 they used to do all the water right thing and all that kind of
33 stuff, and they've changed it all.

34 And he spent -- he spent a lot of time discussing it. There
35 were a lot of questions asked of him from the board members. And
36 I can't even pretend to understand the whole thing they talked
37 about.

38 But he -- he made these promises that if you wanted water,
39 all you have to do is buy it, and you get water.

40 And we're going, I don't know how that happens. If the

1 water's not there, where is it going to come from? I don't know.
2 He -- but he claimed this system worked really well in Australia.

3 The interesting thing is that out in Diamond Valley out
4 there south of Elko, they've had huge water problems. And
5 there's fighting amongst the -- we have the typical water
6 problems where you have someone with older water rights, some
7 with newer water rights. And the people with newer water rights
8 are using as much water as the people with older water rights.
9 And there's fighting amongst them. So they're actually going to
10 test this guy's system out in Diamond Valley to see if they will
11 accept the system if -- and if it will work out there. So it
12 should be interesting to watch to see what happens there.

13 They -- they had someone give a presentation on the weather
14 forecasts. And they're expecting the El Niño system that's
15 currently out there to continue for some time. They said there's
16 a 90 percent chance of a strong El Niño. And that should affect
17 our weather systems for -- I think he said the next year.

18 And that's all for that one.

19 On the 22nd, our town had a car show, turned out really
20 good. They had a record number of cars entertain us. So that was
21 a good thing for the town.

22 On the 23rd, I went to the air show in Minden. And I
23 received tickets from an engineer from Anderson Consulting who
24 wants to put a bid in with the county to get the contract for
25 doing the airport engineering and try to get that from J-U-B.

26 So I spent some time talking with a guy named Ryan
27 something -- I can't remember his last name -- and with Rick
28 Harless out at the airport.

29 And I'm not sure what they're going to do. We don't -- I
30 told Ryan that we do not have any problems with J-U-B. They've
31 done a good job for us. Everything's fine. We -- so to change
32 isn't necessarily on our mind at this point. He could certainly
33 submit a bid if he wants to. But I think this guy from Anderson
34 Consulting wants to look at, you know, doing all these expansion
35 kind of things at the airport. In talking with Rick Harless, his
36 mindset is more of let's try to maintain what we've got. We've
37 got that crosswind runway that's in pretty poor shape. And we
38 need to have it resurfaced and fixed. But his biggest concern is
39 that -- if we do some things on that runway, that will end up
40 making it smaller. And that will not help us at the airport,

1 especially with our contract with BLM. Right now that runway --
2 it's a pretty large runway. It's big. But it's marginal for the
3 size of planes they're landing at the airport for water -- or for
4 firefighting. So if we make that crosswind runway any smaller,
5 that could put our contract and our agreement with the BLM and
6 having that fire crew out there at risk. And that's -- that's
7 really beneficial to the county having them out there.

8 And then last thing is that there is a hospital board meeting
9 this afternoon at 4:30. And that should be interesting. There's
10 just a lot of stuff going on at the hospital.

11 DISTRICT ATTORNEY HERRERA: That's an understatement.

12 COMMISSIONER MILLS: So that's what I've got.

13 CHAIRMAN STIENMETZ: Thank you, Doug.

14 COMMISSIONER BAKKER: Well, that's a hard act to follow.

15 We had a town hall meeting. We were all there. Or Doug. A
16 lot of good ideas come out of it. I think our next meeting we
17 should put it at least a discussion item to get all of our input
18 and then whatever the community wants.

19 COMMISSIONER MILLS: Anyways, I talked with Daun Bohall
20 yesterday. And he asked about coming before the commission and
21 what -- they're not sure how to proceed. They're trying to put
22 together a committee. And they're not sure how to proceed and
23 what to do and where to go. I just told them the best thing
24 they can do is get on the agenda, come before the -- before the
25 commission, and see if we would give them, basically, the
26 authority to proceed and do something, and also give us some
27 general ideas of where they want to start.

28 I told him we don't expect, like, a complete plan on what to
29 do, but kind of where to start. And I told him probably the best
30 place to start is just information gathering on kind of what it
31 would take to kind of really do something to make something go.

32 COMMISSIONER BAKKER: I agree.

33 So -- anyway, yeah, so we'll do that maybe our next meeting.
34 We did do the Humboldt River Basin Water Authority meeting. The
35 other thing I would add is the water right holder is going to
36 assume the cost of 50 cents an acre. But just for whoever in the
37 county. But I think it'll just be on the Humboldt Basin, but
38 hopefully no one else.

39 We had a car show. And we didn't have a rec center meeting
40 because they're still going out -- they had to send everything

1 back out to the subs to get the price down. I'm hoping our next
2 meeting they'll be here with the full update. Art?

3 COMMISSIONER CLARK: Like everybody else, I went to the
4 courthouse meeting. Good ideas. I guess we're going to have
5 some volunteers to work on grants, see if we can save it.

6 I officiated a barbecue between the Baptists and
7 Methodists. I don't know if there were any winners. We just
8 all ate.

9 That's all I have. Everything's been discussed.

10 COMMISSIONER BAKKER: Yeah, Doug kind of knocked it out of
11 the park there.

12 COMMISSIONER CLARK: Yeah, he did. Good job, Doug.

13 COMMISSIONER MILLS: That's what I get. I'm never home so
14 I got to do something.

15 COMMISSIONER WAITS: Thank you.

16 On August 22nd, we had our Austin fly-in. It was really
17 smoky and that deterred some of our planes, we heard. But we did
18 have a really good turnout. We had about 35 planes.

19 COMMISSIONER MILLS: Wow.

20 COMMISSIONER WAITS: And they had a lot of fun, you know,
21 with their different contests, dropping the monkeys from the
22 planes and so forth. Oh, pretend monkeys, I should say. The
23 tiny little ones. And the Lions hosted the barbecue and served
24 over 90 people. So very successful.

25 On August 25th, the Division for Aging and Disabilities
26 Services had our focus group meeting. They're doing a rural
27 tour that they do every couple of years to try to get an idea on
28 what's needed in different communities and the priorities and
29 such. And we had it here at the senior center for an hour and a
30 half and had a nice, active focus group of our seniors that was
31 excellent.

32 We do have a NACO meeting tomorrow, but there's couple of
33 things I wanted to report on NACO. And one was they have just
34 hired, finally, their new public lands and natural resources
35 coordinator.

36 And she started on the 24th. She's an attorney. She has her
37 JD. And she's received all of her schooling in concentration and
38 environmental law and water resource law. So we are anxious to
39 meet with her and welcome her on board. And, of course, she
40 actually is from Nevada. So she has her Nevada roots here and

1 actually is from Nevada. So she has her Nevada roots here and
2 such. But part of what she'll be doing is working with NACO and
3 with the individual counties. So she'll be an advocate on our
4 public lands and natural resources, of course.

5 Also we have our annual conference coming up September 29th
6 to October 1st in North Las Vegas.

7 And for the legislative update, we've had kind of an
8 interesting time this month. Actually, on July 28th, we had a
9 bill that was presented to the -- the House of Representatives
10 that actually would fund PILT and Secure Rural Schools for six
11 years. However, on August 4th, we had Senator Martin introduce
12 one in the Senate. And that is to fund it permanently for PILT,
13 which would be really nice. And for those that are not real
14 familiar with Secure Rural Schools, the program was created in
15 2000 to provide consistent and reliable funding. It involves
16 775 rural counties and over 4,400 schools. And if you're
17 located in the national forest, this additional money is paid to
18 the county -- help for schools, roads, emergency response
19 services in our rural counties. So that is excellent, and we're
20 hoping something might come out of those two bills.

21 And in the future, just to advise you-all and invite you to
22 put it on your calendar, the Chamber of Commerce is hosting their
23 wine walk in Austin. And that's September 12th. Thank you.

24 CHAIRMAN STIENMETZ: Thank you.

25 I also attended the meeting, town hall meeting on the 17th.
26 And I think everybody's already presented everything that was in
27 that meeting. Everything else I have is on the agenda.

28 And I do plan on attending the wine walk.

29 COMMISSIONER WAITS: Okay.

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32 **STAFF REPORTS**

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34 CHAIRMAN STIENMETZ: So now we'll go to staff reports on
35 meetings, conferences, and seminars attended.

36 KEITH WESTENGARD: Well, I too was at the meeting. And I
37 planned on having the suggestions and the outcome of that
38 meeting on the September the 10th agenda. So -- for discussion.
39 So we'll have it there.

40 We're working on getting some uniforms in place for our

1 uniformity throughout the county. So that will be coming.

2 Staff continues to work on our Lander County policy manual,
3 which hopefully we'll be done with and have on the earlier October
4 agenda.

5 Interviews are coming up next week for our public works
6 supervisor. So hopefully the end of September I'll have a
7 candidate that I can present to you for final approval for hire.

8 We're making some changes to our hazard mitigation plan,
9 which you, the commission, voted on a resolution several months
10 back. We're going to call it a correction in order to apply for
11 the FEMA grants next year. Rex Massey has been working with the
12 state and FEMA to get the wording correct so we do have that in
13 place. So we'll be looking at that probably at the next meeting.

14 We'll be having -- NDOT will be coming in the fall for a fall
15 conference here, looking for projects throughout Lander County.
16 So that will be something we'll be looking at.

17 I've received several phone calls and actually interest in a
18 company out of San Diego that wants to put in for the airport
19 contract as well. So it's out there.

20 COMMISSIONER BAKKER: Good.

21 KEITH WESTENGARD: People are looking.

22 I did -- we did do follow up on the ATV off-road vehicle use
23 on the on roads. And I've given the findings from Elko and
24 Lincoln Counties to the DA. So that should be on an upcoming
25 agenda as well.

26 That's all I have. Thank you.

27 CHAIRMAN STIENMETZ: All right.

28 COMMISSIONER BAKKER: Thanks, Keith.

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31 **PUBLIC COMMENT**

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33 CHAIRMAN STIENMETZ: Now let's go to public comments for
34 non-agendized items only.

35 Persons are invited to submit comments in writing and/or
36 attend and make comments on the non-agendized item at the board
37 meetings. If any discussion of these comments at the time,
38 discretion of the board. All public comments may be limited to
39 three minutes per person, again, at the discretion of the board.
40 Responsible restrictions may be placed on public comment based

1 on time, place, and manner. Public comments based upon
2 viewpoint may not be restricted. Do we have any public comment?

3 LAUREN CAMPBELL: Hello, I'm Lauren Campbell.

4 COMMISSIONER BAKKER: Good morning.

5 CHAIRMAN STIENMETZ: Good morning.

6 LAUREN CAMPBELL: Shayne Villanueva and I had submitted to
7 you guys at the civic center meeting an idea for a new
8 preschool. And I did mention that we are currently starting a
9 new nonprofit organization to make that happen. We did place a
10 bid in for the old preschool building for now until we can
11 upgrade and make things bigger, because that's what we all want
12 to do.

13 I'm here today because I want -- we want to put out some
14 fires, so to speak, about our associations and former employers.

15 Shayne and I both worked for the former director of the
16 Kids in Motion preschool.

17 We now no longer have any ties to said person. She will
18 not be involved in the preschool, in the nonprofit, in any way,
19 shape, or form.

20 I just want to make that reassurance, or give you that
21 reassurance. And it is because of the way that things were
22 handled there, and we are aware.

23 I also have our bylaws here, if any of you would like a
24 copy just so that you can see that we're serious. You know, we
25 want to be involved in the community.

26 And I've actually added in a bylaw, number 17 that states
27 that all employees hired and new board members must be approved
28 by a two-third vote of the board members. The Lander County
29 commissioners shall be notified of any changes of board members
30 as long as the association is occupying any property owned by
31 Lander County or receiving any monetary donations or grants from
32 Lander County.

33 This is just our way of saying, we want to be involved with
34 you. We want you guys to be involved with us. We want you to
35 know what's going on. So we realize that, you know, it's about
36 the money and things like that. And we -- we just want to give
37 you guys some reassurance today.

38 COMMISSIONER BAKKER: Good deal.

39 LAUREN CAMPBELL: Thank you.

40 CHAIRMAN STIENMETZ: Thank you.

1 COMMISSIONER BAKKER: Thanks, Lauren.
2 COMMISSIONER WAITS: Thank you.
3 COMMISSIONER BAKKER: Can we give a copy to Ted, please?
4 LAUREN CAMPBELL: Yes.
5 CHAIRMAN STIENMETZ: Do we have any more public comment?
6 (No comment.)
7
8

9 **CONSENT AGENDA**

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11 CHAIRMAN STIENMETZ: If not, let's go to consent agenda.
12 All matters listed under the consent agenda are considered
13 routine and may be acted upon by the Board of County
14 Commissioners with one action without extensive discussion.

15 Any member of the board or any citizen may request that an
16 item be taken from the consent agenda, discussed, and acted upon
17 separately during the meeting.

18 Consent agenda material -- materials are available at the
19 Lander County Clerk's Office for viewing and copies are available
20 for a nominal charge.

21 The items are agenda notice August 27th, 2015; August 13th,
22 2015, regular minute -- regular minute -- meeting minutes;
23 August 17th, 2015, special meeting minutes; payment of the
24 bills; and payroll change requests.

25 Do we have any that need to be pulled out?

26 COMMISSIONER WAITS: Well, we don't have the regular
27 meeting minutes of August 13th. So we do need to pull those.

28 COMMISSIONER BAKKER: Anything else? Anybody? You have
29 any questions?

30 COMMISSIONER MILLS: I had a bunch of questions. I didn't
31 have time to get them checked. But I will accept the consent
32 agenda anyway.

33 COMMISSIONER BAKKER: Okay. I'll make a motion to approve
34 Consent Agenda Number 1, 3, 4, and 5.

35 COMMISSIONER MILLS: I'll second.

36 CHAIRMAN STIENMETZ: Any public comment?

37 (No comment.)

38 CHAIRMAN STIENMETZ: All in favor?

39 COMMISSIONER MILLS: Aye.

40 COMMISSIONER CLARK: Aye.

1 COMMISSIONER WAITS: Aye.

2 CHAIRMAN STIENMETZ: Aye.

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5 **FINANCE**

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7 1) **Update on budget review, contracts, financial update, and**
8 **other matters properly relating thereto.**
9

10 CHAIRMAN STIENMETZ: Item Number 1, Finance. Update on
11 budget review, contracts, financial update, and other matters
12 properly relating thereto.

13 NAN ANCHO: Good morning.

14 COMMISSIONER BAKKER: Good morning, Nan.

15 COMMISSIONER WAITS: Good morning, Nan.

16 NAN ANCHO: Nan Ancho, Finance.

17 First item I have today is the outstanding Accounts
18 Receivables for the month of July: Water is 4,138; Sewer,
19 4,668; zero in Miscellaneous Water/Sewer; and Landfill is
20 \$15,415, for a total outstanding of \$24,221. The landfill had a
21 little more activity in July. We also had an account that was
22 kind of stretching out there. So we have shut that account off
23 until they've got it paid full so --

24 COMMISSIONER BAKKER: Good deal.

25 NAN ANCHO: The Water/Sewer is a little less than usual
26 because we -- the accounts that were outstanding were attached
27 to their tax rolls. So that's why it's shrunk.

28 So at this point, we have stopped accepting any invoices for
29 prior year. We will stop posting revenues at the end of the close
30 in August to prepare for the field audit in September.

31 So that's basically all we're working on. And that's all I
32 have.

33 COMMISSIONER BAKKER: Thanks, Nan.

34 CHAIRMAN STIENMETZ: Thank you, Nan.

35 NAN ANCHO: Thanks.

36 COMMISSIONER WAITS: Thank you.

37 CHAIRMAN STIENMETZ: At this time, can we -- is it all
38 right if I pull Number 9 up at this time for -- on that one --

39 DISTRICT ATTORNEY HERRERA: yes?

40 CHAIRMAN STIENMETZ: -- for these guys? So they can get on

1 with their stuff?

2 DISTRICT ATTORNEY HERRERA: We'll be -- do you mean eight
3 or nine?

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6 **COMMISSIONERS**

- 7
8 9) **Discussion and possible action on Performance Computing's**
9 **request for permission to place Internet equipment on the new**
10 **courthouse for the purpose of providing better Internet**
11 **service to residents of Battle Mountain and those portions of**
12 **Lander county that are both adjacent to Battle Mountain and**
13 **on the 124 Main Street building in Austin for the purpose of**
14 **providing high-speed Internet to that community, and other**
15 **matters properly related thereto.**
16

17 CHAIRMAN STIENMETZ: Nine. Discussion and possible action
18 on Performance Computing's request for permission to place
19 Internet equipment on the new courthouse for the purpose of
20 providing better Internet service to residents of Battle
21 Mountain and those portions of Lander County that --

22 DISTRICT ATTORNEY HERRERA: But we'd also like to pull
23 eight out too, the closed session. But Number 9, I think,
24 because two items, nine and ten, for both of those.

25 CHAIRMAN STIENMETZ: Oh, all right. Can we do both of them
26 then right now?

27 DISTRICT ATTORNEY HERRERA: You certainly may, --

28 CHAIRMAN STIENMETZ: All right.

29 DISTRICT ATTORNEY HERRERA: -- I mean, if that's what you
30 want to do.

31 COMMISSIONER BAKKER: (Indiscernible.)

32 CHAIRMAN STIENMETZ: All right.

33 COMMISSIONER BAKKER: Yeah.

34 DISTRICT ATTORNEY HERRERA: But if there's two, I just
35 wanted to point it out.

36 CHAIRMAN STIENMETZ: All right. I didn't realize two was
37 -- all right. Yeah. We better -- so we'll go ahead and do Item
38 9 now. And then those portions of Lander County that are both
39 adjacent to Battle Mountain and on the two -- 124 Main Street
40 building in Austin for the purpose of providing high-speed

1 Internet to the communities, and other matters properly relating
2 thereto.

3 COMMISSIONER WAITS: I have a question on that before we
4 start.

5 And I saw this on the agenda. And -- I -- I know the address
6 that we're looking at I don't think is the community services that
7 you wanted.

8 If you're looking at the courthouse for community services,
9 this is an incorrect address. It's not on the agenda properly.

10 DISTRICT ATTORNEY HERRERA: On the Austin?

11 COMMISSIONER WAITS: Right. I mean, 124, I believe is the
12 sheriff's office. And that wouldn't be community services.

13 DISTRICT ATTORNEY HERRERA: This is stated as applicant.
14 Maybe you can ask the applicant for --

15 I just put down -- we just rendered what they applied for,
16 Patsy.

17 COMMISSIONER WAITS: No, I'm just asking.

18 DISTRICT ATTORNEY HERRERA: Right.

19 COMMISSIONER WAITS: I'm saying if that's -- if that's
20 their intent.

21 COMMISSIONER BAKKER: Right.

22 DISTRICT ATTORNEY HERRERA: I don't know what their intent
23 is, is what I'm saying.

24 COMMISSIONER WAITS: Okay.

25 DISTRICT ATTORNEY HERRERA: So we need to ask them.

26 I don't know what --

27 HAROLD GODMUNDSEN: I think we can clarify that. So Harold
28 Godmundsen with Performance Computing.

29 MIKE SCOTT: Mike Scott, Performance Computing. Nine is
30 the Lander County courthouse?

31 DISTRICT ATTORNEY HERRERA: Yeah. Nine is the courthouse.

32 CHAIRMAN STIENMETZ: And the -- both of them are.

33 COMMISSIONER WAITS: Yeah, our question is, is the address.
34 Because if we have it on the agenda improperly, we're trying to
35 see what we need to do on that.

36 MIKE SCOTT: Okay.

37 COMMISSIONER WAITS: Did you -- did you mean -- when you
38 said community, I assumed you meant maybe the courthouse there.

39 MIKE SCOTT: Okay, I definitely can explain that. The
40 address of 124 Main Street is the sheriff's department building.

1 And in talking with Robert Quick -- and he couldn't be here
2 today for this, but that's where the fiber optic that we're
3 pulling in to supply the Sheriff's Office with the bandwidth
4 that they require, that's the physical address of that location.

5 And then to redistribute off of that building on to other
6 locations --

7 COMMISSIONER WAITS: And the Sheriff's Office will let us
8 do that?

9 MIKE SCOTT: Yeah.

10 COMMISSIONER WAITS: Or community --

11 MIKE SCOTT: Absolutely.

12 COMMISSIONER WAITS: -- services?

13 MIKE SCOTT: Yeah, talked -- Robert -- this was actually
14 Robert Quick's idea to begin with whenever we started proposing
15 Internet service for the county in Austin. He needed the
16 bandwidth for his stuff.

17 COMMISSIONER WAITS: Great. That's the clarification --

18 MIKE SCOTT: Yeah.

19 COMMISSIONER WAITS: -- we needed --

20 MIKE SCOTT: So --

21 COMMISSIONER WAITS: -- because we're --

22 MIKE SCOTT: -- that's --

23 COMMISSIONER WAITS: -- questioning --

24 MIKE SCOTT: Right. The point --

25 COMMISSIONER WAITS: -- the area. Okay.

26 MIKE SCOTT: The point of entrance is quite important, I
27 guess, where -- where the fiber comes in and how this -- how the
28 fiber works.

29 So what we're doing already is, is we're providing the
30 bandwidth and the fiber optics for the sheriff's department here
31 in Lander County, the new courthouse here in Lander County, and
32 the sheriff's department in Austin.

33 And matter of fact, AT&T was on site yesterday pulling that
34 fiber into the building. So we're going to be providing an
35 asymmetrical speed of a hundred -- I believe it's a hundred
36 megabits per second, which is a considerable amount of bandwidth
37 to both the sheriff's office and to Lander County. And then
38 interconnecting those two buildings also in Austin. And it
39 will -- it will take care of all the communication needs,
40 basically. This is a big deal. Where right now the county is

1 being supplied with the fastest Internet that's possible of 18
2 megabits per second download, one megabit per second upload.
3 That's all that's available right now. So this upgrade of a
4 hundred megabits up and down, that's a pretty big deal.

5 So in pulling the fiber in and getting this all together
6 and the meetings and the AT&T and looking at what we were able
7 to do, we started presenting -- as Performance Computing/PC
8 Internet -- pursuing -- we wanted to be able to not only supply
9 the county with this type of bandwidth, but to supply the
10 community with this type of bandwidth. So we started pursuing
11 some of the locations we have in town right now. One of them is
12 at Sean Bakker's rental. And the other one is at Haney's
13 Furniture. And trying to pull bandwidth into those two
14 locations and redistribute again. Now we've got a lot of
15 bandwidth that we can provide to the community.

16 The problem is, is when we apply for permitting to be able
17 to do this, we were hit with an upfront construction charge from
18 AT&T of \$37,000 to cross Highway 305. And AT&T had previously
19 tunneled underneath of the freeway and put up a cell tower. And
20 AT&T themselves ate the construction charges to get underneath
21 the freeway. That allowed us to be able to put high-speed
22 Internet at the sheriff's office, the courthouse, and Austin
23 without a construction charge because AT&T already paid for
24 that. They paid themselves to do it. And that's how we were
25 able to get it on that side of the road.

26 So what -- the dilemma we were faced with is any location
27 on for, say, the west side of 305 was pretty much out of the
28 question for us to be able to put any high-speed Internet in a
29 cost-effective manner. We would have to have a tremendous
30 amount of people to justify \$37,000 in cost.

31 So once we were -- we got our initial -- or our final
32 approval that, yes, this is definitely going to go into the
33 courthouse. It's going to go into Lander County. All
34 construction fees are waived. We started thinking about what we
35 could do, again, to provide high-speed Internet to some of the
36 rural areas, Hill Top and the airport.

37 We had several customers from out in the airport area, one
38 of them being Premier Gold, that's been begging us, literally,
39 for high-speed Internet. And at that point, there's -- our
40 hands were tied. There was nothing we could do. We've had

1 companies call us and say we were thinking about locating in
2 Battle Mountain, what is your Internet speeds? We get that call
3 all the time, even in Winnemucca. What are your speeds? It's a
4 necessity for some businesses to make sure that it's available
5 before they pursue it.

6 So we started looking at the area and after the courthouse
7 got up, we talked to Max Bunch and asked him what his thoughts
8 are -- were on it. And he says, well, there's some -- there's
9 some things that we definitely need to research. One of the
10 main concerns that he had, that we also had, was the structure
11 of the roof. And so we -- we went up on the roof and we did our
12 own evaluation. We went to CORE and talked to Jeff with CORE.
13 And he recommended to us that we look at what type of
14 non-penetrating roof mounts were out there, which we've -- we've
15 been pretty familiar with. We've done several of these
16 ourselves.

17 So they -- there were two suggestions. And we had two
18 ideas of putting a non-penetrating roof mount, means it's a
19 flat-based structure that's held down with weight and a pole
20 that comes off of it. The other is a penetrating roof mount,
21 which means you screw it into the roof. I'm not real fond of
22 those because they tend to leak. There's a warranty on that
23 roof. And we wanted to make sure we didn't -- before we went
24 any farther that we were going to be okay with not voiding the
25 warranty. So we got permission through the contractor from the
26 people that do the roof that the two types of mounts that we put
27 up there -- the non-penetrating roof mount would not void the
28 warranty. The penetrating roof mount would not, if we put it up
29 and they were able to seal it themselves before they were done.
30 So that's kind of where we were at.

31 The bandwidth is already at the county. So it would not be
32 a matter of construction charges or any fees or anything for the
33 county. The power is already on the roof to run the equipment.
34 The conduit to run ethernet to the building is in place from the
35 server room up. So that's kind of where we're at. We kind of
36 wanted to know your thoughts and answer your questions.

37 COMMISSIONER BAKKER: Is there a cost savings to the
38 county? Are we getting --

39 MIKE SCOTT: There -- that is definitely part of what we
40 wanted to talk about.

1 We're the ones providing you with the monthly Internet. And
2 there definitely will be some cost savings because we don't want
3 anything for free. We're not asking you for that.

4 There's not a lot of money to be made. This is more of
5 a -- there is obviously some money to be made, but this is more
6 of being able to provide what we want to provide and have happy
7 customers and giving the location with no obstruction that the
8 courthouse proposes. It's kind of a win for us and for,
9 hopefully, the county.

10 COMMISSIONER BAKKER: So I have -- I have some questions
11 about -- does it -- does it have to be on the courthouse for it
12 to work? Could it be at the sheriff's office for it to work?
13 Or could it be on some other building in town and have it still
14 work?

15 MIKE SCOTT: It certainly could be on the sheriff's office.
16 The -- the problem is there, that's a secure facility. There's
17 quite a lot of additional complications for -- for access there.

18 COMMISSIONER MILLS: Access.

19 MIKE SCOTT: They also have a lot of radio equipment
20 themselves.

21 COMMISSIONER MILLS: Does that cause interference?

22 MIKE SCOTT: It could. And we don't want to take that
23 chance.

24 COMMISSIONER MILLS: Okay.

25 MIKE SCOTT: Any other building in the county? Not really
26 anything that has the line of sight that the courthouse does.

27 COMMISSIONER MILLS: Could you put it -- could you put
28 something on the water tower? Could you put something --

29 CHAIRMAN STIENMETZ: Wrong side of the houses.

30 MIKE SCOTT: The water tower --

31 COMMISSIONER MILLS: I mean, the water tower's even taller.

32 MIKE SCOTT: Yeah.

33 COMMISSIONER MILLS: It's give --

34 MIKE SCOTT: And we did look at that. But, again, that's
35 on the west side of Highway 305. And I'd love to stay right
36 where I'm at --

37 COMMISSIONER MILLS: Okay.

38 MIKE SCOTT: -- and put bandwidth right there. The problem
39 is the location.

40 COMMISSIONER MILLS: Well, that's supplying -- getting the

1 supply of the fiber optics.
2 MIKE SCOTT: Yeah, for me to get fiber optics --
3 COMMISSIONER MILLS: Okay.
4 MIKE SCOTT: -- at the Maverick is \$37,000 more than if I
5 was to get it at the Chevron.
6 COMMISSIONER MILLS: Right.
7 COMMISSIONER CLARK: Good. Good. Good. Okay.
8 MIKE SCOTT: I know that there's probably -- oh, good -- I
9 know that there's some talk about a non-penetrating roof mount.
10 That is an industry enterprise standard. That is how most all
11 communications in -- on any building is set up.
12 COMMISSIONER MILLS: Yeah.
13 MIKE SCOTT: It's rated, designed -- it's not something
14 that we put together. It's an engineered structure based on
15 wind load, antenna height, everything --
16 COMMISSIONER MILLS: How visible is it going to be up
17 there?
18 MIKE SCOTT: I don't think you could see it from the road.
19 COMMISSIONER MILLS: Because we're not going up high above
20 the building.
21 HAROLD GODMUNDSEN: No.
22 MIKE SCOTT: I don't think you could see it from the -- the
23 front of the road at all. We're looking at probably seven foot
24 above the -- the roof.
25 COMMISSIONER MILLS: Okay.
26 MIKE SCOTT: And I think there's three foot of -- whatever
27 you call it -- stem wall --
28 COMMISSIONER MILLS: Right.
29 MIKE SCOTT: -- above. So four foot above that. And it's
30 going to be on the very east side is the location we were
31 looking at for one of the locations.
32 HAROLD GODMUNDSEN: Yes.
33 COMMISSIONER MILLS: So what do you think of that, Max?
34 The anten- --
35 JUDGE MAX BUNCH: About what?
36 COMMISSIONER MILLS: Antenna on top of the courthouse for
37 Internet?
38 You've talked with these guys about this stuff. They say
39 you're aware of this stuff.
40 JUDGE MAX BUNCH: I am --

1 COMMISSIONER MILLS: What's your feelings?
2 JUDGE MAX BUNCH: I am aware that -- we, we've talked about
3 it. I've talked to Lura about it. If it's -- if it's done, I
4 think that we should probably pay -- or have a fee paid to the
5 county.
6 DISTRICT ATTORNEY HERRERA: To offset.
7 JUDGE MAX BUNCH: And those are obviously part of the
8 negotiations.
9 MIKE SCOTT: Yeah. Well, definitely.
10 JUDGE MAX BUNCH: And so not only just a fee paid to the
11 county. But Lura and I had talked about a potential fee for the
12 users that use that out there that would be added onto the bill.
13 MIKE SCOTT: You know we're looking at --
14 JUDGE MAX BUNCH: Kind of a user's fee to pay for the power
15 that -- that it's going to consume from the county taxpayer.
16 MIKE SCOTT: Yeah. That's a good point.
17 From our point of view on that, we're looking at maybe a
18 hundred customers. And if we were looking at a number, that would
19 be just something -- we don't want to do the accounting on that.
20 We'll just offset that somehow with -- with --
21 HAROLD GODMUNDSEN: Just --
22 MIKE SCOTT: -- so we don't have to keep track of how many
23 customers we have in Lander County that are using that facility.
24 Because we plan on keeping our existing facilities because it
25 won't be able to s- -- customers that are, like, over by -- on
26 the north -- east end of town won't be able to see the
27 courthouse. We're still going to have to keep our current
28 locations so you won't lose your rent.
29 COMMISSIONER BAKKER: It's actually my dad's; so I'm cool
30 with it.
31 MIKE SCOTT: But as far as the -- I don't want to charge
32 the Battle Mountain people any more than what they're paying
33 now. I don't want them to -- to -- we'll absorb that. I don't
34 want to add that --
35 HAROLD GODMUNDSEN: Yeah.
36 MIKE SCOTT: -- to them.
37 COMMISSIONER MILLS: I'm more concerned about -- it's a
38 brand new building and putting stuff on it.
39 MIKE SCOTT: Absolutely.
40 COMMISSIONER MILLS: All this kind of stuff. So what --

1 COMMISSIONER CLARK: Yeah, we have a --
2 COMMISSIONER MILLS: Do you --
3 COMMISSIONER CLARK: -- Maserati and you want to put a
4 luggage rack on it, --
5 COMMISSIONER MILLS: Well, --
6 COMMISSIONER CLARK: -- I mean.
7 COMMISSIONER MILLS: What's your feelings about putting
8 something like that?
9 COMMISSIONER CLARK: Yeah.
10 COMMISSIONER MILLS: Does it matter? Does it affect
11 anything? Is it good, bad? Does it make any difference?
12 COMMISSIONER CLARK: Is it going to hurt the integrity of
13 the roof?
14 CASEY GUNTHER: Based on what Mike has proposed, it will
15 not. We've already discussed the structural support underneath.
16 And I believe where they're placing it, it is right near where
17 we have our mechanical chases and all that, where it is already
18 beefed up for the loads.
19 COMMISSIONER CLARK: We'll be okay.
20 CASEY GUNTHER: For me, I think, from my impression, it's
21 more of an aesthetic view kind of --
22 COMMISSIONER CLARK: As long as it's not going to cause
23 integrity issues.
24 CASEY GUNTHER: I don't think it's going to cause a problem
25 with the roof. We've already done what needed to be done on it.
26 JUDGE MAX BUNCH: Okay. And I have not comment on it. Max
27 Bunch, for the record.
28 Mike and I also talked about making sure that the -- that
29 the roof warranty, which is a 25-year warranty, is not -- and I
30 missed part of what he said --
31 COMMISSIONER MILLS: Yeah.
32 JUDGE MAX BUNCH: -- when he come in so I don't know if he
33 talked about that --
34 COMMISSIONER MILLS: Yeah.
35 CHAIRMAN STIENMETZ: Yeah.
36 JUDGE MAX BUNCH: -- potentially of making sure that the
37 county is protected on that 25-year warranty on that roof.
38 MIKE SCOTT: And we -- we did address that with both CORE
39 and the roofing place.
40 And that was -- you know, we won't do any damage. Like I

1 said, this is a -- an industry standard way of mounting on a
2 Lamborghini and not affecting the integrity or the aesthetics to a
3 -- with the heights that we're looking at going. Like I said,
4 it's going to be pretty much invisible.

5 COMMISSIONER CLARK: This is the biggest project that we've
6 ever had --

7 MIKE SCOTT: Absolutely.

8 COMMISSIONER CLARK: -- and we're not even in there --

9 MIKE SCOTT: Absolutely.

10 COMMISSIONER CLARK: Don't want to start attaching things
11 that are going to --

12 COMMISSIONER MILLS: Right. That's why -- it's aesthetics
13 is a big part of it.

14 MIKE SCOTT: Right. And that's a good word to use that
15 attaching things, nothing's going to be attached. This is
16 something that if -- pick it up and move if we needed to. This
17 is not a permanent structure.

18 COMMISSIONER CLARK: We don't know -- we don't know --

19 COMMISSIONER BAKKER: Casey, --

20 COMMISSIONER CLARK: -- at this time if it's going to
21 interfere with the 25-year warranty on the roof.

22 MIKE SCOTT: We do know that.

23 HAROLD GODMUNDSEN: Yeah.

24 COMMISSIONER BAKKER: And Case- --

25 COMMISSIONER CLARK: We do know?

26 COMMISSIONER MILLS: Yeah, they're --

27 COMMISSIONER BAKKER: Yeah.

28 MIKE SCOTT: And there's not.

29 COMMISSIONER MILLS: Done that.

30 MIKE SCOTT: We have addressed that.

31 COMMISSIONER CLARK: Okay.

32 COMMISSIONER MILLS: So the -- the one thing too on this is
33 looking at the plans, it looks like about a seven- by eight-foot
34 square base. But not getting much of an idea about how tall it
35 is. How tall --

36 MIKE SCOTT: Seven foot tall.

37 COMMISSIONER MILLS: Seven foot tall.

38 MIKE SCOTT: That would -- that's the center pole. It's
39 just a pole, a two-inch pole --

40 COMMISSIONER MILLS: Okay.

1 MIKE SCOTT: -- that's about seven foot. And it's not a
2 very heavy pole. It's not a solid piece of steel.
3 COMMISSIONER MILLS: Yeah, let's -- what's the total --
4 MIKE SCOTT: It's -- the total weight --
5 COMMISSIONER MILLS: Total weight?
6 COMMISSIONER CLARK: Is the courthouse roof made out of?
7 membrane?
8 MIKE SCOTT: Do you have -- do you remember? The whole --
9 I can pick the whole structure up by myself.
10 COMMISSIONER MILLS: So it's not -- not real heavy?
11 MIKE SCOTT: No, it's -- we're not talking tons. I don't
12 know. I can probably -- (indiscernible) --
13 COMMISSIONER MILLS: So that's --
14 MIKE SCOTT: -- pounds.
15 COMMISSIONER MILLS: But you -- it also shows here, it
16 looks like there's cinderblocks on there to hold it.
17 MIKE SCOTT: That's what stabilizes it. Yeah, and spread
18 out over load. It keeps it from tipping over.
19 HAROLD GODMUNDSEN: Yeah, it --
20 COMMISSIONER MILLS: All right.
21 HAROLD GODMUNDSEN: The way that it's engineered is, is
22 that we -- we specify the antennas that we're going to put on
23 there. And then the engineers calculate the wind load based on
24 location and all of these kind of things. And you base -- these
25 are off-the-shelf mounts. So then you just buy the size that is
26 --
27 COMMISSIONER MILLS: Right.
28 HAROLD GODMUNDSEN: -- specified by the engineer. And then
29 weigh it the way that the engineer has specified. And then
30 there's a PVC mat that you put underneath. And what that does
31 is it isolates that roof membrane from the steel structure of
32 this. And that was the requirement from the -- from the roofing
33 contractor, which is the industry standard. That's -- that's
34 the way these are always done.
35 MIKE SCOTT: The companies that make the mounts make the --
36 they sell you the pad too.
37 HAROLD GODMUNDSEN: Yep.
38 COMMISSIONER MILLS: Okay.
39 MIKE SCOTT: Comes right with it.
40 COMMISSIONER MILLS: So do you guys -- do you guys have --

1 a --
2 COMMISSIONER BAKKER: Casey's --
3 COMMISSIONER MILLS: -- problem with doing this? Does
4 it -- do you have any --
5 JUDGE MAX BUNCH: I mean, --
6 COMMISSIONER MILLS: Seriously.
7 JUDGE MAX BUNCH: You're putting me on the spot for
8 something that I haven't really gone and researched and studied.
9 I will tell you that, you know, I think it's up to the
10 commissioners. That's why I instructed Mike it had to be
11 approved through the commissioners.
12 COMMISSIONER MILLS: Uh-huh.
13 JUDGE MAX BUNCH: Because the commissioners or the citizens
14 of the county that you represent own that building.
15 So, you know, those are things that you have to look at. I
16 don't know the legal portions of it. I don't know what's --
17 what's going on with -- with that part of it. And obviously we
18 have the --
19 COMMISSIONER MILLS: Right.
20 JUDGE MAX BUNCH: -- district attorney here that can give
21 you better legal advice than I can.
22 DISTRICT ATTORNEY HERRERA: Well, legal advice, first you
23 guys have to decide whether or not you want to allow it.
24 Because could it be a benefit to both Lander County and the
25 government of Lander County?
26 Absolutely.
27 COMMISSIONER MILLS: Uh-huh.
28 DISTRICT ATTORNEY HERRERA: But those benefits need to be
29 negotiated so that it will benefit their company and Lander
30 County. Is it possible? Absolutely. It's a good idea. It's a
31 great idea.
32 But you have to -- it's a two-stage thing. First you have
33 to decide whether you want to approve it. And then second, that
34 if you approve it, you would want somebody to negotiate it with
35 you.
36 COMMISSIONER MILLS: Right.
37 DISTRICT ATTORNEY HERRERA: And then -- then that -- those
38 terms come again and you decide whether or not you're agreeable
39 with those terms. I see it as a two-step process.
40 MIKE SCOTT: One of the things that we wanted to -- one of

1 things we wanted to add to that was -- is there's going to be a
2 need for Road and Bridge to have Internet access also. And
3 right now, they're limited to whatever they can get, the 18 -- I
4 don't even think they can get 18 -- 12 down, one up. In doing
5 this, this is also going to make it possible that Road and
6 Bridge would be able to join the Lander County network and be on
7 the network as a local network and not as a
8 routed-through-the-cloud network. Because right now for them to
9 access the AS400 or the information that they need, they have to
10 go from their computer to the Internet through the Internet and
11 back into the AS400. This would allow to them just to go to the
12 AS 400 with speeds bidirectional.

13 COMMISSIONER BAKKER: Mike, people with Internet service
14 now, that buy Internet service from you, will -- will it boost
15 their Internet service?

16 MIKE SCOTT: Incredibly. Like not just a little bit, but
17 extremely. And it will allow us to shoot farther and to cover
18 some of these areas -- Hill Top's our trouble spot. That's
19 mainly what we're trying to get to. There's a lot of population
20 out there. There's limited amount of Internet that's out there.
21 The other area is the -- kind of what is called -- would be the
22 southeast side of -- over here behind the new subdivision.
23 That's a mess as far as getting any type of Internet service.
24 The phone lines won't carry the speed. I think you are -- have
25 been aware of that. The speeds that we're offering right now
26 are minimal compared to what we want to get out there.

27 CHAIRMAN STIENMETZ: Lura.

28 DISTRICT ATTORNEY HERRERA: That's true.

29 LURA DUVALL: Lura Duvall, Lander County assessor.

30 I wanted to add to the issue with Road and Bridge, Water
31 and Sewer. Their program, their Water and Sewer program, is on
32 the AS400, and it's -- right now, it's working better than it
33 did. We had a lot of years of some real headaches with the
34 printing capabilities of printing the bills. It's been a real
35 challenge.

36 The other part of that too -- and that's going to continue.
37 They will be part of that system. We need better connectivity
38 when we move to the new courthouse. I don't know of another way
39 to provide that short of putting in a T1 line, which is very
40 costly, I think 395 a month for a T1 line. And I don't know if

1 that will satisfy the issue. I don't think it will.

2 The other part of that is, too, we're already working on a
3 quote to add them to the new VoIP system. We will not be able
4 to do that unless we can provide better Internet speed and
5 service to that facility over there. And I kind of jumped the
6 gun because I asked the company that we met with that's doing
7 the -- Avaya -- that's doing our voice over Internet phone
8 system at the new building, to put together a quote for that.
9 Because our finance director had asked if there was any way we
10 could connect the senior center, and the Road and Bridge so that
11 we're all on the same system. We can't do that right now. We
12 won't be able to do that unless we do something. And this is
13 the only thing that has come up that is going to allow them to
14 connect to us, be part of our network, and to solve a lot of
15 those issues we had with the connectivity to the AS400. So
16 there's some huge benefits to the county and for my IT
17 department in order to provide them and allow them to be able to
18 do their work.

19 So this is -- this is a key component to that. And it
20 wasn't even thought about until a lot of these things are coming
21 together with the move, the new phone system, and I'm going, oh,
22 dear. We have a problem.

23 And so this is one way -- and the only way I'm aware of --
24 that's available at this point to provide that connectivity that
25 we need to that facility unless we build and move them out
26 there. That's the only other option. So that's something I'd
27 like you to consider.

28 COMMISSIONER BAKKER: Ted, can we -- sorry, Lura.

29 LURA DUVALL: That's okay.

30 COMMISSIONER BAKKER: If -- just approve it. And then ha--
31 -- make the motion so they enter into negotiations with you
32 guys.

33 DISTRICT ATTORNEY HERRERA: Yeah. Yeah. So I would
34 suggest that -- that -- that if you make a motion to approve it
35 and if it's carried that the motion contain language wherein you
36 would have your people or people negotiate with them a -- a deal
37 that would -- would be beneficial to both parties.

38 COMMISSIONER BAKKER: And then just bring that to the
39 negotiation and bring it back to us and --

40 CHAIRMAN STIENMETZ: Yeah, for approval.

1 COMMISSIONER BAKKER: Yeah.
2 COMMISSIONER MILLS: For final approval.
3 COMMISSIONER BAKKER: Okay.
4 COMMISSIONER WAITS: Let me ask a question, Mike, just to
5 clarify then in Austin. Since we're doing it through the
6 sheriff's office, this means in Austin it would create the same
7 type of thing that people individually in the community can
8 access and -- the Internet through you?
9 MIKE SCOTT: It's pretty much the same scenario in Austin
10 with a little different circumstances. Robert has a lot of
11 remote locations in Austin that he needs -- from what I
12 understand -- that he needs service to. And the verbal
13 communication that we had -- and it's been a while ago -- was
14 that if we could use some of the county areas to be able to
15 transmit Austin. And Austin's, as you well know, is in a unique
16 little valley. And to be able to transmit and to provide this
17 Internet access to the community, we would need, first of all,
18 the fiber there and then a way to transmit it. And Robert and I
19 talked about we could work at some type of agreement where we
20 could help Robert with the labor on the point-to-point
21 configurations and equipment to get his locations, as in Road
22 and Bridge, to get them connected in locally. And the county
23 would buy the equipment. Performance Computing would provide
24 the labor and the knowledge to be able to hook these up. And
25 then the county would let us redistribute off of so- -- off of
26 these locations or one of these locations in Austin.
27 COMMISSIONER WAITS: So you're not hooking into any of the
28 fiber optic that's already there. That was my understanding on
29 something. And that's not --
30 MIKE SCOTT: The fiber optic that is --
31 COMMISSIONER WAITS: -- that's already underground through
32 Austin?
33 MIKE SCOTT: We're tapping right into it.
34 COMMISSIONER WAITS: You are? You --
35 MIKE SCOTT: Absolutely.
36 COMMISSIONER WAITS: -- do have that authority?
37 MIKE SCOTT: Absolutely.
38 COMMISSIONER WAITS: And you're the only ones, --
39 MIKE SCOTT: Yeah -- (indiscernible).
40 COMMISSIONER WAITS: -- I take it.

1 HAROLD GODMUNDSEN: Uh-huh.
2 COMMISSIONER WAITS: So then the --
3 MIKE SCOTT: Yes.
4 COMMISSIONER WAITS: -- individuals would be able to -- not
5 only would he be set with his remote, but the individuals in
6 Austin can actually buy the Internet --
7 MIKE SCOTT: Yeah.
8 COMMISSIONER WAITS: -- service from --
9 MIKE SCOTT: Because --
10 COMMISSIONER WAITS: -- you?
11 MIKE SCOTT: That's what we're trying to do. It's kind of
12 a twofer thing. We're getting the Sheriff's Office what they
13 need and the county --
14 COMMISSIONER WAITS: Okay.
15 MIKE SCOTT: -- entities what they need and being able to
16 offer high speed to an area that has nothing.
17 COMMISSIONER WAITS: Okay. Thank you.
18 COMMISSIONER BAKKER: Why don't I just make a motion for
19 them to enter into negotiations, bring the contract back, and
20 we'll approve it from there. Does that work for you, Ted?
21 DISTRICT ATTORNEY HERRERA: That's all right with me.
22 COMMISSIONER BAKKER: I'll make --
23 FRANK WHITMAN: Austin here --
24 COMMISSIONER BAKKER: Oh.
25 DISTRICT ATTORNEY HERRERA: You've got a question.
26 CASEY GUNTHER: I want to make a quick comment, if I can.
27 Casey Gunther with CORE Construction.
28 From my standpoint, being the project manager and being an
29 engineer, and being the roof having a 25-year warranty on it, I
30 would say that -- not -- just making a suggestion in your
31 negotiations that any damage that does occur, anything like that
32 that -- obviously, I think Mike will take care of it -- --
33 MIKE SCOTT: Uh-huh.
34 CASEY GUNTHER: -- but just anything that would happen to
35 that is covered.
36 MIKE SCOTT: Yeah.
37 CASEY GUNTHER: That's a 25-year warranty. That's your
38 longest warranty on that -- in that building. So...
39 MIKE SCOTT: That's reasonable.
40 COMMISSIONER BAKKER: Yeah.

1 MIKE SCOTT: Absolutely. We'd planned on that.
2 HAROLD GODMUNDSEN: Yeah.
3 MIKE SCOTT: If we cause any damage, we're responsible.
4 HAROLD GODMUNDSEN: Yeah.
5 MIKE SCOTT: So put that right in the contract.
6 CHAIRMAN STIENMETZ: Yeah.
7 JOHN FULLER: John Fuller.
8 I have a question. Okay. I have AT&T that services my park,
9 the way it came in when I purchased the property. I've had people
10 in the past who wanted to get high-speed Internet. And they --
11 I've being told from AT&T saying there isn't sufficient bandwidth.
12 MIKE SCOTT: Uh-huh.
13 JOHN FULLER: And now, right in front of my office, about a
14 week ago or so, they put in a big cable. It's going to the
15 Indian colony. So it's going to service down there. And I
16 said, are they going to increase any more potential for tenants
17 in my park?
18 And they said no. Because as far as I know you have a
19 certain number that can fit in the system and if it goes over
20 that, then it starts cutting back the speed and everything out
21 there.
22 And I can make a statement right here, since I'm the owner
23 of the park. If you need to put another antenna in there, as
24 long as you maintain it, I have power, I'm sure, that can be
25 provided to you. And it helps service the community.
26 MIKE SCOTT: Where is your park?
27 JOHN FULLER: It's right across the street from the water
28 company. The water center.
29 MIKE SCOTT: Oh, okay. I'm familiar.
30 JOHN FULLER: And so that's one thing that I can offer
31 there, if it helps improve for my tenants too the opportunity.
32 HAROLD GODMUNDSEN: Okay.
33 JOHN FULLER: I can see that.
34 And my other question is about the -- when you put down that
35 membrane on top -- another membrane -- is that going to be sealed
36 so that no water can get underneath there? Since we have
37 extremely cold temperatures, the roof will thaw, sweat, whatever.
38 MIKE SCOTT: Uh-huh.
39 JOHN FULLER: Is it going to be sealed so that you don't
40 get any kind of freezing action taking place underneath the

1 membrane?

2 MIKE SCOTT: It is not sealed. And there will be freezing
3 action that is the normal freezing that would be on the rest.
4 The intent is that it not be connected.

5 HAROLD GODMUNDSEN: So that it can move.

6 MIKE SCOTT: Because if it was connected, then when we had
7 a freeze-thaw cycle, things would move. Then you end up
8 breaking things. Then you end up with wear on the roof from,
9 you know, motion. And so the -- the idea behind the PVC mat is
10 it's made out of a --

11 JOHN FULLER: Is it porous?

12 MIKE SCOTT: It's not porous. But it does have a bit of a
13 texture to it that allows, you know, some air, water to escape
14 in that. And really the intent is maintain that separation from
15 the roof itself so that it not be damaged.

16 If you set the steel right on the roof, you'd probably be
17 okay. But we don't -- we don't -- probably's not good enough for
18 us. We -- it has to be right. And that's the engineered
19 solution. And it's the solution that is approved by the roofing
20 contractor.

21 HAROLD GODMUNDSEN: And this is, like I say, again, this
22 isn't something we designed. This is an industry standard that
23 we've looked -- the engineers have designed and, you know, we've
24 been -- it's been -- they've been doing it for a while, so...

25 COMMISSIONER BAKKER: I think --

26 MIKE SCOTT: It's not anything --

27 COMMISSIONER BAKKER: Austin --

28 MIKE SCOTT: -- new. But thank you for an opportunity.

29 CHAIRMAN STIENMETZ: Do we have anybody in Austin with a
30 comment?

31 FRANK WHITMAN: Yeah. Austin here. Frank Whitman with the
32 Chamber of Commerce.

33 We'd like to make a strong -- want you to know how strongly
34 we're in favor of this particular outfit bringing their services
35 here to the town.

36 You know, we've had other outfits looking before, you know,
37 rumors are rumors are rumors. And this is the best deal, we feel,
38 for speed, for reliability, for cost, for distribution to the
39 community.

40 We really support the commissioners -- or asked them

1 before -- the commissioners to make this happen for us. Thank
2 you.

3 COMMISSIONER BAKKER: Thanks, Frank.

4 COMMISSIONER WAITS: Thank you, Frank.

5 COMMISSIONER BAKKER: I'll make a motion that Performance
6 Computing enter into negotiations with the executive director
7 and district attorney on providing Internet service for Lander
8 County.

9 CHAIRMAN STIENMETZ: It's for their antenna.

10 COMMISSIONER WAITS: I'll second that motion, but did --
11 did we have to decide today what kind of a mount?

12 MIKE SCOTT: If you --

13 COMMISSIONER WAITS: Or is that --

14 COMMISSIONER CLARK: That's part of --

15 COMMISSIONER WAITS: -- something we --

16 COMMISSIONER CLARK: -- the negotiations.

17 COMMISSIONER WAITS: -- can still --

18 CHAIRMAN STIENMETZ: They're probably going to put it in
19 the --

20 COMMISSIONER WAITS: -- negotiate with?

21 CHAIRMAN STIENMETZ: -- negotiations.

22 COMMISSIONER BAKKER: Yeah, they're going to negotiate and
23 bring the contract back --

24 COMMISSIONER CLARK: -- right.

25 COMMISSIONER BAKKER: -- that we'll --

26 COMMISSIONER WAITS: That --

27 COMMISSIONER BAKKER: -- agree on.

28 COMMISSIONER WAITS: -- includes what type of mount.

29 COMMISSIONER BAKKER: Yeah.

30 MIKE SCOTT: Absolutely.

31 COMMISSIONER WAITS: Okay.

32 COMMISSIONER BAKKER: Yeah.

33 COMMISSIONER WAITS: Okay.

34 MIKE SCOTT: Yes.

35 COMMISSIONER WAITS: Thank you.

36 MIKE SCOTT: And what you want us to do is provide -- okay,
37 this is what we can -- we think that we can afford to pay you
38 guys for allowing us this access?

39 CHAIRMAN STIENMETZ: Yeah.

40 COMMISSIONER BAKKER: Pretty much.

1 MIKE SCOTT: Are you going to --
2 COMMISSIONER BAKKER: And then draw up a contract. Legal
3 will look it over.
4 CHAIRMAN STIENMETZ: Right.
5 MIKE SCOTT: Very good.
6 COMMISSIONER BAKKER: Yep.
7 MIKE SCOTT: Just --
8 CHAIRMAN STIENMETZ: All right. We have a first and
9 second.
10 Any public comment?
11 (No comment.)
12 CHAIRMAN STIENMETZ: All in --
13 KEITH WESTENGARD: Commissioner Stienmetz. I just wanted
14 to point out, that e-mail was -- I received yesterday in support
15 of it from two Battle Mountain residents who were unable to make
16 it today for public comment. They're in favor of it. And
17 they're unable to call in on the phone for public comment. So
18 they asked me to present that to you in favor of the -- the
19 project.
20 CHAIRMAN STIENMETZ: All right.
21 KEITH WESTENGARD: Thank you.
22 COMMISSIONER BAKKER: Thank you.
23 CHAIRMAN STIENMETZ: Thank you.
24 All in favor?
25 COMMISSIONER BAKKER: Aye.
26 COMMISSIONER MILLS: Aye.
27 COMMISSIONER CLARK: Aye.
28 CHAIRMAN STIENMETZ: Aye.
29 COMMISSIONER WAITS: Aye.
30 MIKE SCOTT: Thank you very much.
31 HAROLD GODMUNDSEN: Thank you.
32 COMMISSIONER BAKKER: Thanks, Mike. Do we need to do a --
33
34 10) Discussion and possible action to approve/disapprove a
35 contract between Lander County and Performance Computing to
36 provide professional services to Lander County, and other
37 matters properly related thereto.
38
39 CHAIRMAN STIENMETZ: Item 10.
40 COMMISSIONER BAKKER: Yeah.

1 CHAIRMAN STIENMETZ: Discussion and possible action to
2 approve/disapprove a contract between Lander County and
3 Performance Computing to provide professional services to Lander
4 County, and other matters properly related thereto.

5 MIKE SCOTT: I think that's --

6 COMMISSIONER MILLS: Is that part of what we just did?

7 COMMISSIONER CLARK: No. We --

8 COMMISSIONER BAKKER: No.

9 COMMISSIONER CLARK: Number 10 would be the results of the
10 negotiations. So we don't do that right --

11 COMMISSIONER BAKKER: No, this is for them hooking up
12 everything in the new courthouse?

13 DISTRICT ATTORNEY HERRERA: No, ten -- ten is a project
14 management agreement. And there's a copy of the -- of the --

15 COMMISSIONER CLARK: Okay.

16 DISTRICT ATTORNEY HERRERA: -- contract in your books.

17 And it's basically that -- that Performance Computing would
18 be the project manager -- manager of all the moves. And that's
19 basically it. You can ask Lura. You can ask these gentlemen.
20 But it seems to me that -- that they've even indicated what they
21 -- they see as a potential cost to this and what they're trying to
22 achieve. And if you have any questions, you can one of these
23 gentlemen, or Lura's right there. And it seems like it's a
24 winning way to do this.

25 LURA DUVALL: It's the only way to do this. This move is
26 huge.

27 COMMISSIONER MILLS: Mm-hm. Yeah.

28 DISTRICT ATTORNEY HERRERA: It's huge.

29 LURA DUVALL: Moving, it's not just moving the computers.
30 We have to coordinate with several agencies. We have to have
31 ADSS come in and move the AS400, our mainframe system. Nobody
32 else can touch that. We've got High Desert Engineering that has
33 to move the scanners and set them up. We have to move -- well,
34 before the move, we've got to plan for it. We've got to have
35 backups of the -- everybody's systems before we move them. All
36 of those computers and peripherals will have to be addressed --
37 have new IP addresses and have to be installed and set up on the
38 new system over there. This is a very, very large project that
39 not one person can do and manage by themselves. And I certainly
40 can't.

1 COMMISSIONER WAITS: Lura, would you just clarify something
2 for me?
3 LURA DUVALL: Yes.
4 COMMISSIONER WAITS: Because I did read through on
5 everything --
6 LURA DUVALL: Okay.
7 COMMISSIONER WAITS: -- that was going to be done, and I
8 can see the --
9 LURA DUVALL: There's a lot.
10 COMMISSIONER WAITS: -- importance on that.
11 LURA DUVALL: Yeah.
12 COMMISSIONER WAITS: But when it says contract, is this for
13 the move or is it ongoing then after that?
14 LURA DUVALL: Well, it will be ongoing until the transition
15 after the move. There's going to be a -- this -- there's going
16 to be a lot of bumps. I just hope that --
17 COMMISSIONER WAITS: But I mean, it's --
18 LURA DUVALL: -- everyone's aware.
19 COMMISSIONER WAITS: It's not a monthly thing once
20 everything is all set? Is -- it's just a one-time contract to
21 move us in and get us handled; --
22 LURA DUVALL: At this point --
23 COMMISSIONER WAITS: -- is that correct?
24 LURA DUVALL: it will be.
25 COMMISSIONER WAITS: Okay.
26 LURA DUVALL: There will be but some ongoing support once
27 we do get moved in. There's going to be a lot of maintenance
28 and a lot of --
29 COMMISSIONER BAKKER: There's going to be bugs.
30 LURA DUVALL: I would say --
31 CHAIRMAN STIENMETZ: But that would be a --
32 LURA DUVALL: -- housekeeping stuff --
33 CHAIRMAN STIENMETZ: -- new contract; wouldn't it? For
34 maintaining --
35 LURA DUVALL: Well, once this particular part is done, then
36 I will negotiate a new contract --
37 CHAIRMAN STIENMETZ: Right.
38 LURA DUVALL: -- for IT support. Because I don't have an
39 IT person.
40 CHAIRMAN STIENMETZ: Right.

1 LURA DUVALL: And that would be an on-call type thing.
2 CHAIRMAN STIENMETZ: Right.
3 LURA DUVALL: But that would be after the fact. Yes, this
4 is basically -- the bulk of this is the move and then to make
5 sure that the transition after the move, everything has worked
6 out. So, yes, you're --
7 COMMISSIONER MILLS: Okay.
8 DISTRICT ATTORNEY HERRERA: If this isn't done correctly,
9 every office that moves will be shut down.
10 COMMISSIONER BAKKER: Right.
11 LURA DUVALL: Yeah.
12 DISTRICT ATTORNEY HERRERA: We shut down.
13 COMMISSIONER BAKKER: I'll make a motion to approve the
14 contract between Lander County and Performance Computing to
15 provide professional services to Lander County.
16 COMMISSIONER MILLS: And authorize the chair to sign.
17 COMMISSIONER BAKKER: And authorize the chair to sign.
18 COMMISSIONER MILLS: I'll second.
19 CHAIRMAN STIENMETZ: Any public comment?
20 COMMISSIONER WAITS: Just for clarification then and have
21 it on the record, our DA has reviewed this?
22 DISTRICT ATTORNEY HERRERA: Yes, I have.
23 COMMISSIONER WAITS: Thank you.
24 CHAIRMAN STIENMETZ: All in favor?
25 COMMISSIONER BAKKER: Aye.
26 COMMISSIONER MILLS: Aye.
27 COMMISSIONER CLARK: Aye.
28 COMMISSIONER WAITS: Aye.
29 CHAIRMAN STIENMETZ: Aye.
30 COMMISSIONER WAITS: Gentlemen, thank you.
31 MIKE SCOTT: Thank you --
32 COMMISSIONER BAKKER: Thanks, guys.
33 MIKE SCOTT: -- very much. We appreciate your time.
34 HAROLD GODMUNDSEN: We'll be getting ahold of --
35 DISTRICT ATTORNEY HERRERA: Yeah.
36 COMMISSIONER BAKKER: Yeah.
37 MIKE SCOTT: We'll get on that very soon. Okay. All
38 right. Thank you very much.
39 CHAIRMAN STIENMETZ: All right.
40 COMMISSIONER BAKKER: Thanks, Mike.

1 CHAIRMAN STIENMETZ: Now let's go back to Item 2, I
2 believe.

3 COMMISSIONER BAKKER: I think you're on --

4 COMMISSIONER MILLS: Do you want to do Item 8?

5 DISTRICT ATTORNEY HERRERA: Can we do --
6
7

8 ***** CLOSED SESSION PURSUANT TO NRS 241.015(2)(b)(2) *****
9

10 8) **Update from Ross E. de Lipkau of Parsons, Behle & Latimer on**
11 **the Jay Gandolfo v. County of Lander, Lander County Water and**
12 **Sewer District #2, regarding Pony Creek Adjudication.**
13

14 CHAIRMAN STIENMETZ: Item 8?

15 DISTRICT ATTORNEY HERRERA: Yeah, could we do Number 8 and
16 that would -- that would mean that we have to close this session
17 pursuant to NRS 241.015, sub 2, sub b, sub 2.

18 COMMISSIONER BAKKER: Thanks, guys.

19 CHAIRMAN STIENMETZ: Do I need a motion to go to closed
20 session?

21 DISTRICT ATTORNEY HERRERA: Yes.

22 COMMISSIONER CLARK: Make a motion to go to closed session.

23 COMMISSIONER BAKKER: Second.

24 DISTRICT ATTORNEY HERRERA: Pursuant to the NRS, please.

25 COMMISSIONER CLARK: Pursuant to the NRS.

26 DISTRICT ATTORNEY HERRERA: No, you have to state the NRS.

27 COMMISSIONER BAKKER: What is the NRS?

28 DISTRICT ATTORNEY HERRERA: It's right there on --

29 COMMISSIONER CLARK: Okay. NRS 241.015(2)(b)(2).

30 DISTRICT ATTORNEY HERRERA: Yes. And also, as part of that
31 motion, you can say that since we have to -- it has to be
32 recorded, but at the end of recording, we need to have the post
33 office seal the minutes of this particular --

34 COMMISSIONER BAKKER: You got that, Molly?

35 COMMISSIONER CLARK: That's another --

36 DISTRICT ATTORNEY HERRERA: -- closed session.

37 COMMISSIONER CLARK: That's another motion.

38 COMMISSIONER BAKKER: Just to -- And have the minutes
39 sealed.

40 COMMISSIONER CLARK: And have the minutes sealed after

1 closed session?

2 DISTRICT ATTORNEY HERRERA: Yes.

3 COMMISSIONER CLARK: Okay.

4 COMMISSIONER BAKKER: Second.

5 COMMISSIONER CLARK: We got a --

6 CHAIRMAN STIENMETZ: All in favor?

7 COMMISSIONER BAKKER: Aye.

8 COMMISSIONER CLARK: Aye, aye, aye, aye.

9 COMMISSIONER MILLS: Aye.

10 COMMISSIONER WAITS: Aye.

11 COMMISSIONER CLARK: Take a short break here.

12 CHAIRMAN STIENMETZ: All right. Can we have just a short
13 break before we go into this?

14 COMMISSIONER BAKKER: Okay.

15
16 (Break taken starting at 10:04 a.m.)
17

18 **(The Board of Lander County Commissioners entered into**
19 **closed session.)**
20

21 (At 10:44 a.m., the Board of Lander County Commissioners
22 resumed the regular meeting in open session commencing with
23 public comment.)
24
25

26 **PUBLIC COMMENT**
27

28 CHAIRMAN STIENMETZ: Then we'll go back to work.

29 RICK GOBEL: Thank you. Rick Gobel with the Gold Country
30 Grange.

31 Just wanted to give the commission an update on the Lander
32 County Fair that we're putting on. We did combine with Shannon
33 Berumen that you guys gave a grant to for the fair.

34 And so what we're doing is we got the posters and the premium
35 books out. And she's writing us checks, reimbursing us for fair
36 expenses. And we're giving her copies of the invoice that she can
37 provide to you as part of her grant.

38 So do you have any questions or --

39 COMMISSIONER BAKKER: What -- can you give us an outline?
40 What's going to be happening at the fair? What kind of

1 activities?

2 RICK GOBEL: Currently, we're set up, the -- the fair's the
3 17th through the 20th. The evening, afternoon and evening of
4 the 17th is when all the exhibits will come in.

5 Fresh food judging will be the evening of the 17th.

6 And then Friday is the static judging, livestock judging.

7 And then Friday evening is the Miss Lander County pageant.

8 Saturday is the Buster Miller Junior Rodeo, the barbecue
9 competition, our junior auction, buyer's dinner. And we're
10 working on a concert in the grandstands for Saturday evening.

11 And then Sunday'll be pickup of exhibits and cleanup.

12 COMMISSIONER WAITS: Thank you.

13 COMMISSIONER MILLS: Okay.

14 COMMISSIONER BAKKER: Have you incurred any costs so far?

15 RICK GOBEL: Yeah, we're -- I think we were about \$200 for
16 posters and close to \$600 for premium books and entry forms.
17 And we're working right now to get an ad in the paper and get
18 some more advertising out. And then we're working on awards
19 right now. So we're somewhere in the neighborhood of 1500 to
20 \$2,000 for awards.

21 COMMISSIONER BAKKER: Hey, Nan, correct me if I'm wrong,
22 wasn't the grant money for, like, blow up stuff too.

23 NAN ANCHO: That's what she presented at the --

24 COMMISSIONER WAITS: Sean, you're in public comment. You
25 can't actually do a discussion.

26 CHAIRMAN STIENMETZ: No.

27 COMMISSIONER BAKKER: Okay. Sorry.

28 RICK GOBEL: We did -- we, yeah --

29 COMMISSIONER BAKKER: We'll discuss it later.

30 RICK GOBEL: Yeah, we talked about stuff like that. We may
31 do some of the bounce house stuff. We're working on a carnival
32 coming in. Our big thing is more vendors and public stuff and
33 the carnival, not necessarily all the bounce houses and stuff
34 like that. It's a little sticky issue with our insurance --

35 COMMISSIONER BAKKER: Okay.

36 RICK GOBEL: -- on that. But we're working on putting on
37 things for the kids to do, more -- more interactive activities
38 than just going and jumping in a bounce house.

39 COMMISSIONER BAKKER: Right.

40 CHAIRMAN STIENMETZ: All right.

1 COMMISSIONER BAKKER: Sound good. Thanks, Rick.

2 CHAIRMAN STIENMETZ: Thank you, Rick.

3 RICK GOBEL: Thank you.

4 CHAIRMAN STIENMETZ: Now we'll close public comment and go
5 to Item Number 2.

6

7

8 **Water and Sewer**

9

10 2) **Discussion for possible action to approve/disapprove a new**
11 **process in which the county bills RV/mobile home parks for**
12 **commercial sewer charges, and other matters properly related**
13 **thereto.**

14

15 CHAIRMAN STIENMETZ: Discussion for possible action to
16 approve/disapprove a new process in which the county bills RV,
17 slash, motor -- mobile home parks for commercial sewer charges,
18 and other matters properly related thereto.

19 Good morning, Bert.

20 COMMISSIONER BAKKER: Bert.

21 BERT RAMOS: Okay. Is what I've got going on is here in
22 Lander County we don't have a system that's set up for any of
23 those mobile home, RV parks. Is what we have is they will call
24 in and say, yeah, I have so many trailers this month. That's
25 how our billing is done. Of if they don't call, we have to call
26 them and all this and that.

27 So I went to the surrounding counties and how the
28 surrounding counties do it is they actually have the park
29 themselves send in something in writing, so they have
30 documentation to back them, how many RVs they've had in for that
31 month. If they don't get it sent in, then they get billed for a
32 100 percent of their RVs. That way it covers the county. We
33 have all of our documentation and everything's in order.

34 COMMISSIONER CLARK: And then if you have a form, then you
35 have documentation that this is what they said they needed to be
36 billed for?

37 BERT RAMOS: Yep.

38 COMMISSIONER CLARK: Okay.

39 COMMISSIONER WAITS: Would you clarify this for me then,
40 Bert, this is -- you're saying Lander County, but is it just

1 Battle Mountain or --
2 BERT RAMOS: Yeah, because Water and Sewer --
3 COMMISSIONER WAITS: This is --
4 BERT RAMOS: -- from Battle Mountain to Austin are
5 completely separate. That's its --
6 COMMISSIONER WAITS: Right. Then it's --
7 BERT RAMOS: -- own district.
8 COMMISSIONER WAITS: -- not really Lander County. It's
9 Battle Mountain that you're --
10 BERT RAMOS: That would probably --
11 COMMISSIONER WAITS: -- working --
12 BERT RAMOS: -- be the --
13 COMMISSIONER WAITS: -- on.
14 BERT RAMOS: -- more correct way to put it.
15 COMMISSIONER WAITS: Yes. Thank you.
16 COMMISSIONER BAKKER: Any questions?
17 CHAIRMAN STIENMETZ: Any more questions?
18 COMMISSIONER WAITS: If they aren't being billed on that
19 part, are they still being billed a standby fee like the people
20 pay if they don't use water that month?
21 BERT RAMOS: This is for the -- this is for the sewer and
22 the RV hookups. The water is -- is separate because it's billed
23 off of a meter basis.
24 COMMISSIONER WAITS: So it's not for the water?
25 BERT RAMOS: This is for the -- this is for the sewer
26 hookup of the -- of the RV park. And it's under Water and Sewer
27 because we're all one down here.
28 COMMISSIONER WAITS: Okay, then I guess -- then I am
29 confused. Okay.
30 So if they have ten hookups and they only have two people
31 in --
32 BERT RAMOS: They're billed for the two --
33 COMMISSIONER WAITS: They're being billed for the sewer
34 separately?
35 BERT RAMOS: Yes.
36 COMMISSIONER WAITS: Okay. So you're saying there's no
37 standby fee or anything. They just simply wouldn't pay that
38 month for eight hookups?
39 CHAIRMAN STIENMETZ: As long as they report they only had
40 two.

1 COMMISSIONER WAITS: Right.
2 BERT RAMOS: Yes. Yes. This is the documentation to back
3 it up so everything can correlate and we don't have to run
4 anybody down to find out our information for our billing. It
5 makes sense to --
6 COMMISSIONER WAITS: But right now they pay all ten?
7 Right?
8 BERT RAMOS: No. Right now --
9 DISTRICT ATTORNEY HERRERA: They call in.
10 COMMISSIONER CLARK: They call in.
11 DISTRICT ATTORNEY HERRERA: They call in and say, we only
12 have two.
13 COMMISSIONER WAITS: Okay. So all you're asking for is the
14 documentation?
15 BERT RAMOS: Yes.
16 CHAIRMAN STIENMETZ: Right.
17 COMMISSIONER WAITS: Thank you.
18 DISTRICT ATTORNEY HERRERA: So we'll have a record --
19 COMMISSIONER WAITS: Thank you.
20 DISTRICT ATTORNEY HERRERA: -- of all --
21 COMMISSIONER WAITS: Okay.
22 DISTRICT ATTORNEY HERRERA: -- of everything.
23 COMMISSIONER WAITS: Yeah. Our -- our agenda is -- needs to
24 be tweaked up on that. That's very misleading. Thank you.
25 COMMISSIONER BAKKER: I'll make a motion to approve the new
26 process in which the county bills RV and mobile home parks for
27 the commercial sewer charges.
28 COMMISSIONER MILLS: I'll second.
29 CHAIRMAN STIENMETZ: Any public comment?
30 JOHN FULLER: Yes, if we have that, can we have that put in
31 a form of where we can take and send it in?
32 COMMISSIONER CLARK: John, you've got to come up.
33 CHAIRMAN STIENMETZ: You've got to come here and state your
34 name.
35 COMMISSIONER CLARK: Speak louder.
36 JOHN FULLER: John Fuller, Chukar Hills Mobile Home Park.
37 One of the things -- we've been doing that for years,
38 calling in. And if I have somebody that moves in and somebody
39 moves out, the number stays the same for the month.
40 So they may not have heard from us from that month.

1 But one of the things is if we could do that through the
2 Internet, it'd be sure nice so we don't have to go generate
3 another form and everything else. We can just take, kind of,
4 and save it. They have copy of it.

5 COMMISSIONER CLARK: This is the form, John.

6 JOHN FULLER: Okay.

7 BERT RAMOS: Now, the --

8 COMMISSIONER WAITS: Now, that has to be vacant the whole
9 month is my understanding.

10 JOHN FULLER: Yeah.

11 COMMISSIONER WAITS: If they move out in ten days, you
12 still pay.

13 JOHN FULLER: They move out in the middle of the month,
14 they pay. It's the beginning --

15 DISTRICT ATTORNEY HERRERA: That's an exemplar of Elko's
16 form. We would have to manufacture our own form.

17 BERT RAMOS: That is an example form.

18 DISTRICT ATTORNEY HERRERA: That -- that has Elko on it so
19 --

20 COMMISSIONER CLARK: That's an example.

21 JOHN FULLER: I know, but I understand what you need.
22 We've been adhering to that all along.

23 DISTRICT ATTORNEY HERRERA: Well that's not the issue,
24 whether you understand what we need. The issue is whether or
25 not they're going to agree to do it on paper.

26 JOHN FULLER: I have no problems with that.

27 DISTRICT ATTORNEY HERRERA: Right. No. I'm just making
28 sure --

29 JOHN FULLER: But I -- all I was asking is if they -- when
30 you go to this, if we can have it done so we can do it on the
31 Internet to where we can take and -- county has a form on their
32 docket there in a list of forms. They can grab it, fill it out,
33 e-mail it. It's there. You have a record. I have a record.

34 COMMISSIONER WAITS: It's certainly something that can be
35 considered, I'm sure.

36 BERT RAMOS: Yeah, it's something to --

37 COMMISSIONER WAITS: Yeah.

38 BERT RAMOS: -- look at.

39 JOHN FULLER: All right.

40 COMMISSIONER CLARK: We can --

1 CHAIRMAN STIENMETZ: Thank you.
2 COMMISSIONER CLARK: -- make a template. We can have you
3 fax it in.

4 BERT RAMOS: We'll talk about --

5 COMMISSIONER CLARK: There's all different kinds of ways.

6 COMMISSIONER BAKKER: Oh.

7 CHAIRMAN STIENMETZ: We have a second.

8 All in favor?

9 COMMISSIONER BAKKER: Aye.

10 COMMISSIONER CLARK: Aye.

11 COMMISSIONER MILLS: Aye.

12 COMMISSIONER WAITS: Aye.

13 CHAIRMAN STIENMETZ: Aye.

14 Thank you.

15
16 3) Discussion for possible action to approve/disapprove waiving
17 the flat rate fee for water until start of usage for Mike
18 Marvel located at 1150 West Humboldt Street, Battle Mountain,
19 Nevada, and other matters properly related thereto.
20

21 CHAIRMAN STIENMETZ: Number 3, discussion for possible
22 action to approve/disapprove waiving the flat rate fee for water
23 until start of usage for Mike Marvel, located at 1150 Humboldt
24 Street, Battle Mountain, Nevada, and other matters properly
25 related thereto.

26 BERT RAMOS: Okay, is what we have is we -- the county went
27 into an agreement with Mike Marvel to run a water line, a main
28 line, through some of his property. And in the agreement, this
29 was overlooked on the hooking the meter up. We promised him a
30 free hookup, not free water, but a free hookup. So he doesn't
31 want to be charged a flat rate for having a meter in the ground
32 until he starts using water, which makes sense. But it was
33 overlooked in the contract. So we're just making sure that we
34 cover the bases here so nobody thinks somebody's not paying for
35 their meter.

36 COMMISSIONER BAKKER: Seems reasonable.

37 COMMISSIONER WAITS: So if we hadn't agreed to pay for the
38 meter, he wouldn't be putting it in yet. So he's saying, we did
39 it in so we're just going to --

40 BERT RAMOS: Truly, it's just --

1 COMMISSIONER WAITS: -- wait until --
2 BERT RAMOS: -- a hassle --
3 COMMISSIONER WAITS: -- things are --
4 BERT RAMOS: -- it's a hassle to us because if we don't do
5 that, then -- well, whatever time --
6 COMMISSIONER CLARK: You've got to go back.
7 BERT RAMOS: -- his well may fail and he needs water, then
8 we have to go over there and dig that line up and tie it
9 together. Whereas now, we can tie it together and wait for them
10 to start using it.
11 DISTRICT ATTORNEY HERRERA: It's more bookkeeping. He's
12 correct.
13 COMMISSIONER BAKKER: Okay.
14 COMMISSIONER WAITS: Thank you.
15 COMMISSIONER BAKKER: I'll make a motion to approve the
16 waiving the flat rate fee for water until start of usage to Mike
17 Marvel, located at 1150 West Humboldt Street.
18 COMMISSIONER CLARK: Second.
19 DISTRICT ATTORNEY HERRERA: No.
20 CHAIRMAN STIENMETZ: Any public comment? .
21 (No comment.)
22 CHAIRMAN STIENMETZ: All in favor?
23 COMMISSIONER BAKKER AND COMMISSIONER CLARK: Aye.
24 COMMISSIONER MILLS: Aye.
25 COMMISSIONER WAITS: Aye.
26 CHAIRMAN STIENMETZ: Aye.
27
28 4) Update provided by Shaw Engineering regarding change order
29 number one (1), in the amount of \$104,959.93, for
30 miscellaneous water system improvements, and other matters
31 properly related thereto.
32
33 CHAIRMAN STIENMETZ: Number 4, update provided by Shaw
34 Engineering regarding change order number one in the amount of
35 \$104,959.93 for miscellaneous water system improvements, and
36 other matters properly related thereto.
37 CODY BLACK: Cody Black with Shaw Engineering, for the
38 record. It's always fun to have your name next to the word
39 *change order*. Everyone hates it.
40 So this is actually a little bit of semantics here in the

1 way the change order is described. This is actually going to be
2 processed under a work order directive, under the 2015 Water and
3 Sewer project with Day Engineering. So this was some water
4 valve replacements that were authorized and needed to get in
5 before the paving came through on Bastian and 18th. And, you
6 know, we've gone over this with Marty and how it was approved
7 before. And this dollar amount, it fits under the current
8 contract amount for your 2015 Water and Sewer project.

9 So this'll basically just be adjusting quantities, less
10 linear footage of water lines, less number of hookups. That
11 balance will come through -- so this will get processed as a
12 work order directive and not -- it will not adjust any contract
13 amounts.

14 COMMISSIONER WAITS: And it wasn't a surprise. We've
15 been --

16 CODY BLACK: But --

17 COMMISSIONER WAITS: -- planning on it; right?

18 CODY BLACK: Yeah. Yeah. So it was --

19 COMMISSIONER WAITS: I mean, --

20 CODY BLACK: The word.

21 COMMISSIONER WAITS: When you have new --

22 CODY BLACK: Honestly, the work was planned to be done
23 before the end of fiscal year. But fiscal year came and went.
24 And you know, the valve -- the replacements needed to happen
25 before paving. You know paving, it's a timing thing.

26 So this would just be authorization for the work order
27 directive to come under the 2015 project.

28 COMMISSIONER WAITS: Okay.

29 CODY BLACK: No contract amounts are changing. And we'll
30 move forward.

31 COMMISSIONER WAITS: Thank you.

32 DISTRICT ATTORNEY HERRERA: And -- and that's how the
33 motion should read, that -- that you approve the work order
34 directive under the 2015 contract.

35 Otherwise, if you approved it or made a motion as it's
36 written in the agenda, it's technically not legal. But that's why
37 you need to make the motion to include work order directive under
38 the '15 -- 2015 contract.

39 COMMISSIONER BAKKER: 2015 contract?

40 DISTRICT ATTORNEY HERRERA: Yes. Under the existing 2015

1 contract.
2 CODY BLACK: 2015 Water and Sewer --
3 DISTRICT ATTORNEY HERRERA: Water and Sewer --
4 CODY BLACK: -- project.
5 COMMISSIONER BAKKER: Okay.
6 Any questions?
7 COMMISSIONER MILLS: Huh-uh.
8 COMMISSIONER BAKKER: Okay. I'll make a motion to approve
9 the work order directive under 2015 Water and Sewer contracts
10 with Shaw Engineering in the amount of \$104,959.93.
11 COMMISSIONER CLARK: Second.
12 COMMISSIONER MILLS: Second.
13 CODY BLACK: And for clarification, it's with Hunewill
14 Construction, not Shaw Engineering.
15 COMMISSIONER BAKKER: With Hunewill.
16 CODY BLACK: Yeah.
17 COMMISSIONER BAKKER: Amend that for Hunewill Construction.
18 CHAIRMAN STIENMETZ: Any public comment?
19 (No comment.)
20 CHAIRMAN STIENMETZ: All in favor?
21 COMMISSIONER BAKKER: Aye.
22 COMMISSIONER MILLS: Aye.
23 CHAIRMAN STIENMETZ AND COMMISSIONER WAITS: Aye.
24 COMMISSIONER WAITS: Aye.
25 CODY BLACK: Great seeing you all today. Thank you.
26 COMMISSIONER BAKKER: Thank you.
27 COMMISSIONER WAITS: Thank you Cody.
28 DISTRICT ATTORNEY HERRERA: Thanks, Cody.
29 CODY BLACK: Thank you.
30
31 CHAIRMAN STIENMETZ: Going to Number 6. Discussion for
32 possible action in support of the closing of Highway 305 at
33 various times in the morning --
34 COMMISSIONER MILLS: You skipped the list --
35 COMMISSIONER BAKKER: What about five?
36 CHAIRMAN STIENMETZ: What?
37 DISTRICT ATTORNEY HERRERA: Five.
38 CHAIRMAN STIENMETZ: Oh, I checked it off. Sorry.
39
40

1
2 5) Discussion for possible action to accept a proposal from Day
3 Engineering to engineer and put out to bid the upgrade of
4 three (3) sewer lift station rehabilitations, and other
5 matters properly related thereto.
6

7 CHAIRMAN STIENMETZ: Discussion for possible action to
8 accept the proposal from Day Engineering to engineer and put out
9 to bid the upgrade of three sewer lift stations rehabili- --
10 lift station rehabilitations, and other matters properly related
11 thereto.

12 COMMISSIONER WAITS: I have a question.

13 We've been talking about lift stations and what they've been
14 needing for some time.

15 And in part of that, I can remember a conversation where we
16 didn't own the property on one of them. And we went back to
17 look. And -- and an elderly lady owned the property. And she
18 gave us permission for some period of time to keep the lift
19 station there or to build it there, whatever.

20 And then it turned out even Brian Garner made a comment at
21 one of our meetings that he owned the property that one of the
22 lift stations sits on. I'm going, so I guess one of my first
23 concerns is have we checked all this out to be absolutely sure
24 before we start this?

25 BERT RAMOS: My understanding is Brian Garner does own some
26 of the property that -- that we will need for the rehab of an --
27 the next lift station. And money has been set aside for that, for
28 the purchase of that property.

29 COMMISSIONER WAITS: I mean, we're talking, you know,
30 300,000 for a contract to design. And then we're probably
31 talking, you know, another -- what? -- 2- or 300,000 to put it
32 together. We're talking half a million dollars and we're not
33 sure. I'm going, what if he doesn't take that amount? What if
34 it isn't ours? What if --

35 BERT RAMOS: I guess everybody will have to quit flushing
36 their toilets.

37 No, I mean, really. I don't know. What -- what else do
38 you do?

39 I don't --

40 COMMISSIONER WAITS: Well, I just wondered we're jumping

1 the gun, and we should do a 1- --
2 BERT RAMOS: I do --
3 COMMISSIONER WAITS: Unless you do --
4 BERT RAMOS: -- know money has been set aside for the --
5 for the purpose of purchasing that. And so that has been looked
6 into. And addressing that will also come with the engineering
7 of the lift station. Because until you know exactly what your
8 lift station's engineered up to and how much property you're
9 going to need --
10 COMMISSIONER CLARK: Right.
11 BERT RAMOS: -- to move forward with it, you -- you really
12 can't go make an offer on anything.
13 COMMISSIONER BAKKER: Bert, did we ever get a property
14 value on that?
15 BERT RAMOS: I'll have to look into that.
16 COMMISSIONER BAKKER: Okay.
17 DISTRICT ATTORNEY HERRERA: That's the issue.
18 COMMISSIONER BAKKER: Because you can't exceed whatever the
19 property value comes -- so...
20 DISTRICT ATTORNEY HERRERA: And the person who owns it --
21 if the person who owns this property says, no, I will not sell
22 it, then this can't proceed.
23 COMMISSIONER BAKKER: Can we move the lift station?
24 DISTRICT ATTORNEY HERRERA: Well, that's what we --
25 CHAIRMAN STIENMETZ: We'd have to do.
26 DISTRICT ATTORNEY HERRERA: -- have to come back and do.
27 COMMISSIONER BAKKER: Why are we spending the money to
28 rehab and everything. Just put an end line right there and move
29 it a hundred, two hundred feet to the --
30 BERT RAMOS: And that's a big engineering --
31 COMMISSIONER BAKKER: -- north.
32 BERT RAMOS: -- deal.
33 COMMISSIONER BAKKER: Yeah.
34 COMMISSIONER WAITS: My concern was whether we should do a
35 little bit more research before we go into this. That's all.
36 CHAIRMAN STIENMETZ: Well, what we're trying to do is
37 decide how much land we need to buy so we can make an offer, --
38 BERT RAMOS: Yeah, --
39 CHAIRMAN STIENMETZ: -- right?
40 BERT RAMOS: -- we're --

1 COMMISSIONER CLARK: No.
2 BERT RAMOS: -- going to need to engineer these things
3 before we can just --
4 COMMISSIONER CLARK: Right.
5 BERT RAMOS: -- go make an offer on land we don't know how
6 much we need.
7 COMMISSIONER WAITS: I understand that. But if we enter
8 into a contract with the engineer and it's designed this way,
9 and he's saying this is what we need and can't come to fruition,
10 then our contract we have to renegotiate again. So I, you know,
11 wherever you think goes first, I'll --
12 COMMISSIONER CLARK: We need to -- Ted, we need to approve
13 this to move forward --
14 CHAIRMAN STIENMETZ: Right.
15 COMMISSIONER CLARK: -- with the project.
16 DISTRICT ATTORNEY HERRERA: We need an engineer to spec
17 this out so we know how to move forward is --
18 COMMISSIONER CLARK: Right.
19 DISTRICT ATTORNEY HERRERA: -- my understanding.
20 COMMISSIONER CLARK: Right.
21 DISTRICT ATTORNEY HERRERA: Is that your understanding?
22 BERT RAMOS: Yeah.
23 COMMISSIONER CLARK: Okay.
24 DISTRICT ATTORNEY HERRERA: That's my understanding. We
25 can't make a --
26 BERT RAMOS: I mean, if this lift station will fit within
27 the footprint of the lift station that's currently there, then
28 there is no issue. But until we put that in there, we don't
29 know.
30 CODY BLACK: I can't -- I can't help but step in. Cody
31 Black with Shaw Engineering.
32 I think, typically, in this process, you know, Bert and
33 Ted, they're right. Moving forward at this point -- you're also
34 correct, Patsy. You don't want to move forward with final
35 design work. But through the engineering agreement, that's
36 where you have a 30 percent design submittal. You just, you
37 know, only -- you hold your engineer to not design the whole
38 thing and go full blown. You say, hey, we don't know how much
39 land we have. You get to maybe a 10, 20, 30 percent level. You
40 have a surveyor out here. You verify property. And at that

1 point -- and when you have to make changes, you might have to
2 add money to the contract, remove money, move it to the next
3 fiscal year, stop and negotiate, go hire an appraiser. There's,
4 you know, multiple things to do that. But getting to that first
5 10 or 20 percent design level is the right thing to do. And
6 that's really you guys giving the authority to your staff to
7 manage that engineer to make sure that where they're at in the
8 project, updating, where the project sets, and where it's going
9 to land.

10 COMMISSIONER WAITS: Thank you, Cody.

11 CODY BLACK: Yep.

12 COMMISSIONER BAKKER: Okay.

13 MARTY UGALDE: I'd like to say something.

14 DISTRICT ATTORNEY HERRERA: Yes.

15 MARTY UGALDE: Marty Ugalde with Day Engineering. Thank
16 you.

17 The first -- one of the first tasks is surveying. And just
18 like the existing one that's being currently rehabbed, the AOG
19 sewer lift station, we verified easements. It's on a 25-foot
20 easement, the AOG lift station. So the first task is surveying
21 which would identify property lines, easements, rights of way.
22 And that will be the first tell-tale sign. But the initial
23 thought and idea would be just like the AOG sewer lift station.
24 It's going to be rehabbed within the existing footprint for that
25 reason. Whatever easements, rights of way, in fact, bonus right
26 now is between the railroad and -- and the state highway. So
27 there's no intention there of going outside the footprint to
28 increase project costs, size of the footprint. So that right now
29 the plan is to keep everything within the existing confines of
30 the -- of the sewer lift station.

31 Echo Bay, it's in a park. Obviously, the best idea is to
32 stay away from property issues. So again, the first task is
33 surveying. We'd be able to identify what's -- what's there.
34 And we could, you know, stop everything and figure out what we
35 had to do at that point before we went any further with anything
36 if we needed to.

37 COMMISSIONER WAITS: Thank you.

38 MARTY UGALDE: Thank you.

39 COMMISSIONER WAITS: I appreciate your comments. Because
40 it -- this is a big concern over which comes first. So thank

1 you.

2 COMMISSIONER BAKKER: Let's --

3 COMMISSIONER WAITS: I do have a question on your contract,
4 just a clarification, actually, on the -- the scope of work.

5 You've given us a total. And you've given us the breakdown.
6 But is it according to the time you put in to do this with your
7 estimates? So that it could in some part maybe be less? For
8 example, you have in surveying, which you're not doing. And
9 you're estimating. And the surveying comes in at 10,000. So
10 that's the cost, 10,000 --

11 MARTY UGALDE: Correct.

12 COMMISSIONER WAITS: -- right? -- to us. And the same way
13 with yours. You will not exceed that scope so that you have
14 separately.

15 MARTY UGALDE: We --

16 COMMISSIONER WAITS: But it could be less.

17 MARTY UGALDE: We will not exceed that. And if you prefer
18 for us to give you time, a breakdown of the time and our fee, we
19 can do it that way if you'd like us to do it that way.

20 The one you have in front of you is not that way. It's
21 based on a percentage, like we did the last one, a percentage of
22 the estimated construction cost. And you brought that question
23 up the last time. But if you would like us to give you a time
24 and materials based on our rates and everything, we could do
25 that. And we would only bill you based on the time amount of
26 time we have in that.

27 COMMISSIONER WAITS: But if you don't break it down, isn't
28 it still based on it? I mean even if you give it to us or not,
29 is what I'm saying. Or will it always max out at that? That's
30 my question.

31 MARTY UGALDE: What I've given you is a lump sum fee, --

32 COMMISSIONER WAITS: Right.

33 MARTY UGALDE: -- not to exceed. And so we would bill you
34 for that amount.

35 COMMISSIONER WAITS: Okay.

36 MARTY UGALDE: If we give it to you -- if I change that
37 contract to a time, materials basis, we would invoice you. That
38 would still -- the total number would probably be the same, but
39 we would only invoice you for the time we have in. And it could
40 be less under that scenario.

1 COMMISSIONER WAITS: Okay. So the only thing that could be
2 less, if we accept this as it is, is the that part you're
3 sending out, which is subbing the engin- -- the surveying.
4 Right?

5 MARTY UGALDE: The part that could be less would be the
6 design part of it. The part -- if we're efficient and we get it
7 done in less amount of time, the fee would be less for that --
8 for that task.

9 COMMISSIONER WAITS: Of course, for the county, I would
10 love to see you come in less. And I don't know how the
11 commissioners feel. But if there's a way we can work on that,
12 rather than saying, --

13 MARTY UGALDE: Sure.

14 COMMISSIONER WAITS: -- there it is. I mean, this is a lot
15 of money.

16 MARTY UGALDE: It is.

17 COMMISSIONER WAITS: And we're still trying to watch our
18 p's and q's.

19 MARTY UGALDE: Sure. Absolutely. Whatever is the
20 commissioners' preference.

21 BERT RAMOS: One thing that does come into account is with
22 not knowing what we're doing with these lift stations. If you
23 come in time and material, it could also come in over too.

24 COMMISSIONER WAITS: But this is the max. Right?

25 MARTY UGALDE: This is the max.

26 COMMISSIONER WAITS: This is --

27 MARTY UGALDE: This is --

28 COMMISSIONER WAITS: -- the max.

29 MARTY UGALDE: -- not to exceed.

30 COMMISSIONER WAITS: So it's not going to cost us more.

31 BERT RAMOS: Oh, well in that case. Yeah. That makes
32 sense.

33 You aren't changing the not to exceed then?

34 MARTY UGALDE: No.

35 BERT RAMOS: Okay. Most time and materials they usually
36 change the not to exceed. Because it goes to time and material
37 as opposed to not to exceed.

38 COMMISSIONER WAITS: I understand that under another
39 contract. But this is -- this is a little bit different. This
40 is designing and -- and -- and project manager. And, I --

1 MARTY UGALDE: It is.
2 COMMISSIONER WAITS: -- mean, there's a lot involved.
3 It's -- it's a --
4 MARTY UGALDE: It is. Just like --
5 COMMISSIONER WAITS: You're our number one man here all the
6 way through. Right.
7 MARTY UGALDE: Yes.
8 COMMISSIONER WAITS: And I do. I'm looking at the cost.
9 I'm going, wow. If we had a county engineer that's just one
10 little part of that that we were paying him and didn't --
11 MARTY UGALDE: You're right. It is.
12 COMMISSIONER WAITS: So --
13 MARTY UGALDE: Again, just to clarify. It's consistent
14 with what's done in civil engineering projects that I'm aware
15 for the last --
16 COMMISSIONER WAITS: Okay.
17 MARTY UGALDE: -- I mean, for as long as I've been
18 involved. Ten percent for design, which is what we have. And
19 then five percent for -- we have a full-time inspector like we
20 did on this project, which I think is very beneficial to the
21 county. And that's -- so that's where that percentage is based
22 on.
23 COMMISSIONER WAITS: Well, I -- I read it over very
24 carefully several times. And I'm -- and I'm sure our DA has --
25 has looked at it too.
26 And -- and I think basically you've covered hopefully
27 everything that we need to cover. I thought it was -- was quite
28 clear. I'm only objecting to the cost.
29 MARTY UGALDE: I understand.
30 COMMISSIONER WAITS: And so --
31 MARTY UGALDE: I understand --
32 COMMISSIONER WAITS: -- where can we put the costs down for
33 the county? is what I'm asking. And if you think we can do it
34 with time and materials, then --
35 MARTY UGALDE: Sure.
36 COMMISSIONER WAITS: -- let's try it.
37 COMMISSIONER BAKKER: Ted, in the motion, do we need to
38 change that?
39 DISTRICT ATTORNEY HERRERA: You could.
40 You -- you don't need to.

1 You could -- you could make a motion to approve it and -- and
2 ask your executive director to make any changes as pursuant to
3 your discussions. I mean you can do it --

4 COMMISSIONER BAKKER: Okay.

5 DISTRICT ATTORNEY HERRERA: -- either way.

6 You have to put in the motion what your understanding is
7 of -- of -- you're going to proceed with minor changes. And if
8 you want to list the minor changes, you certainly may.

9 And that's probably --

10 COMMISSIONER BAKKER: I'll let Patsy do it.

11 DISTRICT ATTORNEY HERRERA: -- the most responsible --
12 that's probably the most responsible way.

13 COMMISSIONER WAITS: Okay.

14 I will make a motion that the county enter into the contract
15 with the engineering to engineer and put out to bid the upgrade of
16 three sewer lift station rehabilitations with the minor changes of
17 our discussion of time and material, not to exceed the cost of 200
18 and -- let me look at my -- 200 -- let's see -- I have a circle so
19 I'll back up here and pick up the circle -- 299,000 is the lump
20 sum.

21 COMMISSIONER BAKKER: Second.

22 CHAIRMAN STIENMETZ: Any public comment?

23 JOHN FULLER: John Fuller. Where will these lift stations
24 be located that are going to be linked up?

25 CHAIRMAN STIENMETZ: They're -- they're on their existing
26 locations; right? You're just rehabbing where they're at.

27 COMMISSIONER BAKKER: They're north of town.

28 CHAIRMAN STIENMETZ: North of town. Any more public
29 comment?

30 (No comment.)

31 CHAIRMAN STIENMETZ: All in favor?

32 COMMISSIONER BAKKER: Aye.

33 COMMISSIONER MILLS: Aye.

34 COMMISSIONER CLARK: Aye.

35 CHAIRMAN STIENMETZ AND COMMISSIONER WAITS: Aye.

36 BERT RAMOS: Thank you.

37 COMMISSIONER BAKKER: Thanks, Bert.

38 COMMISSIONER WAITS: So our executive --

39 COMMISSIONER BAKKER: Thanks, guys.

40 COMMISSIONER WAITS: -- director and Bert can finish up

1 the --

2 COMMISSIONER MILLS: Right.

3 COMMISSIONER WAITS: -- information on that.

4 COMMISSIONER CLARK: All the way to Number 6.

5 COMMISSIONER BAKKER: Well, --

6 COMMISSIONER MILLS: We get to skip --

7 COMMISSIONER BAKKER: -- we have three others ones. Yeah.

8 UNIDENTIFIED PARTICIPANT: Mine's --

9 PAULA TOMERA: I did not make --

10 COMMISSIONER MILLS: Start catching up --

11 COMMISSIONER WAITS: -- a motion --

12 COMMISSIONER MILLS: -- in a minute.

13 COMMISSIONER WAITS: -- that we authorize the chair to
14 sign.

15 Is that something he has to sign?

16 DISTRICT ATTORNEY HERRERA: No. Not --

17 COMMISSIONER WAITS: Okay. We're okay?

18 DISTRICT ATTORNEY HERRERA: Yes.

19 COMMISSIONER WAITS: Thank you.

20
21
22 **CIVIC CENTER**

- 23
24 6) **Discussion for possible action in support of closing Highway**
25 **305 at various times in the morning and afternoon from**
26 **September 14 through September 19, 2015, for the World**
27 **Human-Powered Speed Challenge (WHPSC) and for the chairman to**
28 **sign the NDOT permit application, and other matters properly**
29 **related thereto.**
30

31 CHAIRMAN STIENMETZ: We'll go to Item 6. Discussion for
32 possible action in support of closing Highway 305 at various
33 times in the morning and afternoon, September 14th through
34 September 19th, 2015, for the World Human-Powered Speed
35 Challenge, WHPSC, and for the chairman to sign NDOT permit
36 application for their pleasure, and other matters properly
37 related thereto.

38 PAULA TOMERA: Hi. Paula Tomera with Lander County
39 Convention and Tourism.

40 COMMISSIONER BAKKER: Good morning.

1 PAULA TOMERA: Good morning.
2 We have been doing this -- this is the 16th Annual World
3 Human-Powered Speed Challenge. And we're asking that you sign
4 the permit. I believe all the other entities have already
5 signed them.
6 They have the road closures in the morning from 7:00 to
7 10:00 a.m. and in the evening from 6:00 to 7:00 p.m. out on
8 Highway 305.
9 They close them down, I believe, for 20-minute intervals,
10 let them race, open them up, let the traffic go through. And we
11 do that from the 14th until the, I believe, that Saturday, which
12 is the six -- 17th.
13 CHAIRMAN STIENMETZ: It says 19th.
14 PAULA TOMERA: Nineteenth. Okay, so 19th.
15 COMMISSIONER BAKKER: Okay.
16 PAULA TOMERA: Did you have the backup and history on it?
17 Or -- because I know some are new and --
18 COMMISSIONER CLARK: We still hold the world record here?
19 PAULA TOMERA: We -- the last world record was actually in
20 2012. We had the Australians came in at 71.9. And then in
21 2013, was the closest one since -- Team Delft from Netherlands
22 set it at 83.13 miles per hour.
23 So -- and we have a girl from Lander County that -- she
24 grew up here and then moved to Winnemucca. And we've --
25 Convention and Tourism actually helped sponsor a bike for her.
26 So she's going to be the -- the only US partici- -- women's
27 participant in this event. So we're hoping that she's going to
28 get a world record for us.
29 And we -- I talked to Al and Alice Krause. They're the
30 event coordinators since the beginning of it. And they estimate
31 that it brings in around \$500,000 to our community during this
32 week that they come in with hotels, food, everything included.
33 So it's an important event. And -- and I hope you guys will
34 support it.
35 COMMISSIONER BAKKER: Any questions?
36 COMMISSIONER CLARK: No. I have no questions.
37 COMMISSIONER BAKKER: I make a motion to approve or --
38 yeah, to approve the support of closing Highway 305 at various
39 times in the morning and afternoon from September 14th through
40 September 19th, 2015, for the World Human-Powered Speed

1 Challenge and for the chairman to sign the NDOT permit
2 application.

3 COMMISSIONER WAITS: I'll second that motion.

4 CHAIRMAN STIENMETZ: Any public comment?

5 (No comment.)

6 CHAIRMAN STIENMETZ: All in favor?

7 COMMISSIONER BAKKER: Aye.

8 COMMISSIONER MILLS: Aye.

9 COMMISSIONER CLARK: Aye.

10 COMMISSIONER WAITS: Aye.

11 CHAIRMAN STIENMETZ: Aye.

12 PAULA TOMERA: And sign two copies so I can take one and
13 mail it to NDOT.

14
15 **7) Discussion for possible action to approve closure of Weaver**
16 **Street and Altenberg Street September 18, 2015 from 11:00**
17 **a.m. to 4:00 p.m. for the World Human-Powered Speed Challenge**
18 **Drag Races, and other matters properly related thereto.**
19

20 CHAIRMAN STIENMETZ: Let's go to Number 7. Discussion for
21 possible action to approve closure of Weaver Street and
22 Altenberg Street September 18th from 11:00 a.m. to 4:00 p.m. for
23 the World Human-Powered Speed Challenge Drag Races, and other
24 matters properly related thereto.

25 PAULA TOMERA: For the last two years, they've been
26 shutting down Weaver Street right by the duck ponds all -- all
27 the way down to the end of the block to Mary S. Black.

28 And this year, we're hoping to expand that event. They
29 just -- instead of using the bikes that they use on -- on the
30 305, they have regular bicycles. And they invite the kids to
31 come out and race with the -- with the professionals and --

32 COMMISSIONER CLARK: Oh, that's cool.

33 PAULA TOMERA: -- that. But we've expanded it to get a
34 survey on that road. And the event coordinators have bought the
35 wind machine and everything. So that now on that ar- -- stretch
36 of road, we can now get world records. And so that'll be a
37 whole other division, hopefully, that's coming into Lander
38 County for the future.

39 And so we would like to close the road again this year from
40 11:00 to 4:00. The event is only going from 12:00 to 2:00, but

1 I need to get that blocked off so there's no cars or anything
2 there.

3 But the event coordinators were pretty certain that now the
4 people who wouldn't be eligible maybe to race on 305 would come
5 to participate in this short track with their bicycles.

6 And I think we had something like 25 participants last
7 year. And we're hoping to have at least that or more. And with
8 the addition of the world record potential, hopefully we'll have
9 quite a bit more in the future.

10 COMMISSIONER BAKKER: Good deal. Any questions?

11 COMMISSIONER WAITS: Sounds good.

12 COMMISSIONER BAKKER: I'll make a motion to approve the
13 closure of Weaver Street and Altenberg Street September 18th,
14 2015, from 11:00 a.m. to 4:00 p.m. for the World Human-powered
15 Speed Challenge Drag Races.

16 COMMISSIONER CLARK: I'll second it.

17 CHAIRMAN STIENMETZ: Any public comment?

18 (No comment.)

19 COMMISSIONER CLARK: I just have a question. How far are
20 they going to race in this drag race?

21 PAULA TOMERA: It's two blocks.

22 COMMISSIONER CLARK: Two blocks?

23 PAULA TOMERA: Uh-huh.

24 COMMISSIONER CLARK: That far, huh?

25 PAULA TOMERA: Uh-huh. Yeah. It's -- well, they had a
26 set -- they'll -- the whole thing is, like, two blocks, but it's
27 only -- I mean, they have different meters --

28 COMMISSIONER CLARK: Okay.

29 PAULA TOMERA: -- that they're running. But, yeah, it's --
30 they had it in front of the courthouse at one point. And the
31 traffic is just a big issue so they're --

32 COMMISSIONER CLARK: And they have bicycles set up to do
33 this, huh?

34 PAULA TOMERA: Uh-huh. Yep.

35 COMMISSIONER CLARK: I was just in a bicycle shop yesterday
36 in Elko.

37 PAULA TOMERA: Yeah. Yeah.

38 CHAIRMAN STIENMETZ: All right.

39 All in favor?

40 COMMISSIONER BAKKER: Aye.

1 COMMISSIONER CLARK: Aye.
2 COMMISSIONER MILLS: Aye.
3 COMMISSIONER WAITS: Aye.
4 CHAIRMAN STIENMETZ: Aye.
5 PAULA TOMERA: Thank you.
6 COMMISSIONER BAKKER: Thank you.
7 COMMISSIONER MILLS: Thank you.
8 COMMISSIONER WAITS: Thank you, Paula.

9
10
11 **COMMISSIONERS**

12
13 11) **Discussion for possible action to approve a contract with**
14 **Synergy Resource Solutions for a Natural Resource Consultant,**
15 **and other matters properly related thereto.**
16

17 CHAIRMAN STIENMETZ: Go to Number 11. Discussion for
18 possible action to approve the contract with Synergy Resource
19 Solutions for natural resource consultants, and other matters
20 properly related thereto.

21 COMMISSIONER BAKKER: Morning, guys.

22 CHAIRMAN STIENMETZ: Morning.

23 MARTIN PARIS: Morning.

24 JACK ALEXANDER: I'm Jack Alexander.

25 MARTIN PARIS: Martin Paris.

26 JACK ALEXANDER: So we're giving you a proposal. We've
27 been working with -- with several of you and in providing
28 information as we've gone through the settlement hearings on the
29 Argenta Allotment, on Battle Mountain Complex, and the numerous
30 other issues primarily related to the BLM issues that have gone
31 on in this county and in Eureka County, for I guess about two
32 years.

33 Some of you all have been coming to us asking questions.
34 We understand that you had been looking at hiring a position to
35 do this. And what we'd like to offer is that we can provide
36 those same services to you on a contract basis to provide you
37 better service and then make your life easier in doing that and
38 make it more flexible to fit your budget and your needs.

39 Primarily, one of the things that we can offer is that we
40 have a broad expanse of expertise and we can do that. And when

1 things like the Diamond Valley Water thing and you need a bunch
2 of information in a hurry, we can provide that in a hurry. And
3 when you don't need anything, then you don't have anything you
4 have to pay for.

5 So we've been working in Lander County. I used to do this
6 same service for the N-6 Grazing Board when I worked for
7 Resource Concepts, and we did a very similar thing. We read all
8 the documents that came out of the BLM and provided a summary
9 each month to the board so that they didn't have to read the
10 four or five million pages that seem to come out of each of
11 these agency offices.

12 We also have -- we work in DC, in the state, and throughout
13 the West doing similar things.

14 We have provided this same service for Eureka County in the
15 interim before they hired Jake Tibbitts after Jon left. We
16 worked with John and in the interim we provided this service
17 until they hired Jake.

18 The obvious question to that is: Should you just hire
19 Jake? If you can find another Jake Tibbitts, please find two.
20 I'll hire the first one and you can hire the second one because
21 he's an irreplaceable resource that they have.

22 And we'd like to think that we can provide just as good a
23 service as Jake's doing in a way that's more flexible and fits
24 Lander County a little better for your needs.

25 COMMISSIONER WAITS: Well, I certainly read through all of
26 your information, Mr. Alexander. And I do have a couple
27 questions.

28 Number one, when they talk about your team, do you actually
29 employ these people or you just bring them on as consultants when
30 you need them?

31 JACK ALEXANDER: So there's eleven of us that are employees
32 of Synergy, and Martin Paris is one.

33 And one of the things, Martin is a local resident and works
34 from Lander County from his ranch at Cottonwood in Emerald
35 Valley. And then on that team, the soil scientists and
36 lobbyists are subcontractors.

37 COMMISSIONER WAITS: But they are employed by you?

38 JACK ALEXANDER: Yes.

39 So eleven of the people are employed by us and then two are
40 subcontractors. The certified --

1 COMMISSIONER WAITS: Okay.
2 JACK ALEXANDER: -- soil scientist is a subcontractor.
3 COMMISSIONER WAITS: Okay.
4 JACK ALEXANDER: And we've worked with him for ten years.
5 COMMISSIONER WAITS: Okay. And where is your main office
6 in Nevada, then?
7 JACK ALEXANDER: So our main office is in Bozeman, Montana.
8 We were out of Reno for 12 years. And now, we just have -- so
9 -- that's -- it's not an easy question. We do -- our biggest
10 projects in Nevada are working for USDA collecting the baseline
11 data for the soil survey and the vegetation survey. So we
12 work -- we move -- we work in all the counties. So we move
13 every day, week, month as we finish that up. So we don't have a
14 permanent office in Nevada --
15 COMMISSIONER WAITS: Okay.
16 JACK ALEXANDER: -- because those projects move --
17 COMMISSIONER WAITS: Okay.
18 JACK ALEXANDER: -- all the time.
19 COMMISSIONER WAITS: Okay. I see. Thank you. I didn't
20 mean to put you on the spot.
21 JACK ALEXANDER: Right.
22 COMMISSIONER WAITS: I was trying to get an idea.
23 There is no question that what you do with your -- your
24 information collecting and your erosion and range, you know,
25 specifications. It is very impressive. And I can see where our
26 ranchers have used you occasionally to do that type of thing.
27 This isn't at all what I contemplated us hiring though when
28 we were looking for someone that's going to handle Lander County
29 information about our public lands and resources.
30 Like you said, if we could get another Jake Tibbitts, it
31 would be perfect. But I don't -- I mean, I don't need to collect
32 the data because I don't think Lander County has to know whether
33 the ranchers are right or BLM was right. And I'm working with two
34 range specialists. We don't need our own. So I think you're
35 overqualified in what I'm looking for.
36 I want somebody who can attend the public lands meeting,
37 who can help us to write -- write the letters that need to go
38 with our information. I want someone to attend our local
39 meetings to keep us abreast. And I know we're considering a
40 group. But I can't see, you know, where all your information,

1 you know, your litigation support and all that kind of stuff
2 that you have is going to -- going to work out. So --

3 JACK ALEXANDER: Well, I can answer that question.

4 So we do provide exactly those services that you're asking,
5 for various groups. And as far as the local presence, is Martin
6 lives in Lander County and has his whole life. And when this
7 position came available, whe- -- Martin worked from -- from the
8 Cottonwood Ranch all the time. So he's here all the time.

9 COMMISSIONER WAITS: Okay. So -- so then maybe Martin
10 should be applying for the position instead of Synergy?

11 JACK ALEXANDER: Well, if you were going to steal him away
12 from me, then, yeah, that's true. And I would work very hard to
13 make sure that didn't happen.

14 He's an excellent employee. And we worked with Martin
15 providing exactly the same services. When Martin was doing his
16 internship in DC, we were one of the groups that worked most
17 closely with what he was doing. And that's when we brought him
18 in. This was all a long-term plan for me to steal him away from
19 DC, because he didn't like living in DC, likes to live --

20 COMMISSIONER WAITS: Now somewhere in here too it said you
21 were going to have someone else that we would be working with.
22 And that was Mr. Eisenberg, who've recently we've contracted
23 with --

24 JACK ALEXANDER: Right.

25 COMMISSIONER WAITS: -- who's doing our lobbying now --

26 JACK ALEXANDER: Right.

27 COMMISSIONER WAITS: -- in Washington. But now it's Martin
28 instead of Mr. Eisenberg or both of them or --

29 JACK ALEXANDER: So it would be both of them. You've hired
30 Mr. Eisenberg to handle a very specific project related to the
31 levee and flood insurance.

32 Mr. Eisenberg and I have been working together since about
33 2000 when the first sage grouse issue came while he -- we worked
34 for Mr. Eisenberg when he was at Public Land Council, at TNC --
35 for those two.

36 And then since two thousand -- 2010, he's been on his own,
37 providing services to counties, other organizations,
38 independently. And so he's -- we've been a part of the -- he
39 has a company. We have a company. We often team on this.
40 Because very rarely do we need someone in DC. We don't want a

1 full-time lobbyist. And I'm guessing that Lander County doesn't
2 need a full-time DC lobbyist, but when you do, it's very good --
3 tends to -- you need a lobbyist who can answer a question for
4 you in the next 15 or 20 minutes because something's going on.
5 Or you need some feedback.

6 And where we've used Jeff on these, typically it's been to
7 answer a few questions a month. If you had questions and you
8 wanted an update of what's going on at CEQ and the White House
9 staff with the sage grouse as it applies to Lander County, we
10 have somebody that we can call who works with them on a
11 day-to-day basis. And we can have that answer for you. And
12 here's what it is. We can report that back to you.

13 I don't foresee the DC presence being a big part of what
14 you do. But I think it's important --

15 COMMISSIONER WAITS: Okay.

16 JACK ALEXANDER: -- thing that for an update each month.
17 Because a lot of things that do impact us in Lander County and
18 those of us who work with public lands come directly out of DC
19 and out of the administrative staff of the BLM office and Forest
20 Service office, Corps of Engineers. And we can provide that
21 information in a summary and a manner that you can easily
22 digest. Because you already have plenty of e-mails, plenty of
23 updates, plenty of public service, the PLC newsletter, the USCA
24 newsletter, the water rights newsletter, all of those. What
25 we're saying is we can distill that down --

26 COMMISSIONER WAITS: Okay.

27 JACK ALEXANDER: -- so you have someone local. And then
28 the other part is that you can call a 775 number that is within
29 60 miles of here and say, Martin, what's going on? Martin, go
30 to the Winnemucca meeting and find out, call Jake and see what
31 Eureka County's going to do, see what they're going to do on
32 this BLM issue, and do we want to have the same thing?

33 COMMISSIONER WAITS: Uh-huh.

34 JACK ALEXANDER: I foresee Jake and Martin working closely
35 together so that these two counties have a united front as
36 they're dealing with these BLM issues, as this water rights
37 issue. The Diamond Valley issue is a classic example of that.
38 You guys are both impacted by that. And most likely we're going
39 to have similar interests and want to be doing the same thing on
40 the state and national level on that. And to be able to have

1 the same time of someone working closely with that. And we work
2 closely with Jake on a lot of issues. In fact, some of the
3 producers there, we just worked -- Eureka County just submitted
4 a letter to the state office. And then we get on behalf of some
5 of the Eureka County ranchers on --

6 COMMISSIONER WAITS: Okay.

7 JACK ALEXANDER: -- not that issue, but a very similar one
8 related to that and then provide you an opportunity to do the
9 same thing.

10 COMMISSIONER WAITS: My first comment was because in your
11 information you said, in order to better serve Lander County for
12 this project we will team with Jeff Eisenberg of Rockspring
13 Resource Solutions. That --

14 JACK ALEXANDER: Right.

15 COMMISSIONER WAITS: -- that's what initiated my question.
16 And then you said, Martin.

17 As far as the other, Jake does coordinate with all of the
18 counties.

19 JACK ALEXANDER: Okay.

20 COMMISSIONER WAITS: We have his letters. We use his
21 information. He's on all the different committees that we sit
22 on. And he's always been very, very generous.

23 So I don't know whether we need you as an interim if we can
24 go directly.

25 I just -- I can't -- I can't see the whole team prospect at
26 this point for where we are and the money we're going to spend.
27 That's all.

28 DISTRICT ATTORNEY HERRERA: Commissioner.

29 COMMISSIONER CLARK: I see the process. And this is
30 exactly what I had envisioned when I brought this forward from
31 the -- to the commissioners from the public land board. We need
32 somebody to make sense of all the nonsense that we get every
33 month so that we can be informed and that's what I see you guys
34 doing.

35 KEITH WESTENGARD: This -- this seemed to be the best fit,
36 is to --

37 COMMISSIONER CLARK: Absolutely.

38 KEITH WESTENGARD: -- hire a company that we need and
39 use as -- for lack of a better term -- on call, rather than have
40 a full-time person that we're paying every day, every week,

1 every month, every payday. We call them when we need them.
2 They answer our questions. And we pay them. We don't have to
3 worry about a salary -- another salaried employee, benefits, and
4 so forth.

5 We call them. Local. We can drive down and meet face to
6 face. Or they can drive -- he can drive up here to meet face to
7 face. And it just seemed a better fix rather than to put
8 another full-time employee on the county payroll.

9 DISTRICT ATTORNEY HERRERA: I -- I have a question. Ted
10 Herrera, district attorney.

11 If -- if the county commissioners agree to enter into a
12 contract with you so you would be the natural resource consultant
13 for Lander County, that by, in, and of itself, would not cost the
14 county any money; correct?

15 JACK ALEXANDER: Correct.

16 DISTRICT ATTORNEY HERRERA: Only when they call you as a
17 consultant and say, I'd like this done, then you would do it and
18 bill the county.

19 JACK ALEXANDER: Yeah.

20 DISTRICT ATTORNEY HERRERA: So you would just be the county
21 consultant. And again, it would not cost the county a dime --

22 JACK ALEXANDER: Right.

23 DISTRICT ATTORNEY HERRERA: -- until you ask for -- to --
24 they ask -- until they ask you to perform a certain project?

25 JACK ALEXANDER: Exactly.

26 DISTRICT ATTORNEY HERRERA: And before you do that, you
27 would tell them what your billing hours are and everything.

28 JACK ALEXANDER: Right.

29 COMMISSIONER MILLS: So I have a question. Who -- who is
30 it that is going to be making that phone call? Is it Keith? Or
31 is it going to be PLUAC? Or is it going to be -- who -- who's
32 going to be --

33 COMMISSIONER WAITS: Any one of us?

34 COMMISSIONER MILLS: -- allowed to make those --

35 COMMISSIONER WAITS: Uh-huh.

36 COMMISSIONER MILLS: -- phone calls --

37 KEITH WESTENGARD: I -- my --

38 COMMISSIONER MILLS: -- to receive information from --

39 KEITH WESTENGARD: My thought on that is you could e-mail
40 me and bring me questions so that we don't have a barrage of

1 phone calls going to the consultant, three or -- two or three
2 different, four different people. You could get with me. I
3 could get your questions, concerns, and then I could make one
4 phone call and have it out to them.

5 If the case -- if there was a case where you needed more
6 in-depth answers, we could have them come to the commission
7 meeting. They could --

8 CHAIRMAN STIENMETZ: Uh-huh.

9 KEITH WESTENGARD: -- sit before you and answer your
10 questions in depth.

11 COMMISSIONER MILLS: Is the public lands committee going to
12 be able to make those phone calls?

13 DISTRICT ATTORNEY HERRERA: I would suggest that it would
14 take the authority of this body here to initiate -- to have
15 someone initiate that contact and incur any -- any billing.

16 COMMISSIONER MILLS: Okay.

17 DISTRICT ATTORNEY HERRERA: That's what I would suggest.

18 FRANK WHITMAN: Austin here.

19 COMMISSIONER CLARK: Hello, --

20 CHAIRMAN STIENMETZ: Go ahead.

21 COMMISSIONER CLARK: -- Frank.

22 FRANK WHITMAN: Frank Whitman, public lands.

23 Yeah, that's a really good question. Who would -- who
24 would have authorization to instigate a particular question.

25 I also think a lot of stuff that Jake does is often has a
26 time line with a BLM deadline or response that -- I don't know how
27 this would work without the PLUAC being able to contact directly.
28 But yet, at the same time as a commissioner, I'd be very nervous
29 about giving the PLUAC a blank check, so to speak. You know,
30 there are many times we have a conflict in information from the
31 Forest Service, say, Ken Brown, with the Western County Alliance,
32 or even the BLM. And, you know, it often takes a, you know, on
33 our own, several phone calls or Internet research, et cetera, et
34 cetera, just to try to get some clear idea of what is going on.

35 And like I say, the one phone call is -- it certainly sounds
36 like it would be convenient. But, boy, we're wide open here. I
37 also have a question about how does your outfit work with
38 Hutchings and Tibbitts and in conjunction with the Eureka County
39 Natural Resource Commission.

40 Thank you.

1 JACK ALEXANDER: So your last question will answer -- well,
2 I can provide a suggestion for your question by answering his
3 last question.

4 What we did was when Hutchings was there, he would provide a
5 list of topics to the county commission and say, this is where I
6 need extra help to get this done. We would provide an estimate of
7 how much that would be. The county commission would appl- --
8 approve up to a certain amount. And then we would report on those
9 issues directly to their ENRAC, which I believe is very similar to
10 your -- is it PLUAC? And so -- and then we would provide a
11 monthly report with our invoice that would go to the county
12 commissioners. But we would directly, in the day-to-day phone
13 calls, deal with Jon or with Jake of how do we get things done and
14 provide them the information that the committee needed to provide
15 back to you.

16 And so it provided a stepping-stone to answer the two
17 questions. In order to address the two-day and four-day response
18 times that BLM has been giving recently, they have the authority
19 to authorize us up to a certain amount each month to deal with
20 that. If they wanted more than that, they had to go to the county
21 commission meeting. And if it was something big, occasionally
22 we'd have a special meeting and get it dealt with.

23 I believe there was a couple of very short-term things that
24 were big issues that affected closures of all the allotments in
25 the county -- threats. And we reacted to that, got something
26 done in a week. And that was well in excess of our usual
27 thousand dollars or whatever we did a month.

28 And that provided kind of the best of both worlds of this.
29 You guys have control. The county commissioner has control of
30 what the maximum budget can be per month.

31 But at the same time, you don't have to approve each time
32 Battle Mountain BLM sends out a letter, whether Martin's going
33 to review it and provide you with a one-paragraph summary of the
34 document. And your PLUAC gets that summary, and they can call
35 directly each month. They can call us directly up and to the
36 amount that you've authorized.

37 What we found in doing this is it tends to be really busy.
38 And then all you need is your summary. And then really busy..

39 And that's why in -- Keith's answer is, you either need
40 five people or none, is basically where it is. And that's why

1 we provided this service to Eureka County and to others.
2 COMMISSIONER CLARK: Not just that. I got a phone call
3 last night from one of the ranchers that represented the
4 ranchers on this issue. And they encouraged me to push this
5 forward.
6 DISTRICT ATTORNEY HERRERA: I guess it's all in the -- in
7 the procedure you use.
8 Just as outlined, you can keep your -- there's potential. If
9 different sources are calling for information that it will impose
10 a financial burden on the county to have two or three different --
11 CHAIRMAN STIENMETZ: Uh-huh.
12 DISTRICT ATTORNEY HERRERA: -- people calling. You want to
13 make sure that doesn't happen.
14 COMMISSIONER CLARK: Right.
15 DISTRICT ATTORNEY HERRERA: You want a control over the
16 budget. You want a control over how much it costs. So you want
17 some type of control over who gets the call and incur the money.
18 Because until they call -- until they call and say, we want
19 this done, it's my understanding they're not going to bill the
20 county.
21 So just because the BLM sends a letter out, they're not going
22 to answer it and -- and give a copy to you and say -- and then
23 bill the county for a thousand dollars unless you approve that and
24 wanted that; correct?
25 JACK ALEXANDER: Correct.
26 COMMISSIONER BAKKER: Can we give Keith the authority?
27 Can't they call Keith, like PLUAC or whatever, and then he'd
28 call --
29 CHAIRMAN STIENMETZ: Yes.
30 COMMISSIONER BAKKER: -- Synergy?
31 DISTRICT ATTORNEY HERRERA: Well, if that's how you want to
32 set it up, but I'm just suggesting you make sure that you keep a
33 thumb on -- on the finances here.
34 COMMISSIONER BAKKER: Not to -- I think a thousand dollar
35 allowance a month?
36 DISTRICT ATTORNEY HERRERA: If that's what you want to do
37 it. That's what I'm saying. It's -- you may want to do it --
38 COMMISSIONER BAKKER: I don't foresee us using that much.
39 FRANK WHITMAN: Austin here again, please.
40 COMMISSIONER BAKKER: Go ahead, Frank.

1 FRANK WHITMAN: One thing that Jake does that really helps
2 Eureka County and their NRAC board is he's proactive on -- on
3 several things. That is he's always got his radar up. And he
4 sees stuff before having to be asked to respond to it. And I
5 don't know how you could -- I mean, I think that's one of the
6 things we're looking for is somebody who -- who can watch all
7 the bases for us, to let both the PLUAC and the commissioners
8 know as it happens instead of us always reacting and then having
9 this outfit to -- to respond.

10 I'm sure this outfit can give us all the information we want.
11 No doubt about that.

12 But again, it's the structure of how we set something like
13 this up. Thank you.

14 DISTRICT ATTORNEY HERRERA: I agree.

15 COMMISSIONER CLARK: Frank?

16 FRANK WHITMAN: Yes, sir.

17 COMMISSIONER CLARK: Frank, this is Art.

18 FRANK WHITMAN: Yeah.

19 COMMISSIONER CLARK: Wouldn't you agree that we need
20 someone to take all that information that -- that we get on the
21 public lands and make sense of it for Lander County?

22 FRANK WHITMAN: Oh, yeah. That would be great to have
23 somebody, especially who could understand the -- oh, you know,
24 the laws here in Nevada, the state laws, as well as federal
25 laws. But also, have some sense of trend. I mean, you know,
26 your --

27 COMMISSIONER CLARK: Right.

28 FRANK WHITMAN: -- this is what I really like about Jake is
29 he does have an open door policy and you can stop in any time
30 and just kind of run an idea by him or something. And often
31 he'll give a -- it's not so much an actual question, it's the
32 strategy of, you know, if BLM does have this resource management
33 plan coming up, you know, we are going to be looking at such,
34 you know, things like RS 2477 roads. Where are we going to go
35 with that with the BLM. It goes -- it's -- it's -- it is
36 endless.

37 And just simply asking this outfit, well, advise us on a
38 question, is not always the same as being able to say, this is
39 coming down the pike. And you gentlemen need to, you know, know
40 ahead of time. And we can give you a portfolio of what's needed

1 to respond to.

2 But I -- I'm -- I just don't -- I don't envision how this
3 is going to -- how this is going to work smoothly. And
4 that's -- that's -- not that this outfit can't give us the
5 information. I know they can do that. But how to make that
6 dovetail into a smooth operation for the county and -- and the
7 public lands board.

8 Thank you.

9 COMMISSIONER BAKKER: I would assume if you guys saw
10 something coming up, you would contact us or Keith and say, hey,
11 this is something that could affect your county. We need to do
12 this work on it. This is how much it's going to cost.

13 JACK ALEXANDER: Right.

14 CHAIRMAN STIENMETZ: Yeah.

15 JACK ALEXANDER: So we're watching these issues for
16 numerous entities. We work for a dozen ranches in Nevada,
17 ranches in several other states, several agencies.

18 We're -- we're doing that -- in fact, we talk to Jake all
19 the time because we're -- the same thing. We're watching these
20 issues and how -- what are you-all going to do in your county?

21 What's going on in -- what is the Montana stock growers
22 doing?

23 I'm on the public land -- I'm the public land representative
24 for US Cattlemen. So we're on those calls. We're on that all the
25 time. One of the first things I would suggest that we do is to
26 talk to -- is meet with your public land council, meet with Keith,
27 find out what it is you want, and we'll present to you, here's a
28 three-month work plan of things we can do.

29 And I think that we can provide updates to you that are
30 valuable enough to bring them and you're going to say, make sure
31 we have these updates once a month. Everybody we do that for --
32 no one ever says only give it to us two months a year. Once
33 they get them, they're like, wow, this saves me six hours a
34 month or six hours a week. Yeah, that's worth the money. And
35 then split over the whole county, you know. It becomes very --

36 I believe what we do is really cost effective. The people
37 we do it for, continue to do it, we have a lot of clients that
38 have been with us for 19 years, which is how long we've been in
39 business. And we do -- we provide this same service to some
40 large ranches and some other entities. They're doing the same

1 thing. We have these updates.

2 And this is exactly what Martin did when he was in DC. He
3 provided updates like this to two or three organizations. This
4 is a skill set that we have. And it's a skill set that Martin
5 has.

6 COMMISSIONER WAITS: Outside of the local ranchers and
7 such, do you work with any of the counties? Do you have any
8 contracts with other groups such as ours, local governments?

9 JACK ALEXANDER: We have an open -- we do work with Eureka
10 County still. And we have an on-call contract with them, which
11 seems to be just because they leave it open all time. When they
12 get in a hurry, we suddenly do something. Now that they have
13 Jake, obviously they need it a lot less.

14 But we work -- we also work for NRCS, BLM, as providing
15 services, primarily data collection in that. But we also do the
16 litigations for it. And this same thing, of the policy issues.
17 And we do work with policy issues.

18 COMMISSIONER BAKKER: You guys also handle water right
19 permits?

20 JACK ALEXANDER: So -- and that's a good question.

21 Because here's where -- this is my idea on water rights
22 issues. Mostly what you need on water rights stuff is education.
23 And that's what we're doing. If you need water right permits,
24 then you need a very specific person that deals with water right
25 permits that that's specific one. And of which there are a very
26 small list of people who are good at that in the West. And we do
27 work with those people. I mean, it's a real small group. And
28 that's who you need on the contentious issues.

29 Most of the issues you have on water rights are something
30 new happens and you guys get a call from every single water
31 rights owner in the county going, what does this change me? If
32 you can find out what the answer is from Carson City for the
33 first one, you can answer every single one of them with the same
34 -- you can have the index card in your pocket and go, here's
35 what that change meant. And that is what we're good at doing
36 is, what is this policy? And what's it going to mean? We can
37 call Carson City and go, what's that really going to mean to our
38 -- to the ranchers in Lander County? They answer it. And you
39 have the answer over and over and over again.

40 COMMISSIONER MILLS: Are you familiar with that Mike Young

1 from Australia who had this plan for Diamond Valley?
2 Are you fam- -- are you up on any of that --
3 JACK ALEXANDER: No, that was --
4 COMMISSIONER MILLS: -- travel --
5 JACK ALEXANDER: -- the first time I'd heard of that. So
6 this is a pay as you go and the price changes depending on what
7 the demand is?
8 DISTRICT ATTORNEY HERRERA: You would have a -- you
9 would -- you didn't submit a proposed contract on this?
10 JACK ALEXANDER: Correct. So -- and -- and part of that
11 was the timing is because of some of the issues that came up in
12 the last week. I -- I did this while traveling to come down
13 here and work on these issues with Battle Mountain.
14 DISTRICT ATTORNEY HERRERA: I understand. So I just wanted
15 to make sure the commissioners --
16 COMMISSIONER MILLS: Right.
17 DISTRICT ATTORNEY HERRERA: -- understand. This is a
18 proposal to -- the -- the first step would be to determine
19 whether or not they want to make you the Lander County's natural
20 resource consultant.
21 JACK ALEXANDER: Correct.
22 DISTRICT ATTORNEY HERRERA: The second step would be, then,
23 to enter into a contract or --
24 JACK ALEXANDER: Correct.
25 DISTRICT ATTORNEY HERRERA: So --
26 COMMISSIONER BAKKER: We can negotiate a contract.
27 DISTRICT ATTORNEY HERRERA: Yeah, so --
28 COMMISSIONER BAKKER: Yeah.
29 DISTRICT ATTORNEY HERRERA: -- if you agree to have them as
30 a consultant --
31 COMMISSIONER CLARK: Have the executive director --
32 DISTRICT ATTORNEY HERRERA: -- today, --
33 COMMISSIONER CLARK: -- and the DA --
34 DISTRICT ATTORNEY HERRERA: -- we still haven't entered
35 into a legal, --
36 COMMISSIONER CLARK: -- negotiate the --
37 DISTRICT ATTORNEY HERRERA: -- binding --
38 COMMISSIONER CLARK: -- contract, --
39 DISTRICT ATTORNEY HERRERA: -- contract. Just so you know.
40 COMMISSIONER CLARK: -- if you're going to make the motion.

1 COMMISSIONER MILLS: Right. So part of the problem is some
2 of -- some of the things we want -- or -- I don't know how to --
3 I don't know how to reconcile some of these things. Because we
4 want some of this proactive -- we have an employee of the county
5 that goes out and finds us stuff and gives us information. And
6 then we're also looking at doing this contract with the
7 consulting firm and how do we use the contract to kind of mesh
8 that and smooth that out as much as possible.

9 DISTRICT ATTORNEY HERRERA: Proactive means blank check up
10 to a certain amount.

11 COMMISSIONER MILLS: Right.

12 DISTRICT ATTORNEY HERRERA: Just so you need to understand
13 that.

14 COMMISSIONER MILLS: So it's the contract that's really
15 going to make this --

16 DISTRICT ATTORNEY HERRERA: Yes.

17 COMMISSIONER MILLS: -- that's all going to make this work.

18 DISTRICT ATTORNEY HERRERA: I would -- I would strongly
19 suggest you don't start the, oh, yeah, we want you to be
20 proactive and then -- and then incur the wrath of the other --

21 COMMISSIONER MILLS: That'll be --

22 DISTRICT ATTORNEY HERRERA: -- commissioners when the
23 invoices --

24 COMMISSIONER MILLS: Right.

25 DISTRICT ATTORNEY HERRERA: -- start coming in.

26 COMMISSIONER MILLS: I'm just trying to plan out -- to make
27 this work as smooth as possible, the contract is really going to
28 be an important part of this.

29 CHAIRMAN STIENMETZ: Right.

30 DISTRICT ATTORNEY HERRERA: Yes.

31 COMMISSIONER MILLS: I think the work you could provide to
32 the county is certainly there, certainly valuable, and certainly
33 needed in a lot of aspects. But to make this really work, the
34 contract is really what -- is what is going to make it work --

35 DISTRICT ATTORNEY HERRERA: Yes.

36 COMMISSIONER MILLS: -- in a way that's --

37 COMMISSIONER BAKKER: I'll make motion. I'll make a motion
38 to approve Synergy Resource Solutions be our natural resource
39 consultant for Lander County and the executive director and the
40 DA negotiate a contract that fits everyone.

1 COMMISSIONER CLARK: Second.
2 CHAIRMAN STIENMETZ: Any public comment?
3 COMMISSIONER WAITS: I -- I have a clarification. Does
4 that mean you're giving them authority to do it?
5 DISTRICT ATTORNEY HERRERA: No.
6 COMMISSIONER WAITS: Or is it still coming back to --
7 COMMISSIONER BAKKER: No, no, no.
8 COMMISSIONER CLARK: No, it's got to --
9 COMMISSIONER MILLS: It's still going --
10 COMMISSIONER CLARK: -- come back.
11 COMMISSIONER MILLS: -- to come back.
12 COMMISSIONER BAKKER: They're going to negotiate a
13 contract, just like --
14 CHAIRMAN STIENMETZ: (Indiscernible.)
15 COMMISSIONER BAKKER: -- I made the last motion.
16 COMMISSIONER CLARK: It's always got to be approved by --
17 COMMISSIONER BAKKER: Yeah.
18 COMMISSIONER CLARK: -- us.
19 DISTRICT ATTORNEY HERRERA: I do not want --
20 COMMISSIONER WAITS: I hope so, --
21 DISTRICT ATTORNEY HERRERA: -- the authority.
22 COMMISSIONER WAITS: -- but the way he said it, you know,
23 "and have them," I thought, I want to just clarify it.
24 COMMISSIONER CLARK: We have an abundance of faith.
25 COMMISSIONER BAKKER: Same authority I gave them for PC
26 Computing a minute or ago when I made the same motion.
27 COMMISSIONER CLARK: We have an abundance of faith in our
28 executive director and our DA.
29 CHAIRMAN STIENMETZ: All right. Any other public comment?
30 COMMISSIONER MILLS: Not anymore. Look at that. Oh.
31 COMMISSIONER BAKKER: That's not good.
32 COMMISSIONER CLARK: Aye.
33 COMMISSIONER BAKKER: Aye.
34 COMMISSIONER MILLS: Aye.
35 CHAIRMAN STIENMETZ: I didn't ask for approval.
36 COMMISSIONER MILLS: Oh.
37 COMMISSIONER BAKKER: Oh. He said aye.
38 CHAIRMAN STIENMETZ: Any public comment?
39 (No comment.)
40 CHAIRMAN STIENMETZ: All in --

1 COMMISSIONER MILLS: Oh, man.
2 CHAIRMAN STIENMETZ: -- favor?
3 COMMISSIONER BAKKER: Aye.
4 COMMISSIONER CLARK: Aye.
5 COMMISSIONER MILLS: Aye.
6 CHAIRMAN STIENMETZ: Aye.
7 COMMISSIONER CLARK: Come on, Patsy. Come on.
8 CHAIRMAN STIENMETZ: Those opposed?
9 COMMISSIONER WAITS: Nay. I think we're jumping the gun
10 just a little bit on this. I do -- I do know our need, but I
11 just didn't think it quite fit in the niche. But thank you,
12 gentlemen, for coming and our apologies for misspelling your
13 name on the agenda.
14 MARTIN PARIS: Thank you.
15 JACK ALEXANDER: That's all right.
16 COMMISSIONER BAKKER: Thank you, guys.
17 JACK ALEXANDER: Thank you for the opportunity. And I'm
18 confident that we can work this out to where you're going to be
19 happy with the way it is.
20 COMMISSIONER CLARK: Let's get a two-minute break, Steve.
21 CHAIRMAN STIENMETZ: All right. Let's have a couple minute
22 break.
23
24 (Break taken from 11:45 a.m. to 11:52 a.m.)
25
26 CHAIRMAN STIENMETZ: Meeting back to order.
27 JACK ALEXANDER: Thank you.
28 COMMISSIONER BAKKER: Jack, Martin, thank you guys.
29 MARTIN PARIS: Thank you.
30 JACK ALEXANDER: Thanks.
31 COMMISSIONER MILLS: See you.
32

33 **12) Discussion for possible action to approve/disapprove a**
34 **holiday commission meeting schedule for the month of November**
35 **and December 2015, and other matters properly related**
36 **thereto.**
37

38 CHAIRMAN STIENMETZ: All right. We're on Item 12.
39 Discussion for possible action to approve/disapprove a holiday
40 commission meeting schedule for the month of November and

1 December, and other matters properly related thereto.

2 KEITH WESTENGARD: I put this on the agenda to get our
3 holiday schedule worked out so that we could give the public
4 plenty of notice. Want you guys to decide how many holiday,
5 November/December meetings to have and when.

6 COMMISSIONER WAITS: The way it works out, actually,
7 running every couple of weeks, if we moved to the first and the
8 third in November and December both, we would still have a two
9 week between each one. It just happens to be our third week in
10 there. So that would work out.

11 And the other thing is, as our executive director has said,
12 how many? Because sometimes, in future years, they've decided
13 to just have one for the month of November or one for the month
14 of December. And then you can do it on any day that you want.
15 So it would be Nov- -- if you went the two, it would be
16 November 5th and 19th, the first and the third. And then
17 December 3rd and 17th.

18 So whatever is your pleasure.

19 COMMISSIONER CLARK: And if we were going to do one --

20 COMMISSIONER WAITS: You could stay on your --

21 COMMISSIONER CLARK: -- for November.

22 COMMISSIONER WAITS: -- second. Yeah, the second time.

23 KEITH WESTENGARD: Yeah, --

24 COMMISSIONER WAITS: Uh-huh.

25 KEITH WESTENGARD: -- the 12th.

26 COMMISSIONER WAITS: Just --

27 DISTRICT ATTORNEY HERRERA: The 12th.

28 COMMISSIONER WAITS: Yeah. And just --

29 KEITH WESTENGARD: One on the 12th and one on the --

30 COMMISSIONER MILLS: Tenth.

31 KEITH WESTENGARD: -- 10th of --

32 COMMISSIONER WAITS: Uh-huh.

33 KEITH WESTENGARD: -- December.

34 COMMISSIONER MILLS: Is there any way to tell in advance
35 how busy the schedule would be?

36 DISTRICT ATTORNEY HERRERA: That's why they call it a
37 special meeting.

38 KEITH WESTENGARD: If it weren't an -- an urgent matter, we
39 would --

40 DISTRICT ATTORNEY HERRERA: A special meeting, you only

1 need three days.

2 COMMISSIONER BAKKER: We can always block off these dates
3 and when it gets closer see what way we really need to go.

4 DISTRICT ATTORNEY HERRERA: You can -- you can always
5 designate one day for each one of those months at this point in
6 time. And closer -- closer you get, you may designate another
7 date.

8 CHAIRMAN STIENMETZ: I know a lot of times we always
9 have -- we'll wind up having one the last week of the month or
10 the year where just because of bills and all that stuff that has
11 to be approved.

12 So, you know, we could have one in November. And then in
13 December, we could have one on the 10th and the 31st.

14 COMMISSIONER WAITS: The 31st is New Year's Eve, remember.

15 CHAIRMAN STIENMETZ: Oh. That don't make any difference to
16 me.

17 COMMISSIONER CLARK: Oh, yeah.

18 COMMISSIONER WAITS: It might to your staff.

19 JUDGE MAX BUNCH: It depends whether the holiday falls on a
20 Saturday or Sunday.

21 CHAIRMAN STIENMETZ: Yeah.

22 JUDGE MAX BUNCH: Then the 31st then would become your
23 holiday.

24 DISTRICT ATTORNEY HERRERA: Right.

25 CHAIRMAN STIENMETZ: It isn't --

26 COMMISSIONER MILLS: The 31st is a --

27 CHAIRMAN STIENMETZ: -- right now.

28 JUDGE MAX BUNCH: The 31st is --

29 COMMISSIONER MILLS: -- Thursday.

30 JUDGE MAX BUNCH: -- a Thursday.

31 CHAIRMAN STIENMETZ: Yeah, 31st is a Thursday.

32 COMMISSIONER MILLS: Because if we do a meeting --

33 CHAIRMAN STIENMETZ: The holiday --

34 COMMISSIONER MILLS: -- it's going to be a short meeting.

35 Are we working that day or is it just closed that day?

36 KEITH WESTENGARD: Which day? The 31st.

37 COMMISSIONER MILLS: The 31st of December.

38 KEITH WESTENGARD: No, we would -- we be open --

39 COMMISSIONER WAITS: We'd be open.

40 KEITH WESTENGARD: -- because Friday is the holiday. It's

1 --
2 COMMISSIONER MILLS: So we could still -- we could do that.
3 KEITH WESTENGARD: New Year's is on a Friday?
4 CHAIRMAN STIENMETZ: Yeah.
5 COMMISSIONER MILLS: It'd be a short meeting.
6 CHAIRMAN STIENMETZ: Yeah, we didn't have --
7 COMMISSIONER MILLS: Just do it in the morning and get it
8 done.
9 COMMISSIONER CLARK: Yeah, it has importance though, like
10 Steve says. And what'd you say on November?
11 COMMISSIONER BAKKER: I know I'm not going to be here on
12 the 31st so --
13 COMMISSIONER MILLS: You already know?
14 COMMISSIONER BAKKER: Yeah.
15 COMMISSIONER MILLS: You planned ahead.
16 COMMISSIONER BAKKER: Yeah.
17 COMMISSIONER MILLS: That's good.
18 COMMISSIONER BAKKER: But, I mean, you guys can do it
19 without me, if it comes down to it.
20 CHAIRMAN STIENMETZ: Well, we're just saying November have
21 one on the 12th, just one meeting in November.
22 COMMISSIONER CLARK: One meeting in November?
23 CHAIRMAN STIENMETZ: Yeah.
24 COMMISSIONER CLARK: How about the 18th? Or the 19th?
25 COMMISSIONER MILLS: Just do it the 12th.
26 COMMISSIONER CLARK: When?
27 COMMISSIONER WAITS: Leave it --
28 COMMISSIONER BAKKER: The 12th.
29 COMMISSIONER WAITS: -- the regular --
30 COMMISSIONER MILLS: The regular scheduled --
31 COMMISSIONER WAITS: -- scheduled day is what he's --
32 COMMISSIONER CLARK: Oh, okay.
33 COMMISSIONER WAITS: -- saying.
34 COMMISSIONER MILLS: We'll just skip the one on 26th, which
35 is Thanksgiving day.
36 COMMISSIONER CLARK: You going to be here, La Cucaracha?
37 COMMISSIONER BAKKER: Yeah, I'll be there --
38 COMMISSIONER CLARK: Okay.
39 COMMISSIONER BAKKER: -- the 12th.
40 JUDGE MAX BUNCH: Mr. Chairman, Max Bunch, for the record.

1 I do know that I am sitting as a consultant on a committee.
2 COMMISSIONER BAKKER: And we have some dates --
3 JUDGE MAX BUNCH: And we have --
4 COMMISSIONER BAKKER: -- for CORE.
5 JUDGE MAX BUNCH: -- the date planned for the guaranteed
6 maximum price of the rec center or for VWB to have that
7 information.
8 And for some reason it seemed like the 21st or 22nd that
9 those dates of December. Which ended up being like a Monday or
10 Tuesday or something like that.
11 CHAIRMAN STIENMETZ: Yep, 21st and 22nd, Monday and
12 Tuesday.
13 JUDGE MAX BUNCH: And that would be a very important
14 meeting to make -- or item that would set the pace for
15 everything that needs to fall into place to be able to start the
16 rec center.
17 COMMISSIONER BAKKER: And to get the cheapest price.
18 JUDGE MAX BUNCH: Yeah. Right.
19 COMMISSIONER MILLS: Because ground breaking on that is
20 February?
21 CHAIRMAN STIENMETZ: Well, --
22 JUDGE MAX BUNCH: Right. But --
23 CHAIRMAN STIENMETZ: -- let's do the 31st, let's --
24 JUDGE MAX BUNCH: -- but --
25 CHAIRMAN STIENMETZ: -- have a meeting --
26 JUDGE MAX BUNCH: -- but when they --
27 CHAIRMAN STIENMETZ: -- on the --
28 JUDGE MAX BUNCH: -- go out --
29 CHAIRMAN STIENMETZ: -- 23rd.
30 JUDGE MAX BUNCH: -- to bid, they have to -- we're trying
31 to get it done before the end of the year because they have
32 automatic --
33 CHAIRMAN STIENMETZ: I won't be here.
34 JUDGE MAX BUNCH: -- increases --
35 COMMISSIONER MILLS: Oh.
36 JUDGE MAX BUNCH: -- that go up in January and July.
37 COMMISSIONER MILLS: So does the commission have to make
38 approvals on those? Is that --
39 COMMISSIONER BAKKER: Yeah.
40 DISTRICT ATTORNEY HERRERA: Well, it'd be good time to have

1 a county commission meeting.

2 COMMISSIONER BAKKER: So we can do two in December.

3 KEITH WESTENGARD: Well, if we did -- if we did a regular
4 meeting on the 10th and then a special meeting -- so it'd be a
5 short one because of Christmas week, on the 23rd.

6 DISTRICT ATTORNEY HERRERA: Well, you couldn't -- you don't
7 have to --

8 COMMISSIONER BAKKER: Twenty-sixth.

9 CHAIRMAN STIENMETZ: I won't be here.

10 DISTRICT ATTORNEY HERRERA: You don't have --

11 COMMISSIONER BAKKER: How about the 22nd?

12 CHAIRMAN STIENMETZ: I'm going to be in Mexico that week.

13 COMMISSIONER MILLS: Mexico?

14 COMMISSIONER CLARK: That's a popular place.

15 CHAIRMAN STIENMETZ: Staying at my condo.

16 DISTRICT ATTORNEY HERRERA: The week of the 21st?

17 CHAIRMAN STIENMETZ: Yep.

18 COMMISSIONER WAITS: This is why we have it on the agenda
19 early --

20 DISTRICT ATTORNEY HERRERA: Yeah.

21 COMMISSIONER WAITS: -- so that we can plan.

22 COMMISSIONER BAKKER: Well, what about the 22nd? Are you
23 going to be here the 22nd, Steve?

24 CHAIRMAN STIENMETZ: No, I'm going to be gone from the 21st
25 to the 28th.

26 COMMISSIONER BAKKER: And we can do a -- we can do a
27 special meeting just for that on the 22nd.

28 CHAIRMAN STIENMETZ: Yeah.

29 DISTRICT ATTORNEY HERRERA: Yeah.

30 COMMISSIONER MILLS: Well, it's not a quorum, right?

31 COMMISSIONER BAKKER: Right.

32 CHAIRMAN STIENMETZ: Yeah.

33 DISTRICT ATTORNEY HERRERA: Well, you don't have to call it
34 a special meeting. You could just designate that as the second
35 meeting.

36 CHAIRMAN STIENMETZ: Second meeting.

37 COMMISSIONER BAKKER: Yeah.

38 JUDGE MAX BUNCH: And I think you'd have to go back and --
39 Judge Max Bunch, for the record -- and I think you'd have to go
40 back to that schedule that she had provided us -- that VWB had

1 provided us when they would be here certain commission meetings
2 and then what they were going to do at the end. Because I know
3 we have specifically planned it out from February, where we're
4 at, trying to make sure the county got the biggest bang for the
5 buck before the price increase came.

6 COMMISSIONER BAKKER: Right.

7 JUDGE MAX BUNCH: And there's lack of -- there's a lack of
8 people around the holidays at Christmas, --

9 COMMISSIONER WAITS: Why don't we just --

10 JUDGE MAX BUNCH: -- subcontractors.

11 COMMISSIONER WAITS: -- defer this to the next meeting,
12 then. We're still okay. And that gives us time to check out
13 the rest.

14 COMMISSIONER BAKKER: Well, do we really need approval on
15 the dates?

16 COMMISSIONER WAITS: Yeah.

17 COMMISSIONER BAKKER: Because you're going to send it out
18 for --

19 DISTRICT ATTORNEY HERRERA: If -- if you have one on the
20 10th, you can put most of the December stuff on the 10th. And
21 any loose stuff you can add to the 21st.

22 COMMISSIONER BAKKER: Because you're going to publicize the
23 meetings.

24 DISTRICT ATTORNEY HERRERA: Well, I understand that. But
25 that's why it's best to designate. I agree with Patsy that --
26 we need a date, certainly, and we need it fast.

27 COMMISSIONER WAITS: Well, for our staff too. I mean,
28 people like to make their plans and know what's --

29 DISTRICT ATTORNEY HERRERA: Right.

30 COMMISSIONER WAITS: -- happening. But I'm saying,
31 November's kind of for sure.

32 DISTRICT ATTORNEY HERRERA: Yeah. November --

33 COMMISSIONER WAITS: But we can look at all these other
34 things that are important and maybe just defer this until next--
35 next time.

36 DISTRICT ATTORNEY HERRERA: Even the 10th of December is
37 pretty safe.

38 COMMISSIONER BAKKER: Well, we need -- it's like the twe--
39 -- let me -- I'll find out the date, and we'll do this next --
40 at our next meeting.

1 COMMISSIONER WAITS: I'll make motion we defer this.

2 COMMISSIONER BAKKER: Second.

3 CHAIRMAN STIENMETZ: All in favor?

4 COMMISSIONER BAKKER: Aye.

5 COMMISSIONER MILLS: Aye.

6 CHAIRMAN STIENMETZ: Aye.

7 COMMISSIONER CLARK: Aye.

8 COMMISSIONER WAITS: Aye.

9
10 13) Discussion for possible action to approve/disapprove the job
11 description for the Finance/Assistant Executive Director
12 position, and other matters properly related thereto.
13

14 CHAIRMAN STIENMETZ: All right. Item 13 is to be tabled,
15 deferred until next. Do I need to read it in?

16 DISTRICT ATTORNEY HERRERA: You don't -- you don't need to.
17 If you, legally, if you're going to table it.

18 CHAIRMAN STIENMETZ: Yeah.

19 We want that tabled.

20
21 14) Discussion regrading the Mud Meadows Redux in Humboldt
22 County, and other matters properly related thereto.
23

24 CHAIRMAN STIENMETZ: Number 14. Discussion regarding the
25 Mud Meadows Redux in Humboldt County, and other matters properly
26 related thereto.

27 What's this about? There's nothing.

28 KEITH WESTENGARD: I have given you guys some e-mails that
29 I received from Commissioner Waits. And there was also from the
30 packets we sent down to Austin for them to have a copy of it as
31 well.

32 CHAIRMAN STIENMETZ: Oh, I've got it.

33 COMMISSIONER WAITS: Actually, Doug made a comment on it.
34 I'm sure this was discussed at the Humboldt River authority;
35 right?

36 COMMISSIONER MILLS: (Non-word utterance.)

37 COMMISSIONER WAITS: Oh, okay.

38 COMMISSIONER MILLS: Doesn't sound familiar.

39 COMMISSIONER WAITS: Well, just as -- all right, as a
40 background, there's some information that we received from the

1 Humboldt commissioners that said they have voted unanimously to
2 protest a water transfer, and water transfer --
3 COMMISSIONER MILLS: Oh, is that -- that -- okay.
4 COMMISSIONER WAITS: The water transfer --
5 COMMISSIONER MILLS: Is this -- is this --
6 COMMISSIONER WAITS: -- was actually --
7 COMMISSIONER MILLS: -- the name of that transfer? Is that
8 --
9 COMMISSIONER WAITS: To Fernley. Yes. This is --
10 COMMISSIONER MILLS: Oh, okay.
11 COMMISSIONER WAITS: -- the name of the --
12 COMMISSIONER MILLS: I didn't know --
13 COMMISSIONER WAITS: -- transfer.
14 COMMISSIONER MILLS: -- the name of it.
15 COMMISSIONER WAITS: So what I did, I wrote to the Central
16 Nevada Regional Water Authority and asked them to give me a
17 background. And that's what they did. They gave us a
18 background of when the applications were filed and what was
19 going on. And that it could set a precedent. And so far -- so
20 it's just kind of for information on here. But the question is
21 once you read this over whether it's something that we would
22 like to protest or not.
23 CHAIRMAN STIENMETZ: Personally, I think we should protest
24 any --
25 COMMISSIONER CLARK: Water transfer.
26 CHAIRMAN STIENMETZ: -- transfer from one basin to another
27 --
28 COMMISSIONER WAITS: Okay.
29 CHAIRMAN STIENMETZ: -- basin.
30 COMMISSIONER WAITS: Then we will put that on the agenda
31 for next month or --
32 KEITH WESTENGARD: Yep. Discussion --
33 COMMISSIONER WAITS: -- next --
34 KEITH WESTENGARD: -- and action.
35 COMMISSIONER WAITS: -- meeting.
36 DISTRICT ATTORNEY HERRERA: For action.
37 COMMISSIONER WAITS: Uh-huh.
38 CHAIRMAN STIENMETZ: Next meeting put an action item.
39 COMMISSIONER WAITS: Okay.
40 COMMISSIONER BAKKER: Just have --

1 COMMISSIONER WAITS: And this is your backup.
2 COMMISSIONER BAKKER: -- a protest --
3 COMMISSIONER MILLS: Okay.
4 COMMISSIONER BAKKER: -- letter for --
5 COMMISSIONER MILLS: All right.
6 COMMISSIONER BAKKER: -- us to approve.
7 CHAIRMAN STIENMETZ: Can we -- yeah.
8 COMMISSIONER WAITS: Then you need a motion. But you can't
9 do a motion because --
10 COMMISSIONER BAKKER: Right.
11 COMMISSIONER WAITS: -- it's just discussion so --
12 CHAIRMAN STIENMETZ: Yeah.
13 COMMISSIONER BAKKER: We'll do discussion.
14 COMMISSIONER WAITS: Okay.
15 COMMISSIONER BAKKER: We'll put it in our packet.
16 COMMISSIONER WAITS: Okay.
17 CHAIRMAN STIENMETZ: See the director.
18 COMMISSIONER WAITS: Okay.
19 COMMISSIONER BAKKER: There we go.
20 CHAIRMAN STIENMETZ: All right.
21 COMMISSIONER WAITS: Thank you.

22
23 **15) Update on Lander County Emergency Medical Services, and other**
24 **matters properly related thereto.**
25

26 CHAIRMAN STIENMETZ: Let's go to Item 15. Update on Lander
27 County Emergency Medical Services and other matters properly
28 related thereto.

29 PHIL HANNA: Good morning. I'm Phil Hanna from Battle
30 Mountain Hospital.

31 COMMISSIONER BAKKER: Good morning.

32 RICK BELL: Rick Bell, Lander County EMS.

33 CHAIRMAN STIENMETZ: Good morning.

34 PHIL HANNA: And what we're presenting this morning, what I
35 gave you is just an overview, as we're trying to get caught up
36 on the quarter so we can go to monthly reporting, that for the
37 May to July quarter that we had a total of 255 responses for
38 some type of service, 206 of those were in northern Lander
39 County, 49 were in southern Lander County, and I touch on this
40 also later. These numbers I give you that really we had been

1 projecting maybe 12 or 15.

2 So, like I say, there was a significant larger, a more
3 significant demand than certainly we had anticipated down there
4 when we're looking at it historically.

5 But I guess that dynamic is not altogether surprising
6 because when individuals have an organized EMS service available
7 to them, they tend to use it. But on the other hand, one of the
8 things down there that to best of my knowledge -- and Rick has
9 more information on this than I do -- that none of those
10 responses were minor responses as far as people wanting a ride
11 to the doctor's office or things that happen in larger
12 metropolitan areas.

13 And so the 255 responses during this quarter, the May to July
14 quarter, that 121 of those were actually billed. That means a
15 patient was cared for and transported to a hospital.

16 And that runs about, for that three-month period, it ran
17 about 47 and a half percent of the response were actually billed
18 for. And I know, historically, that 47 to 51 percent is fairly
19 standard as far as EMS services are concerned, that the charges
20 for the quarter for those 121 billed responses were \$236,948. And
21 so that's average charges of about \$1958 per billed response.

22 On the collection end, that during the quarter for services
23 provided, we collected \$78,091, and that is one of the terribly
24 frustrating things. We work with over 150 different insurance
25 companies and everybody has their rules and regulations and
26 requirements. And, like I said, if we looked at it just
27 strictly on a collective basis, it become very frustrating as
28 far as charges would sit in limbo because insurance companies
29 don't make money by paying claims.

30 And then I added onto that the county's stipend of \$25,000 a
31 month. So, like I say, we had \$153,091 that were collected for
32 the month, if you will. And at the end of the day, based on
33 historic trends, that we will ultimately collect about 220,000,
34 including the stipend.

35 Like I said, we would -- we would show that we collected
36 about 220,000 of the \$236-. Like I said, it just becomes a
37 timing issue. And then on the expense side, the total expenses
38 for the quarter were \$259,960. We had budgeted 261,343.

39 And then breaking that down farther, the salaries, overtime,
40 benefit costs were 191,189. We had budgeted over 244,000.

1 All other expenses that the service had, the actual was
2 \$68,771. The budgeted amount was \$17,159. And one of the huge
3 factors is gas -- gasoline because we had so many more responses
4 in southern Lander County and so much more mileage than we
5 certainly anticipated that that is the result of the, like I say,
6 that's by far and away the largest single item that caused us to
7 be over budget.

8 COMMISSIONER BAKKER: There was 49 calls in Lan- --
9 southern Lander County.

10 RICK BELL: Yes.

11 PHIL HANNA: Yes.

12 COMMISSIONER BAKKER: And that made the gas price that
13 much?

14 RICK BELL: I don't know.

15 COMMISSIONER BAKKER: Oh, okay. I'm just wondering.

16 PHIL HANNA: No, it's --

17 COMMISSIONER BAKKER: That doesn't seem --

18 PHIL HANNA: No, it was not 100 percent of it. But it was
19 by far and away the very largest element of that.

20 COMMISSIONER BAKKER: Okay.

21 RICK BELL: Just on a side note, I think what's going to be
22 interesting is the -- because the Tonopah hospital shut down.
23 September 7th the -- all the services are done. I think it's
24 going to be interesting to see how much of that we absorb at the
25 hospital and through transfers from Smoky Valley. So the next
26 set of numbers I think are going to be interesting to correlate
27 with these.

28 COMMISSIONER BAKKER: Are you expecting any more?

29 RICK BELL: Actually, I am, Sean. I think they do 166
30 calls a year on average. But I think most of the Smoky Valley's
31 going to come north through Kingston clinic or Battle Mountain.

32 That's what I anticipate.

33 COMMISSIONER BAKKER: Right.

34 PHIL HANNA: And that's been one of the things that we've
35 also seen down at the Kingston Health Center that we'll
36 probably -- well, we're seeing two to three additional people
37 each day from down in the Tonopah (indiscernible). there were a
38 few people been coming from Round Mountain. Like I say, we're
39 actually seeing more people from down in Tonopah. And when
40 their outpatient clinic closes -- I believe it's next Friday in

1 Tonopah -- that there'll even be a little additional increase.
2 And at this point, I'm certainly not aware of any significant
3 concrete plans that they have as far as what they're going to do
4 about some kind of hospital or clinic.

5 So, like I said, while on one hand I anticipated it to be
6 temporary increase, we're seeing -- we had been seeing four to
7 five people a day. Now we're seeing seven to eight people a day
8 down in Kingston.

9 COMMISSIONER BAKKER: Right.

10 PHIL HANNA: And the other requests for services were up
11 significantly down there. Like I say, I anticipate that much of
12 that will be a temporary increase. But I have no idea how long
13 this temporary increase may be an actual need for the residents
14 down in Smoky Valley.

15 COMMISSIONER BAKKER: Have -- Ton- -- did Tonopah contact
16 you guys and tell you they were sending people this way or
17 anything?

18 RICK BELL: No, they really -- they kind of will just lock
19 the door or made the decision because of financial difficulties.
20 Put out the word, four days later the door was locked. And they
21 said in a week all services will be done. That's what we got.
22 And that's what the ambulance services and (indiscernible) the
23 Kingston clinic does.

24 COMMISSIONER BAKKER: Now, when the southern ambulance
25 service goes on a call down there, do they take anybody to
26 Kingston --

27 RICK BELL: No.

28 COMMISSIONER BAKKER: Is there any- -- why not?

29 RICK BELL: Because the law says you'll take them to
30 nearest --

31 COMMISSIONER WAITS: Yeah.

32 RICK BELL: -- appropriate facility. And that's not --
33 that's not a --

34 COMMISSIONER WAITS: They don't take them to clinics.
35 Emergency rooms.

36 RICK BELL: Actually it's illegal to do that.

37 COMMISSIONER BAKKER: Okay.

38 COMMISSIONER MILLS: On here it shows your charges were
39 236,000 plus -- and you collected 78-, though, that's about 33
40 percent. Is that normal is or is that --

1 PHIL HANNA: No, that -- this was just one quarter that,
2 like I say, collections were down --
3 COMMISSIONER MILLS: Collections are down. Okay.
4 PHIL HANNA: -- in terms of what we normally collect. And
5 like I said, --
6 COMMISSIONER MILLS: We're still pursuing those moneys;
7 right?
8 PHIL HANNA: Oh, yes.
9 COMMISSIONER MILLS: Okay.
10 PHIL HANNA: Absolutely.
11 RICK BELL: You know, Doug, just for a little
12 clarification, there's always a lag in the billing. So all you
13 can do is present actuality.
14 COMMISSIONER MILLS: Right.
15 RICK BELL: So two hundred --
16 COMMISSIONER MILLS: Well, that would bring up a question.
17 Is that because of the 236,000, we can definitely determine when
18 those were incurred.
19 Are -- is that 78,000 in collections directly based on that
20 236,000 that was billed? Or is there just always a lag in
21 collection part? That's --
22 RICK BELL: There's always a lag because this is the
23 three-month period --
24 COMMISSIONER MILLS: Right.
25 RICK BELL: And half of those could have been billed --
26 COMMISSIONER MILLS: Six months ago.
27 RICK BELL: -- a quarter before that, you know.
28 COMMISSIONER MILLS: Right.
29 RICK BELL: So that's why when you asked me that --
30 COMMISSIONER MILLS: Okay. So it's not -- there's not a
31 real relation between the -- the collections and the bills?
32 RICK BELL: Actually there's not. As you look it over a
33 year's time then you get a better picture.
34 COMMISSIONER MILLS: All right.
35 And just the call volume report, does this relate to the
36 total responses you have on this other sheet?
37 Because if you add up May, June, and July, it comes up, like,
38 229 calls, not 255. Is there -- is there a relation there?
39 RICK BELL: There -- the -- because they're not precise
40 numbers between these two. These are exactly how many

1 responses, blood draws at the sheriff's office, somebody calls
2 us for a cadaver draw. Those are all responses.

3 COMMISSIONER MILLS: Okay.

4 RICK BELL: And that's counted under one category, even
5 though it's not listed out over here. So you're seeing the max
6 over here and lesser here sometimes. And that's why.

7 And after Phil and I was on the phone to Humboldt yesterday
8 because that's who initiated this program initially three years
9 ago, Phil had the exact same question. I couldn't answer it.
10 So we had a phone call to Pat. Pat said, Rick, you've got to go
11 in the program here, there. You've got to find it and you've
12 got to turn this on so it prompts them and it pulls their chart
13 without the proper -- without the proper box. I was unaware of
14 that so --

15 COMMISSIONER MILLS: Oh, okay.

16 RICK BELL: -- it's my fault.

17 COMMISSIONER MILLS: So --

18 RICK BELL: And that's why there's a difference.

19 COMMISSIONER MILLS: Okay. So will that be -- those -- I'm
20 just thinking those numbers should match up. So in the future
21 those will match up?

22 RICK BELL: I'll get it, Doug.

23 COMMISSIONER MILLS: Okay.

24 RICK BELL: I'm working on it.

25 COMMISSIONER MILLS: Okay.

26 RICK BELL: I still haven't found the click though.

27 COMMISSIONER MILLS: All right. We'll look at seeing that
28 getting that fixed later, okay?

29 COMMISSIONER BAKKER: Any questions?

30 CHAIRMAN STIENMETZ: Anybody have any other --

31 COMMISSIONER CLARK: No.

32 CHAIRMAN STIENMETZ: -- questions? I don't. Thank you.

33 RICK BELL: You're welcome.

34 COMMISSIONER BAKKER: Appreciate you guys.

35 COMMISSIONER MILLS: Thanks.

36
37 **16) Update regarding status of the Lander County**
38 **courthouse/administration building and other matters properly**
39 **related thereto.**
40

1 CHAIRMAN STIENMETZ: Now we'll go to Item 16. Update
2 regarding the status of the Lander County courthouse, slash,
3 administration --

4 COMMISSIONER BAKKER: Our favorite two people right here.

5 COMMISSIONER MILLS: Based on those gas prices, that was
6 like 12,000 gallons of gas.

7 COMMISSIONER BAKKER: Well, I added it up too.

8 JUDGE MAX BUNCH: Max Bunch, for the record.

9 COMMISSIONER BAKKER: If it's 200 bucks --

10 JUDGE MAX BUNCH: Casey Gunther --

11 COMMISSIONER BAKKER: -- a run, it's \$250,000.

12 JUDGE MAX BUNCH: -- from CORE Construction. Update on the
13 courthouse. Our last AGC Safety Site score was a 96. So we had
14 a slow increase. And I believe we are going to have one final
15 inspection in September.

16 The testing and balancing will start today and for a few
17 weeks. And that's on the air system.

18 CASEY GUNTHER: And water as well.

19 JUDGE MAX BUNCH: Air. Yeah. The air, the water, the
20 different things going on in the building. So that's going to
21 happen on the next couple of weeks.

22 Wood's in. Panels are being installed in the justice court
23 courtroom. The majority of the millwork is installed in the
24 commissioners' chambers. So you will find when you move over to
25 that new building you will have a lot more room than what you have
26 right now. So -- where you're sitting. You won't be as close to
27 each other as you are now. And so --

28 COMMISSIONER BAKKER: What are --

29 JUDGE MAX BUNCH: -- landscaping.

30 COMMISSIONER BAKKER: -- we going to do?

31 JUDGE MAX BUNCH: Pardon me?

32 COMMISSIONER BAKKER: I said, what are we going to do?

33 JUDGE MAX BUNCH: Well, you'll actually have some elbow
34 room. Get you an area to put your books out and do what you're
35 going to do.

36 Landscaping will be completed tomorrow with the exception
37 of the trees. The trees are going to be put in, I think,
38 October, middle to late October.

39 CASEY GUNTHER: Yes.

40 JUDGE MAX BUNCH: So we'll actually be in the building I

1 think about the time that they're getting ready to put the trees
2 in on one side.

3 COMMISSIONER WAITS: We won't have them for the open house?

4 JUDGE MAX BUNCH: No.

5 CASEY GUNTHER: We will not.

6 JUDGE MAX BUNCH: And the reason for that is they're not
7 available because we bought the biggest caliper trees that we
8 could get that wouldn't get blown over. And I believe --

9 CASEY GUNTHER: And survive.

10 JUDGE MAX BUNCH: Yeah, and to be able to survive. What
11 was going to happen. So -- do you want to go ahead and describe
12 the calipers, the difference?

13 CASEY GUNTHER: I can. I was just going to -- Casey
14 Gunther --

15 COMMISSIONER WAITS: Casey, in order for them to live, we
16 have to get them later in the year.

17 CASEY GUNTHER: Yeah, basically. And you couldn't even
18 remove them from the ground at this time. You have to pull them
19 out probably late September, early October.

20 And that's the issue. In order for them to survive, pull
21 them out later, plant them later.

22 COMMISSIONER WAITS: They're Nevada trees?

23 CASEY GUNTHER: They're supposed to be. No, they're not
24 coming from Nevada. They're coming from Oregon. But they are
25 trees --

26 COMMISSIONER WAITS: Just native. Yeah. Okay.

27 CASEY GUNTHER: -- that will survive here, from what I'm
28 being told.

29 JUDGE MAX BUNCH: That what the architects have told us.
30 They're -- they're surviving in Reno. I can tell you that
31 because I went and personally looked at some trees that were
32 there.

33 So with the exception of the trees, all landscape will be
34 done -- I don't know if you've driven by or noticed -- but their
35 -- but the landscaping is starting to look good. And everything's
36 coming along. The boulders are in. The -- what do they call
37 that? -- the grass. The shrub -- the shrubbery and stuff that's
38 going in, that's the -- all the plants. That will be -- that'll
39 be working pretty good.

40 Paving starts on Monday. Paving of the parking lot. And

1 we'll -- I believe Monday and Tuesday, and maybe into Wednesday,
2 we will have or we should have had this morning -- I think they
3 started pouring concrete at 4:30 or 5:00 this morning -- will be
4 last of all the concrete that is going to be poured for this
5 project that we have designed. Not that we might not change
6 something down the road. We just kind of change things as we
7 go. But --

8 CASEY GUNTHER: I can confirm all the concrete that we were
9 supposed to pour as of now has been poured in places.

10 JUDGE MAX BUNCH: So the entry finishes are still ongoing.
11 The elevators are operational and have temporarily passed
12 inspection.

13 So they're -- they're about ready to -- not that they're
14 going to be turned on for people to utilize, but they'll be locked
15 out. But they're -- but the inspector's been here. And they've
16 given us temporary to go forward. So we're pretty close there.

17 We have a tentative -- because this question's been asked a
18 couple times. So hopefully I can get it out and every elected
19 official is here that wants to be here so that they know.

20 We -- I brought this up last time that we were tentatively
21 looking at October 14th, 15th, and 16th, which is a Wednesday,
22 Thursday, Friday, to potentially close down business for the
23 county government on those three days so that the move can be made
24 the 14th, 15th, and 16th, 17th and 18th, Saturday and Sunday.

25 So the part of the contract that you did earlier today with
26 PC Performance is part of that. So when we shut down, they'll
27 start moving our computers over and doing what we have to do.

28 So -- and I've asked, and I've been in contact with your
29 executive director, Keith. And Keith and I have talked a little
30 bit about this. We've got some other elected officials that may
31 have a different opinion, but obviously they're not here to
32 discuss that. So we are going to put it on the agenda on the 24th
33 of September, which is your second meeting in September.

34 We will know a lot more because we're trying to get furniture
35 in on the 21st of September. That's a two-week process.

36 As things are going right now, CORE has said, yes, we can get
37 the furniture moved in potentially on the 21st.

38 We don't -- we're really not going to know until we get a lot
39 closer to it because we have to see where everything's at.

40 We might be able to get the bottom floor furniture in,

1 maybe not the top floor. You just never know how this is going
2 to work out. It's a -- what did the gentleman call it? --

3 CASEY GUNTHER: A living, breathing organism.

4 JUDGE MAX BUNCH: Yeah, it -- I mean this thing is just --
5 changes hour by hour sometimes.

6 So you would think it would be really easy and there'll be
7 all this scheduled, but then you factor in people and everything
8 goes out the window. And you've got hundreds of people you're
9 trying to factor in.

10 So tentatively, that's what we're going to do. We will
11 know a lot more on the 24th of September. And then I'll be
12 there to ask you -- and that gives us enough time to publicize
13 it in the paper twice before it actually will happen.

14 So -- and then things are posted around town, whatever we
15 need to do so that people know that we're not going to be open for
16 potentially DMV or whatever the case may be.

17 COMMISSIONER WAITS: Then your open house, we decided to do
18 ahead of that? Right? Before they move in?

19 JUDGE MAX BUNCH: We're -- we're looking at -- is it the
20 10th?

21 COMMISSIONER WAITS: A Saturday?

22 JUDGE MAX BUNCH: Yes.

23 CHAIRMAN STIENMETZ: Uh-huh. Good.

24 JUDGE MAX BUNCH: Potentially a Saturday.

25 CASEY GUNTHER: But the 10th (indiscernible) -- the 10th is
26 a Saturday.

27 JUDGE MAX BUNCH: So potentially a Saturday. So that we
28 have enough time to get everything cleaned up and looking nice.
29 And it gives them their -- their weeks that we need. Because we
30 might get moved back a week on our furniture installation.

31 But trying to coordinate all the furniture coming in from
32 different companies to be here at one time is a job in itself.

33 And CORE doesn't manage that portion of it. That's being
34 managed by the building committee. So --

35 CASEY GUNTHER: We have a lot to do.

36 COMMISSIONER WAITS: Thank you.

37 COMMISSIONER BAKKER: Thanks, guys. Appreciate it.

38 CHAIRMAN STIENMETZ: Thank you.

39 COMMISSIONER MILLS: Did we get the --

40 COMMISSIONER BAKKER: Keep up the good work.

1 COMMISSIONER MILLS: -- vacuum test on the IT room?
2 Computer room? That still hasn't been done yet?
3 Is the front -- is the front entryway completed?
4 CASEY GUNTHER: With the exception of the canopy glass.
5 COMMISSIONER MILLS: Okay.
6 CASEY GUNTHER: And we still need the glass handrail, but
7 that's still coming.
8 COMMISSIONER MILLS: That's coming. Okay. Awesome.
9 COMMISSIONER BAKKER: Okay.
10 CHAIRMAN STIENMETZ: Thanks, guys.
11 All right.

12
13 **17) Update from Van Woert Bigotti Architects regarding the status**
14 **of the Battle Mountain recreational center project, and other**
15 **matters properly related thereto.**
16

17 CHAIRMAN STIENMETZ: Do we have anything for Item 17? Are
18 they here? Update?

19 COMMISSIONER BAKKER: Oh, no. Yeah. They -- like I said
20 in my commissioner update, hopefully next time.

21 CHAIRMAN STIENMETZ: All right. Pass that one on.
22

23 **18) Correspondence/reports/potential upcoming agenda items.**
24

25 CHAIRMAN STIENMETZ: We'll go to 18. Correspondence,
26 reports, potential upcoming agenda items.
27

28 (The following correspondence was received:

- 29 1. Tri-county meeting agenda.
- 30 2. Nevada DOT August agenda.
- 31 3. BLM to Commissioners, Memorandum of Understanding
32 between Bureau of Land Management and Lander County Board of
33 Commissioners.
- 34 4. BLM to Interested Public, public consultation
35 regarding Roberts Mountain Allotment Proposed Drought Response
36 Actions.
- 37 5. BLM to Interested Public, BLM issuance of right-of-way
38 grant for the proposed Barrick Cortez, Inc., fiber optic cable
39 project, located adjacent to the JD Ranch Road, approximately 34
40 miles south of Beowawe, Eureka County, Nevada.

1 6. Monthly reports to Lander County commissioners, May
2 2015.
3 7. Monthly reports to Lander County commissioners, June
4 2015.
5 8. Monthly reports to Lander County commissioners, July
6 2015.
7 9. United States Department of Agriculture to Interested
8 Parties. The U.S. Forest Service, Humboldt-Toiyabe National
9 Forest, Austin Tonopah and Santa Rosa Ranger Districts are
10 initiating a 30-day comment period on its proposal for the
11 Austin Tonopah and Santa Rosa District Wilderness Management
12 Plan/Forest Plan Amendments.)
13
14 COMMISSIONER MILLS: Oh, I got one.
15 I don't know if you found this. In the process of doing
16 budget, we never did approve a grant moneys to Search and
17 Rescue, I think, in the amount of \$7,000 because we never had a
18 quorum that could vote on that.
19 COMMISSIONER WAITS: That's correct.
20 CHAIRMAN STIENMETZ: We need to look into what we can do to
21 make that happen.
22 COMMISSIONER BAKKER: Next budget year.
23 COMMISSIONER MILLS: I don't know. Yeah, I don't know if
24 -- because it never got approved through the initial budget
25 process.
26 COMMISSIONER CLARK: Because Doug and I had to recuse
27 ourselves.
28 NAN ANCHO: You never gave me a grant.
29 COMMISSIONER BAKKER: Yeah, it --
30 COMMISSIONER MILLS: We usually get --
31 COMMISSIONER BAKKER: -- was a pickup or something; wasn't
32 it?
33 COMMISSIONER MILLS: We give -- county usually gives Search
34 and Rescue \$7,000 a year for -- for --
35 COMMISSIONER CLARK: Now?
36 COMMISSIONER MILLS: -- for operation money.
37 COMMISSIONER CLARK: Okay. Good.
38 NAN ANCHO: No, that's built into the sheriff's budget.
39 COMMISSIONER MILLS: Okay.
40 NAN ANCHO: Search and Rescue has a line item in the

1 sheriff's budget.

2 COMMISSIONER MILLS: Okay. That's right. But we had it
3 taken out as a separate line item from the budget because --

4 COMMISSIONER BAKKER: They were requesting --

5 COMMISSIONER MILLS: Art and --

6 COMMISSIONER BAKKER: -- a vehicle.

7 COMMISSIONER MILLS: -- I am on Search and Rescue and
8 can't vote on that. But it never got -- it never got done.

9 NAN ANCHO: No, what you guys weren't able to vote on was
10 the vehicle that they were asking for and the building that they
11 were asking for.

12 COMMISSIONER CLARK: Right, we couldn't --

13 COMMISSIONER MILLS: No, but there was --

14 COMMISSIONER CLARK: -- for some --

15 COMMISSIONER MILLS: There was also that \$7,000 as part of
16 the Sheriff's Office budget for Search and Rescue.

17 COMMISSIONER CLARK: Well then Search and Rescue --

18 COMMISSIONER MILLS: We took that out as a separate line
19 item from the Sheriff's Office budget.

20 NAN ANCHO: I don't think so.

21 COMMISSIONER BAKKER: We'll have to look into it.

22 COMMISSIONER CLARK: Yeah.

23 CHAIRMAN STIENMETZ: Yeah.

24 COMMISSIONER MILLS: We can check that out and we need to
25 see what we can do for that.

26 CHAIRMAN STIENMETZ: That's all we got on that.

27

28

29

30 **PUBLIC COMMENT**

31

32 CHAIRMAN STIENMETZ: Let's go to public comment for
33 non-agendized items only.

34 Do we have anything? If not...

35

36

37 **ADJOURNMENT**

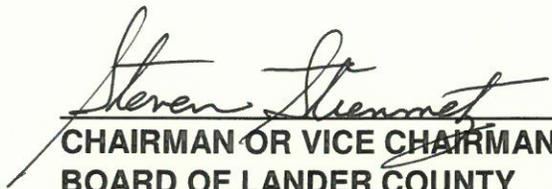
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39 COMMISSIONER BAKKER: Make a motion to adjourn.

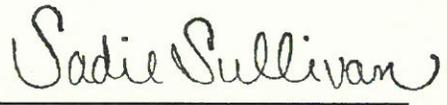
40 COMMISSIONER CLARK: Second. Aye.

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CHAIRMAN STIENMETZ: Okay.
COMMISSIONER BAKKER: Aye.
COMMISSIONER WAITS: Aye.
COMMISSIONER MILLS: Aye.



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

ATTEST: 

LANDER COUNTY CLERK

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

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