

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 June 11, 2015, at 9:00
4 a.m. Transcript produced by Tiffany Elkington, C.C.R., #930.

5
6 **PRESENT: PATSY WAITS, COMMISSIONER**
7 **SEAN BAKKER, COMMISSIONER**
8 **ART CLARK III, COMMISSIONER**
9 **DOUG MILLS, COMMISSIONER**
10 **SADIE SULLIVAN, COUNTY CLERK**
11 **THEODORE HERRERA, DISTRICT ATTORNEY**
12 **NAN ANCHO, FINANCE DIRECTOR**
13 **BECKY JOHNSON, HUMAN RESOURCES DIRECTOR**

14
15 **ABSENT: STEVEN STIENMETZ, COMMISSIONER**

16
17 Let the record reflect the presence of a quorum of four
18 commissioners.

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

22
23 [Meeting commenced on June 11, 2015, at 9:00 a.m.]

24
25 VICE CHAIRWOMAN WAITS: And we are calling to order the
26 Lander County commissioners' meeting, Town Board of Battle
27 Mountain, and Austin Board of County Highway Commissioners for
28 June 11th, 2015.

29 We're going to start off with the Pledge of Allegiance. I'm
30 going to ask our finance director, Nan, if you would be so kind to
31 lead us in our salute to the flag.

32
33 (Pledge of Allegiance.)

34
35 VICE CHAIRWOMAN WAITS: We have so noted our beautiful new
36 flag. It's behind us.

37 You will honor us with a just a few moments for a moment of
38 silence, please.

39
40 (Moment of silence.)

1 COMMISSIONER REPORTS

2
3 VICE CHAIRWOMAN WAITS: Thank you. We're going to start
4 out with commissioner reports.

5 And Commissioner Clark, may I start with you this morning?

6 COMMISSIONER CLARK: Well, last week I went out to Valmy
7 Road with the ranchers to release the cattle with no incidents.

8 And today, after this meeting, I'm leaving to go to Reno to
9 the Nevada Works meeting.

10 COMMISSIONER BAKKER: Good deal. Okay. We had a rec
11 center meeting yesterday. Everyone was there. Well, you guys.

12 We were looking at different designs, different locations. I
13 think we got it narrowed down. Hopefully they come back with a --
14 they're going back to the drawing board to get everything right.
15 And then, hopefully, we have an update on our next meeting.

16 VICE CHAIRWOMAN WAITS: Thank you. Commissioner Mills?

17 COMMISSIONER MILLS: Okay. We -- there was supposed to be
18 a livestock event center meeting, but it was canceled because
19 most of the board was out turning out cattle with the
20 Filippinis. I went out there for a little while with them. But
21 I was only out there about half an hour because I had to come
22 back to work.

23 But that was interesting because the Humboldt County sheriff
24 showed up, which I thought was really good. Him and a couple of
25 his deputies showed up. And they came out to talk to the
26 ranchers. And I think they were there, actually, in very friendly
27 terms to learn more about ranching and about the whole process.
28 And it was really good. I was glad to see them show up.

29 And I think that's it.

30 COMMISSIONER BAKKER: You had a rec center meeting.

31 VICE CHAIRWOMAN WAITS: Well, I do know that --

32 COMMISSIONER MILLS: Oh, I went to the rec center meeting.

33 VICE CHAIRWOMAN WAITS: Well, I also know you were at the
34 dedication of the hospital, because I'm going to give that on my
35 report.

36 COMMISSIONER MILLS: Oh, okay.

37 VICE CHAIRWOMAN WAITS: You were there for that.

38 COMMISSIONER MILLS: Went to the hospital dedication as a
39 hospital board member and as a Chamber of Commerce member, so...

40 VICE CHAIRWOMAN WAITS: And a commissioner.

1 COMMISSIONER MILLS: And a commissioner.
2 VICE CHAIRWOMAN WAITS: Thank you.
3 COMMISSIONER BAKKER: All kinds of hats.
4 COMMISSIONER MILLS: Yeah.
5 VICE CHAIRWOMAN WAITS: Yes. On -- on May 30th, we did
6 have the formal dedication and ribbon cutting for the John
7 Peters Health Services Center.
8 It was also an opportunity for the open house for the EMS
9 week and Hospital Appreciation Week.
10 It was -- it was all very interesting and all very nice.
11 But the one thing I wanted to note was that our Lander County
12 Sheriff's Office had their seat belt enforcer there. If you
13 haven't had an opportunity to see that in play, it's like a -- I
14 would say -- riding a rollercoaster and stopping very quickly.
15 But it's -- it's quite an apparatus. And that was very
16 interesting.
17 On June 1st, I actually had an opportunity for the last
18 meeting for our joint land use study, which was done with the
19 naval air station in Fallon. And I wanted to give you
20 kind of a formal report on that.
21 The final document has been completed. You can research
22 the final document, the background report, and an executive
23 summary, which I have for you here. That's all on the website.
24 And that would be under [www.fallonjplus](http://www.fallonjplus.com) -- joint land use study
25 -- .com. And so that's available for everyone.
26 Interestingly enough, I don't have the total of all the j- --
27 the joint land use studies that are completed now in the United
28 States. But as of January, there was 110 throughout the whole
29 country. So we'll be adding to that now with this.
30 And I just want to give you a couple of highlights of what
31 was done. There were two committees actually set up that we've
32 been working with what we call collaborative planning. One was
33 the policy committee, which I sat on. And that provided project
34 oversight, guidance, and decision making. And then there was a
35 technical committee, which assisted in the identification and
36 assessment of compatibility issues and development of
37 recommendations and overall report development. And Commissioner
38 Stienmetz sat on that one.
39 Just for the record, I wanted to let you know which groups
40 actually were included in this collaborative planning effort. And

1 we had eight different counties. We had the City of Fallon,
2 City of Fernley. And then we had Churchill County, Lyon County,
3 Eureka County, Lander County, Mineral County, Nye County, Pershing
4 County, Washoe County. And then we had Bureau of Land Management,
5 Bureau of Reclamation, the Fallon Paiute-Shoshone Tribe, Nevada
6 Farm Bureau, Nevada Cattlemen's Association, Nevada Division of
7 State Lands, Nevada Department of Wildlife, and the United States
8 Fish and Wildlife Service. So they were very interesting
9 meetings. And a lot was accomplished over this past two years.
10 We actually ended up with a total of 95 strategies that they will
11 be implementing.

12 On June 6th, we had our Austin graduation. I don't know if
13 you saw in the paper or not, but we did have one graduate with
14 honors. And actually she ended up with \$12,000 in scholarships.
15 And she's going to UNR.

16 COMMISSIONER BAKKER: Wow.

17 VICE CHAIRWOMAN WAITS: On June 8th, we had our Austin
18 Airport advisory board meeting. And I'm just going to highlight
19 a couple of things.

20 One was a new light fixture that we just got completed. And
21 as a matter of fact, A&K came -- came over. They had some extra
22 cement and actually put it in the cement for us. It was just kind
23 of laying there. And I think Mr. Ramos had a little bit to do
24 with that, too, I do believe.

25 But they -- they cemented it in for us and put it up. So now
26 when you drive in -- because the gate is closed and there's a
27 code -- so when you drive in, the light is on all night. And it's
28 a new type of lighting. We asked if we should do a motion
29 detector and all the experts said, no, no, it's so little that it
30 costs with this kind of lighting, we just leave it on all night
31 and it's fine.

32 So we're excited about that.

33 That was actually done with a special contribution given
34 to -- to Gail, for her -- in memory of her husband, Jerry Utter,
35 who was, very, very significant at the airport for us. And so
36 people have made donations. And we've been working on this for
37 several years to put it in. So it's wonderful to have it done.

38 We still had some concerns on the fuel bid and the bid
39 documents. And we wanted those together and out to advertise as
40 quickly as we can so we would be on target for the July 1st

1 budget.

2 And of course the apron expansion, which A&K is doing out
3 there. And they are right on target. Everything's going very
4 well.

5 And that is mine.

6 COMMISSIONER CLARK: The -- the Austin museum is the 20th?
7 That will be next Saturday?

8 VICE CHAIRWOMAN WAITS: Yes.

9 COMMISSIONER CLARK: Okay.

10
11
12 **STAFF REPORTS**

13
14 VICE CHAIRWOMAN WAITS: And now we're moving to staff
15 reports.

16 NAN ANCHO: I attended the rec center meeting yesterday on
17 Keith's behalf.

18 It was a lot like Sean said. They've accomplished a lot.
19 We're still working on our policies and procedures. We are
20 making progress. And we are continuing to meet until we get it
21 done.

22 So today we have the auditor-- -- today and tomorrow we have
23 the auditors over at the DOE office for those of us who have to
24 meet with them, which will --

25 And Keith will be back to work on Monday.

26 COMMISSIONER CLARK: When?

27 NAN ANCHO: Monday.

28 VICE CHAIRWOMAN WAITS: Thank you.

29 Counselor, do you have anything for us today you'd like to
30 share?

31 DISTRICT ATTORNEY HERRERA: Well, one thing, on -- as far
32 as the rec center committee goes. We sent out letters, I
33 think. I think Sean advised everybody. We sent out letters to
34 the mine -- to the mines and everything and asked them if they'd
35 like to contribute to our project.

36 I received a letter from NV Energy asking if -- asking us if
37 we were a 501(c)(3) corporation, if -- if that project was.
38 Because they have grants that -- we might have to advise them
39 we're not.

40 And they did say they're not interested. But they have to go

1 to other -- other ways of getting us the money if they do. So --
2 so at least we've got one -- one call back on that, which is good.
3 That's positive.

4 COMMISSIONER BAKKER: Oh, yeah. Good deal.

5 VICE CHAIRWOMAN WAITS: Thank you.
6
7

8 **PUBLIC COMMENT**

9
10 VICE CHAIRWOMAN WAITS: Next on the agenda is our public
11 comment. And this is for non-agendized items only, if anyone in
12 the public wishes to address us with any concerns?

13 (No comment.)
14
15

16 **CONSENT AGENDA**

17
18 VICE CHAIRWOMAN WAITS: And hearing none from Austin, we'll
19 move on to the consent agenda. All matters listed under the
20 consent agenda are considered routine and may be acted upon by
21 the Board of County Commissioners with one action, without
22 extensive discussion.

23 Any member of the board or any citizen may request that an
24 item be taken the consent agenda, discussed, and acted upon
25 separately during this meeting.

26 Consent agenda materials are available at the Lander County
27 Clerk's Office for viewing. And copies are available for a
28 nominal charge.

29 On the consent agenda, we have the agenda notice for
30 June 11th, 2015; the May 14, 2015, regular meeting minutes; May
31 21st, 2015, special meeting minutes; May 28th, 2015, regular
32 meeting minutes; payment of bills; and the payroll change request.

33 And I respectively request that we pull out the May 14th
34 minutes and also the May 28th minutes, which are not in our
35 folder. We haven't had an opportunity to review yet.

36 So if I could have a motion for the others?

37 COMMISSIONER MILLS: Make a motion that we approve the
38 consent agenda minus the minutes for May 14th and May -- was it
39 May 21st?

40 VICE CHAIRWOMAN WAITS: May 28th.

1 COMMISSIONER MILLS: May 28th.
2 COMMISSIONER BAKKER: Second.
3 VICE CHAIRWOMAN WAITS: Thank you. It's been moved by --
4 by Commissioner Mills, seconded by Commissioner Bakker that we
5 approve the consent agenda.
6 Any public comment?
7 (No comment.)
8 All those in favor?
9 (No comment.)
10 COMMISSIONER BAKKER: Aye.
11 COMMISSIONER MILLS: Aye.
12 COMMISSIONER CLARK: Aye.
13 COMMISSIONER WAITS: Aye.
14 Thank you.
15 On the May 14th ones, they were in our booklet; however, it
16 ended with page 107 very abruptly. And we were mentioning just
17 the very last page. So we did pass those out for you to review.
18 I didn't have any other corrections on that.
19 So unless somebody else does...
20 Then we can have a motion to approve the May 14th minutes?
21 COMMISSIONER BAKKER: I'll make a motion to approve the
22 May 14th minutes.
23 COMMISSIONER MILLS: I'll second.
24 VICE CHAIRWOMAN WAITS: Thank you. Moved by Commissioner
25 Bakker, seconded by Commissioner Mills.
26 Any other public discussion?
27 (No comment.)
28 VICE CHAIRWOMAN WAITS: All in favor?
29 COMMISSIONER BAKKER AND COMMISSIONER MILLS: Aye.
30 COMMISSIONER CLARK: Aye.
31 VICE CHAIRWOMAN WAITS: Thank you.
32 Okay. And as I mentioned the May 28th are not there for
33 us.
34 So we will move into Finance.

37 **FINANCE**

- 38
39 1) Update on budget review, contracts, financial update, and
40 other matters properly relating thereto.

1
2 NAN ANCHO: Good morning. I don't have anything to present
3 to you this morning under the finance section. And all my
4 updates I gave you earlier.

5 So you can move forward if you'd like.

6 COMMISSIONER BAKKER: Thanks, Nan.
7

8 2) Discussion and possible action to approve Resolution No.
9 2015-12, a resolution directing apportionment of net proceeds
10 received in the month of May 2015, and other matters properly
11 related thereto.
12

13 VICE CHAIRWOMAN WAITS: I will do that. Number 2.
14 Discussion and possible action to approve Resolution No.
15 2015-12, a resolution directing apportionment of net proceeds
16 received in the month of May 2015, and other matters properly
17 related thereto.

18 NAN ANCHO: Okay. So we received a distribution of
19 \$16,442,134.01 net proceeds received on May 18th.

20 And the mandated distributions are Commission Fees,
21 \$493,264.02; Assessor Tech Fees, \$328,842.68; China Springs,
22 \$15,486.12; State Medical Indigent, \$338,113.71; State Indigent
23 NACO, \$77,430.62; Capital Acquisition, \$154,861.24; Landfill,
24 \$258,102.07; Hospital, \$2,505,422.56; and the School District,
25 \$3,677,954.44, for a total mandated \$7,849,477.46.

26 The discretionary amounts, were just distributed to CCP,
27 \$5,042,656.55; Building and Equipment, 3 million; Airport Capital,
28 550,000, for a total of \$8,592,656.55.

29 VICE CHAIRWOMAN WAITS: Thank you, Nan. Do you have any
30 questions --

31 NAN ANCHO: And this is --

32 VICE CHAIRWOMAN WAITS: -- on this?

33 NAN ANCHO: -- the distribution for the '15/'16 year that
34 we will have to sit on for a little while.

35 COMMISSIONER BAKKER: Any questions?

36 COMMISSIONER CLARK: It's gone.

37 It comes in, and it disappears.

38 VICE CHAIRWOMAN WAITS: No, it comes in and we hold it on
39 this one.

40 COMMISSIONER MILLS: Hold it for a --

1 VICE CHAIRWOMAN WAITS: Doesn't --
2 COMMISSIONER MILLS: -- while.
3 VICE CHAIRWOMAN WAITS: -- disappear for a little bit.
4 COMMISSIONER MILLS: Then it --
5 COMMISSIONER CLARK: Yeah, then it goes -- everywhere.
6 VICE CHAIRWOMAN WAITS: Okay.
7 COMMISSIONER BAKKER: I'll make a motion to approve and
8 adopt Resolution No. 2015-12, a resolution directing an appor-
9 -- apportionment of net proceeds and mineral taxes received on
10 May 18th in the amount of \$8,592,656.55, to the appropriate
11 funds as designated in the resolution.
12 COMMISSIONER CLARK: I'll second it.
13 COMMISSIONER MILLS: Is --
14 COMMISSIONER BAKKER: Chair have to sign?
15 COMMISSIONER MILLS: Isn't it 16 million?
16 VICE CHAIRWOMAN WAITS: It is -- the question is: Do we
17 make the motion on just the -- the mandated funds or on the
18 whole total amount?
19 NAN ANCHO: You have to make it on the total amount because
20 that's what the resolution is for.
21 VICE CHAIRWOMAN WAITS: Okay. Then we do need to amend
22 that.
23 NAN ANCHO: Because the resolution designates --
24 VICE CHAIRWOMAN WAITS: Just add to it.
25 NAN ANCHO: -- it to the proper --
26 VICE CHAIRWOMAN WAITS: Yeah.
27 COMMISSIONER BAKKER: Okay. I'll amend that for --
28 COMMISSIONER MILLS: Sixteen.
29 COMMISSIONER BAKKER: -- \$16,442,134.01.
30 COMMISSIONER MILLS: Second.
31 I'll second.
32 VICE CHAIRWOMAN WAITS: Okay, we had -- will you withdraw
33 your second on the --
34 COMMISSIONER CLARK: I'll --
35 VICE CHAIRWOMAN WAITS: -- first one?
36 COMMISSIONER CLARK: -- withdraw my second.
37 VICE CHAIRWOMAN WAITS: Okay. Thank you.
38 COMMISSIONER MILLS: Oh.
39 COMMISSIONER BAKKER: Oh. I didn't hear him.
40 VICE CHAIRWOMAN WAITS: That's okay.

1 COMMISSIONER MILLS: I didn't know he seconded. All right.
2 VICE CHAIRWOMAN WAITS: We got it. Moved by --
3 COMMISSIONER MILLS: Sorry --
4 VICE CHAIRWOMAN WAITS: -- Commissioner Bakker --
5 COMMISSIONER MILLS: -- about that.
6 VICE CHAIRWOMAN WAITS: -- and seconded by Commissioner
7 Mills.
8 Any other discussion?
9 (No comment.)
10 VICE CHAIRWOMAN WAITS: Any public comment?
11 (No comment.)
12 VICE CHAIRWOMAN WAITS: All those in favor?
13 COMMISSIONER BAKKER AND COMMISSIONER MILLS: Aye.
14 COMMISSIONER CLARK: Aye.
15 COMMISSIONER WAITS: Aye.
16 Thank you.

17
18
19 ROAD AND BRIDGE SOUTH

20
21 3) Discussion and possible action to approve contract extension
22 with Day Engineering to complete 2014-2015 water & sewer
23 projects, and other matters properly related thereto.
24

25 VICE CHAIRWOMAN WAITS: Number 3. Discussion and possible
26 action to approve contract extension with Day Engineering to
27 complete the 2014-2015 water and sewer projects, and other
28 matters properly related thereto. Mr. Ramos.

29 BERT RAMOS: Yes. Okay. This is -- it's a technicality
30 more or less.

31 Bert Ramos for the record, Road and Bridge South.
32 Is what this is, is this is from the project from last year.
33 But we're going into a new budget year. So in order to keep our
34 moneys and everything in order, we have to extend the contract
35 with them.

36 COMMISSIONER MILLS: Guess I'll just do it.

37 BERT RAMOS: And currently, I'm also not just Road and
38 Bridge South, but interim Water and Sewer down here in Battle
39 Mountain, so for the record.

40 COMMISSIONER MILLS: All right. I'll make a motion that we

1 extend the contract with Day Engineering to complete 2014-2015
2 water and sewer projects.

3 COMMISSIONER BAKKER: Second.

4 VICE CHAIRWOMAN WAITS: Thank you. Moved by Commissioner
5 Mills, seconded by Commissioner Bakker.

6 Any other discussion?

7 (No comment.)

8 VICE CHAIRWOMAN WAITS: Any public comment?

9 (No comment.)

10 VICE CHAIRWOMAN WAITS: All those in favor?

11 COMMISSIONER BAKKER: Aye.

12 COMMISSIONER MILLS: Aye.

13 COMMISSIONER CLARK: Aye.

14 VICE CHAIRWOMAN WAITS: Aye.

15
16 4) Discussion and possible action to approve work change
17 directive for Hunewill for 2015 water and sewer improvement
18 projects regarding tree streets, and other matters properly
19 related thereto.
20

21 VICE CHAIRWOMAN WAITS: Okay. Number 4, discussion and
22 possible action to approve work change directive for Hunewill
23 for 2015 water and sewer improvement projects regarding tree
24 streets, and other matters properly related thereto.

25 BERT RAMOS: Okay. And on this item is what -- is what we
26 have going on is we were going to -- after they ground these
27 roads, they were going to come back in and patch behind the
28 grinding.

29 And so is what I'm doing is moving that money, asking to move
30 the money from the patchwork to actually putting water and -- a
31 water line under the ground under that road that -- so we don't
32 have to tear that road back up.

33 It's not an additional cost to the county. The county --
34 there's about \$250,000 worth of patch work that would be done.

35 And this whole change order would actually put pipe in the
36 ground and save us from paving over bad pipe and doing this over
37 again is \$164,000, including the engineering.

38 VICE CHAIRWOMAN WAITS: Okay. So the additional in
39 engineering, the 21,000 additional engineering fee, is being
40 absorbed with the money that we still had --

1 BERT RAMOS: Yes.
2 VICE CHAIRWOMAN WAITS: -- originally.
3 BERT RAMOS: Originally --
4 VICE CHAIRWOMAN WAITS: So that's why --
5 BERT RAMOS: -- for patch-pave.
6 VICE CHAIRWOMAN WAITS: -- it's not costing us any more
7 even though --
8 BERT RAMOS: Right. Even though --
9 VICE CHAIRWOMAN WAITS: -- we're adding the change order.
10 BERT RAMOS: Yep.
11 COMMISSIONER MILLS: Any problems with this with timing?
12 Aren't they working on the tree streets right now?
13 BERT RAMOS: No, it's actually even better for us because
14 they have all their equipment and everything there so we don't
15 have to pay any move costs or anything like that. We're just
16 going to swing right into it and keep moving.
17 COMMISSIONER MILLS: Okay.
18 BERT RAMOS: So.
19 COMMISSIONER MILLS: So I'll make a motion that we approve
20 the work change directive for Hunewill pertaining to the 2015
21 water and sewer improvement projects in the tree streets.
22 COMMISSIONER BAKKER: Second.
23 VICE CHAIRWOMAN WAITS: Moved by Commissioner Mills,
24 seconded by Commissioner Bakker that we approve that work change
25 directive.
26 Any other discussion?
27 (No comment.)
28 VICE CHAIRWOMAN WAITS: Any public comment?
29 (No comment.)
30 VICE CHAIRWOMAN WAITS: All those in favor?
31 COMMISSIONER BAKKER: Aye.
32 COMMISSIONER MILLS: Aye.
33 COMMISSIONER CLARK: Aye.
34 COMMISSIONER WAITS: Aye.
35 Okay. Thank you.
36 And your -- your title again, Bert, was acting Lander County
37 Public Works foreman interim temporary, right? Is that correct?
38 BERT RAMOS: Yes, that's correct.
39 VICE CHAIRWOMAN WAITS: Thank you.
40

1 5) Update on all Water and Sewer projects, and other matter
2 properly related thereto.
3

4 VICE CHAIRWOMAN WAITS: Moving on to Agenda Item Number 5.
5 Update on all Water and Sewer projects, and other matter
6 properly related thereto.

7 BERT RAMOS: Just an update.

8 Part of, you know, Item 3 that we discussed with the -- and
9 Item 2, all of them kind of combined all into one is I've been
10 working with Nan in Finance, getting money rolled over, because I
11 -- we're going to push over the July 1 by a few weeks. And that's
12 part of extending our engineering contract as well.

13 And in doing so, to keep our money right, we have to roll
14 that money into the following year.

15 So that's -- we have \$500,000 in -- for the lift station that
16 we rolled over and \$250,000 in the -- the getting rolled over that
17 we're using a portion of that for the work change directive, the
18 -- for the pipe in the ground, for the patch work.

19 Other than that, it's -- just trying to keep up on all the
20 projects that are going on.

21 If you guys have -- mainly put this on there if you guys have
22 any questions for me.

23 VICE CHAIRWOMAN WAITS: And Finance is all okay. We've
24 done the rollovers properly, and we're all --

25 NAN ANCHO: Yes, --

26 VICE CHAIRWOMAN WAITS: -- on top --

27 NAN ANCHO: -- that was --

28 VICE CHAIRWOMAN WAITS: Of that?

29 NAN ANCHO: -- we discussed that at the public hearing
30 where we redesignated some of the money rolled over from '15/'16
31 projects and separated some of that out for completing '14/'15.

32 VICE CHAIRWOMAN WAITS: Great. Thank you, Bert.

33 COMMISSIONER BAKKER: Good job, Bert.

34 COMMISSIONER MILLS: Okay. I actu- -- I have a couple of
35 questions that the other day we had some sewer backed up stuff.
36 And I'm assuming that's all fixed and we're all good there?

37 BERT RAMOS: She's flowing, buddy.

38 UNIDENTIFIED PARTICIPANT: All right.

39 COMMISSIONER MILLS: Did -- we had a big rainstorm
40 yesterday afternoon. Did that cause any issues anywhere that we

1 need to be aware of?

2 BERT RAMOS: No, I think the main issues is the puddling
3 around the town.

4 COMMISSIONER MILLS: Okay.

5 BERT RAMOS: Art's well aware of it right there at his
6 place. It seems to generate there. There's some storm drains
7 that have been in for years. And I don't know if we have roots
8 or what we have in them, but they're backed up, plugged, and
9 things we have to address as we go. So...

10 COMMISSIONER MILLS: No -- no real damage anywhere then to
11 anything?

12 BERT RAMOS: No. Not that I'm aware of.

13 COMMISSIONER MILLS: Okay. Good.

14 COMMISSIONER CLARK: It's that drain at the corner blocked
15 up again. But the street sweeper came and saved the day before
16 that house got flooded again. So we'll get that fixed when
17 we're paving; right?

18 BERT RAMOS: Well, I'm hoping to add it into -- into the
19 upcoming projects. Yeah.

20 COMMISSIONER CLARK: Okay. Because that has to be fixed or
21 the people are going to lose that house.

22 BERT RAMOS: For sure. And up until then, I think about
23 the only option is to run the street sweeper over there and --
24 and vac that out of there.

25 COMMISSIONER CLARK: Yeah. And what -- what is -- are you
26 going to have to remove the pipe?

27 BERT RAMOS: Yeah. More than likely. Pull it out and
28 replace it.

29 COMMISSIONER CLARK: Just go along George's fence and take
30 that out and put a new pipe in.

31 BERT RAMOS: Yeah.

32 COMMISSIONER CLARK: Okay.

33 COMMISSIONER MILLS: Okay, thank you.

34 COMMISSIONER BAKKER: Thanks, Bert.

35 COMMISSIONER CLARK: Thanks, Bert.

36

37 6) Discussion and possible action regarding hiring a specialist
38 or firm with experience in golf course engineering for the
39 upcoming budget year project, and other matters properly
40 related thereto.

1
2 VICE CHAIRWOMAN WAITS: Agenda Item Number 6. Discussion
3 and possible action regarding hiring a specialist or firm with
4 experience in golf course engineering for the upcoming budget
5 year project, and other matters properly related thereto.

6 BERT RAMOS: I've been -- what I'm asking for here is I
7 would like to go out and look for engineers that specialize in
8 golf courses, and that's what they do.

9 County has a pretty good pile of money that they want to
10 invest in this golf course. And I don't want it to turn into a
11 bunch of piecemeal, half of it get done and half of it not get
12 done, and then nothing ever tie together and work properly like it
13 should. So is what I'd like to do is get an engineering firm that
14 knows what they're doing and start from scratch, from our watering
15 system -- build our watering system up in a proper process to
16 where everything works with everything else that's put in as we
17 go. That way we don't have to go back and pay double to fix some
18 things that we haven't done right the first time.

19 COMMISSIONER CLARK: You mean you want to do it right the
20 first time?

21 BERT RAMOS: That's what I'm hoping for.

22 COMMISSIONER CLARK: I'll make --

23 BERT RAMOS: In doing so, I'm asking that -- that I can --
24 that I can use the engineer outside of our -- and I'm not saying
25 that Summit Engineering won't work. I'm saying that I would
26 like to go out and look to see what our best option is for the
27 county.

28 COMMISSIONER BAKKER: Right.

29 VICE CHAIRWOMAN WAITS: So you want it advertised?

30 BERT RAMOS: Pretty much.

31 COMMISSIONER BAKKER: Good deal. I'll make a motion to
32 approve the hiring of a specialist or firm with experience in
33 golf course engineering for the upcoming budget year.

34 COMMISSIONER MILLS: I'll second.

35 VICE CHAIRWOMAN WAITS: It's been moved by Commissioner
36 Bakker and seconded by Commissioner Mills.

37 Any other discussion?

38 (No comment.)

39 Any public comment?

40 (No comment.)

1 COMMISSIONER CLARK: After you get it straightened out,
2 then you'll just take it over with your crew?
3 BERT RAMOS: Um.
4 COMMISSIONER CLARK: Okay.
5 VICE CHAIRWOMAN WAITS: Not as Public Works foreman.
6 There's a specialist that we've already -- going out to bid for
7 that we will be hiring to oversee all that; right?
8 So it won't be your department necessarily.
9 DISTRICT ATTORNEY HERRERA: Not necessarily. So this is --
10 gosh, Art, --
11 COMMISSIONER BAKKER: I know.
12 DISTRICT ATTORNEY HERRERA: -- that's a hard question.
13 It's complicated.
14 But at -- at this time, it's my understanding that the
15 engineer -- we have a water problem out there. And the engineer's
16 going to determine how to relieve that problem.
17 As far as taking over the golf course, it's yet to be
18 determined exactly who's going to do that.
19 COMMISSIONER CLARK: Okay.
20 VICE CHAIRWOMAN WAITS: What we've approved earlier, the
21 person that would be. The question is whether we make them
22 under Public Works. Right now they were reporting directly to
23 the executive director.
24 DISTRICT ATTORNEY HERRERA: If -- if that --
25 VICE CHAIRWOMAN WAITS: So they may change.
26 DISTRICT ATTORNEY HERRERA: Right. If that consultant --
27 VICE CHAIRWOMAN WAITS: Okay.
28 DISTRICT ATTORNEY HERRERA: -- doesn't work out, then --
29 that's where the complication comes in -- Plan B needs to be
30 put. And so -- so until Keith gets back, we don't know if that
31 consultant has worked out properly.
32 VICE CHAIRWOMAN WAITS: Thank you. We'll call for the
33 vote.
34 COMMISSIONER BAKKER: Aye.
35 COMMISSIONER MILLS: Aye.
36 COMMISSIONER CLARK: Aye.
37 COMMISSIONER WAITS: Aye.
38 Okay. Thank you, Bert.
39 COMMISSIONER BAKKER: Thanks, Bert.
40

1 HUMAN RESOURCES

2
3 7) Discussion for possible action to approve/disapprove offering
4 additional option for HSA contribution for Lander County
5 employees with/without dependents, and other matters properly
6 related thereto.
7

8 VICE CHAIRWOMAN WAITS: Moving on to Human Resources.
9 Discussion for possible action to approve or disapprove offering
10 additional options for the HSA contribution for Lander County's
11 employees with or without dependents, and other matters properly
12 related thereto.

13 And this is under our insurance, so we have our Human
14 Resources with us this morning.

15 BECKY JOHNSON: Good morning. Becky --

16 COMMISSIONER MILLS: Hi.

17 BECKY JOHNSON: -- Johnson, HR director --

18 COMMISSIONER BAKKER: Good morning.

19 BECKY JOHNSON: -- Lander County.

20 April 9th, the commission approved our new insurance plans.
21 At that time, you also approved the 625 cap for employees with
22 dependents.

23 We, however, didn't think about our employees who do not
24 have dependents and choose to go to an HSA plan.

25 What I'm asking is the commission approve a second option
26 for our employees that do not have dependents but choose to go
27 to an HSA plan that we would take the contribution of 154, which
28 is what would be left from the 625 cap, and put it into a
29 savings -- an HSA savings account for these employees.

30 VICE CHAIRWOMAN WAITS: So with or without dependents,
31 everyone's getting the \$625 credit --

32 BECKY JOHNSON: Yes.

33 VICE CHAIRWOMAN WAITS: -- either towards other insurance
34 or towards the HSA plan?

35 BECKY JOHNSON: Correct.

36 VICE CHAIRWOMAN WAITS: Because we didn't specifically
37 mention that; is that right?

38 BECKY JOHNSON: And that's just to help offset --

39 VICE CHAIRWOMAN WAITS: Okay.

40 BECKY JOHNSON: -- the healthcare expenses.

1 DISTRICT ATTORNEY HERRERA: Whether they have dependents or
2 not.
3 BECKY JOHNSON: Correct.
4 VICE CHAIRWOMAN WAITS: Right. Okay. I -- and I know
5 that's a little bit confusing.
6 I did do kind of a motion if they decide to do that. See if
7 I have the right information.
8 We would need a motion to apply the cost difference of the
9 county cost of 625 and the HSA to any other insurance coverages,
10 with any remaining difference contributed to the HSA account.
11 Does that sound about right?
12 BECKY JOHNSON: Yes.
13 DISTRICT ATTORNEY HERRERA: It's basically -- it's ba- --
14 it's one or the other. It's basically putting that money into
15 an account.
16 VICE CHAIRWOMAN WAITS: Or buying other insurance -- other
17 insurance too.
18 If you -- if you have an HSA account and you don't have
19 dependents covered, --
20 DISTRICT ATTORNEY HERRERA: Right.
21 VICE CHAIRWOMAN WAITS: -- you're going to have a balance
22 of 154 difference. You could take some of that and put them on
23 vision or -- or dental or --
24 DISTRICT ATTORNEY HERRERA: Right. The person --
25 VICE CHAIRWOMAN WAITS: So --
26 BECKY JOHNSON: Right.
27 VICE CHAIRWOMAN WAITS: -- so that's why the motion has to
28 include other insurance coverages --
29 DISTRICT ATTORNEY HERRERA: That's true.
30 VICE CHAIRWOMAN WAITS: -- or --
31 DISTRICT ATTORNEY HERRERA: But the motion also has to
32 include that the county make an account for that particular
33 person. And out of that account, that's where the money's
34 applied, like you said, Commissioner. But -- but we have to --
35 the county has to provide an account.
36 UNIDENTIFIED PARTICIPANT: No, no.
37 VICE CHAIRWOMAN WAITS: Okay, but with the account.
38 Because they will have an account. The HSA will have an
39 account, --
40 DISTRICT ATTORNEY HERRERA: Yes.

1 VICE CHAIRWOMAN WAITS: -- Counselor.
2 ELIZABETH BARELA: The employee opens up the HSA account.
3 Then the employee gives the county the routing number and the
4 information to them.
5 BECKY JOHNSON: We would deposit it.
6 VICE CHAIRWOMAN WAITS: The county won't be opening it up.
7 DISTRICT ATTORNEY HERRERA: Okay. Right.
8 VICE CHAIRWOMAN WAITS: They'll just be depositing the
9 balance in the HSA --
10 DISTRICT ATTORNEY HERRERA: In depositing --
11 VICE CHAIRWOMAN WAITS: -- account.
12 DISTRICT ATTORNEY HERRERA: -- it in the account.
13 VICE CHAIRWOMAN WAITS: Right? Okay.
14 COMMISSIONER MILLS: So the HSA is a health savings
15 account?
16 BECKY JOHNSON: Yes.
17 VICE CHAIRWOMAN WAITS: Yes.
18 COMMISSIONER MILLS: And it can be used for what?
19 BECKY JOHNSON: It actually can be used to offset eligible
20 healthcare expenses.
21 COMMISSIONER MILLS: Meaning, like, their deductible?
22 BECKY JOHNSON: Can I ask Liz Barela to come up?
23 ELIZABETH BARELA: There is --
24 BECKY JOHNSON: She actually knows a lot --
25 ELIZABETH BARELA: There --
26 BECKY JOHNSON: -- about it.
27 ELIZABETH BARELA: -- are a number of things --
28 VICE CHAIRWOMAN WAITS: Excuse me. I need you to identify
29 your name -- name for us.
30 ELIZABETH BARELA: Elizabeth Barela from the DA's office.
31 If you go onto the HSA account online, it is actually directed
32 by IRS and there --
33 COMMISSIONER MILLS: Right.
34 ELIZABETH BARELA: And it specifically states what the
35 account can be used for. IRS gets those statement accounts.
36 And they get the reading. And they do the audits on it.
37 So basically, that can be used for vision. It can be used
38 for dental. It can be used for medical. It can be used for a
39 wheelchair if needed. Anything that is required medically or
40 anything for you or your dependents.

1 COMMISSIONER MILLS: And when you say, can be used for
2 vision or dental, you're not talking about vision and dental
3 insurance. You're talking about the actual expense for vision
4 and dental care?

5 ELIZABETH BARELA: I -- that -- basically what happens is
6 I'm going to go open up an HSA account. That's my bank account.
7 So I chose the option to have HSA for the county.

8 It is \$154 difference from what the cap the county pays for
9 their dependents. That \$154 goes into the HSA savings account for
10 me.

11 COMMISSIONER MILLS: Right.

12 ELIZABETH BARELA: That money stays in there. I'm only
13 authorized to use that account when I need -- if I go to the eye
14 doctor and I need to buy eyeglasses. Or I go to --

15 COMMISSIONER MILLS: Right.

16 ELIZABETH BARELA: -- the dental and I pay --

17 COMMISSIONER MILLS: So you're not buying insurance with
18 that HSA. You're buying the actual services.

19 BECKY JOHNSON: Correct.

20 ELIZABETH BARELA: Right. It's just offsetting medical
21 expenses.

22 VICE CHAIRWOMAN WAITS: Let me clarify that for you,
23 Commissioner Mills, because when I -- I made the comment. I
24 didn't want to confuse you on it.

25 I'm saying they could take part of the 154 and buy the
26 county insurance that --

27 COMMISSIONER MILLS: Right.

28 VICE CHAIRWOMAN WAITS: -- we have.

29 COMMISSIONER MILLS: That -- that's one of my other
30 questions.

31 VICE CHAIRWOMAN WAITS: Right.

32 COMMISSIONER MILLS: Do they get to take that \$154 and
33 divide it up? Part of it goes to the HSA and part of it goes to
34 buy insurance?

35 BECKY JOHNSON: No, what --

36 COMMISSIONER MILLS: Is that what we're doing?

37 BECKY JOHNSON: -- happens is you have a cap. Okay. Say I
38 don't have dependents. So I'm going to get the HSA insurance.
39 There's a difference of 154. That 154, the county transfers
40 into my HSA bank account.

1 If I have dependents, I have the option to take that 154 and
2 apply it to my dependent coverage or put it into my --
3 COMMISSIONER MILLS: So --
4 BECKY JOHNSON: -- HSA.
5 COMMISSIONER MILLS: -- it's one or the other. You're
6 either buying insurance for dependents or it's going to the HSA.
7 We're not -- we're not dividing up a lot of the bulk.
8 ELIZABETH BARELA: Correct.
9 BECKY JOHNSON: No, it's one or the other.
10 VICE CHAIRWOMAN WAITS: Okay. Tell me why we could not.
11 If we have -- we have \$154 to work with; right? And you have
12 your wife or spouse that you want to buy dental coverage and
13 vision coverage for. Together, those two costs are \$55.
14 BECKY JOHNSON: And that's true. They --
15 VICE CHAIRWOMAN WAITS: So can --
16 BECKY JOHNSON: -- they should --
17 VICE CHAIRWOMAN WAITS: So --
18 BECKY JOHNSON: -- be able to, the way --
19 VICE CHAIRWOMAN WAITS: That's what --
20 BECKY JOHNSON: Yeah.
21 VICE CHAIRWOMAN WAITS: -- I'm saying. So they should --
22 BECKY JOHNSON: So they could use that to have the dental
23 and vision on their dependents and what's left would be rolled
24 into their HSA.
25 COMMISSIONER MILLS: So it does get -- you could divide it
26 up.
27 VICE CHAIRWOMAN WAITS: Yes. Yes.
28 BECKY JOHNSON: You could --
29 ELIZABETH BARELA: Through the --
30 BECKY JOHNSON: -- do it --
31 ELIZABETH BARELA: -- county insurance.
32 BECKY JOHNSON: -- however you want.
33 COMMISSIONER MILLS: Okay. And that \$154 you're talking
34 about is a monthly, \$154 a month?
35 VICE CHAIRWOMAN WAITS: Yes.
36 BECKY JOHNSON: Yes.
37 NAN ANCHO: And we also -- there is a list of what
38 expenses -- Nan with Finance -- medical expenses that can be
39 paid with tax deductible HSA funds. We do have a list of what
40 you can and cannot spend it on.

1 VICE CHAIRWOMAN WAITS: Those are all qualified --
2 COMMISSIONER MILLS: Okay.
3 VICE CHAIRWOMAN WAITS: -- through the IRS.
4 NAN ANCHO: HR has that in their office.
5 COMMISSIONER MILLS: Okay.
6 I just want to be clear on this, because my first impression
7 when I heard about this was it was an either/or. You either buy
8 extra insurance for dependents or you --
9 BECKY JOHNSON: If you have --
10 COMMISSIONER MILLS: -- get the HSA.
11 BECKY JOHNSON: -- dependents. If you don't have
12 dependents, then the money --
13 COMMISSIONER MILLS: Right.
14 BECKY JOHNSON: -- just goes directly --
15 COMMISSIONER MILLS: But you're saying it can be used for
16 both?
17 BECKY JOHNSON: Yeah, because if --
18 COMMISSIONER MILLS: Okay.
19 BECKY JOHNSON: -- if you're -- if you're not using all the
20 money, if you had dependents and you're only getting vision and
21 dental, that's not going to come up to a \$154. So you're --
22 COMMISSIONER MILLS: Right.
23 BECKY JOHNSON: -- still going to have --
24 COMMISSIONER MILLS: So the rate -- the balance --
25 BECKY JOHNSON: -- the money left over.
26 COMMISSIONER MILLS: -- still then could --
27 BECKY JOHNSON: -- which is going to go over --
28 COMMISSIONER MILLS: -- be sent over to the HSA?
29 BECKY JOHNSON: Correct.
30 COMMISSIONER MILLS: Okay.
31 BECKY JOHNSON: Yes.
32 COMMISSIONER MILLS: And another question. Because this is
33 \$154 a month times 12. So this is about \$1500, give or take.
34 Is there -- I mean, could you possibly even spend \$1500 on HSA
35 services?
36 NAN ANCHO: It depends on what your medical needs are.
37 COMMISSIONER MILLS: Okay.
38 VICE CHAIRWOMAN WAITS: You could have a \$10,000 dental
39 bill. That's not unheard of.
40 COMMISSIONER MILLS: That's true.

1 VICE CHAIRWOMAN WAITS: Hearing aids. I mean, --
2 BECKY JOHNSON: This --
3 COMMISSIONER BAKKER: This is --
4 COMMISSIONER MILLS: What --
5 BECKY JOHNSON: -- isn't --
6 COMMISSIONER MILLS: Yeah.
7 BECKY JOHNSON: -- new.
8 COMMISSIONER MILLS: No.
9 BECKY JOHNSON: This has been around for years. Lander
10 County just hasn't set it up.
11 COMMISSIONER MILLS: If there's balance remaining at the
12 year, does it carry over to the next year or is it --
13 BECKY JOHNSON: Yes.
14 COMMISSIONER MILLS: -- gone?
15 VICE CHAIRWOMAN WAITS: Yes.
16 BECKY JOHNSON: Yes, it does.
17 COMMISSIONER MILLS: It does?
18 BECKY JOHNSON: Yeah.
19 COMMISSIONER MILLS: So it can build up over the years?
20 NAN ANCHO: Yes.
21 COMMISSIONER MILLS: Okay.
22 NAN ANCHO: Yeah, it's not like the old version HSA where
23 you had to manage the receipts and spend everything by the end
24 of the year or --
25 COMMISSIONER MILLS: Right.
26 NAN ANCHO: -- you lost it.
27 COMMISSIONER MILLS: So the HSA's changed that.
28 NAN ANCHO: It's changed.
29 BECKY JOHNSON: Yeah. Yes.
30 COMMISSIONER MILLS: Okay. Because that's how I remember
31 HSAs being.
32 NAN ANCHO: Uh-huh.
33 COMMISSIONER MILLS: So...
34 BECKY JOHNSON: Right. Right.
35 VICE CHAIRWOMAN WAITS: It's a nice option for our folks
36 that are not using a lot of medical --
37 BECKY JOHNSON: Right.
38 VICE CHAIRWOMAN WAITS: -- bills, that --
39 COMMISSIONER MILLS: Right.
40 VICE CHAIRWOMAN WAITS: -- have a lot of medical problems

1 to offset it with their dependents. That was the whole point.

2 COMMISSIONER MILLS: Is -- is your insurance deductible
3 included on the list of things that the HSA moneys can be paid
4 to?

5 DISTRICT ATTORNEY HERRERA: The deductible is increased, --

6 BECKY JOHNSON: Yes, it's a higher --

7 DISTRICT ATTORNEY HERRERA: -- considerably, --

8 BECKY JOHNSON: -- deductible.

9 DISTRICT ATTORNEY HERRERA: -- if you choose the --

10 COMMISSIONER MILLS: Right. But can those HSA moneys, can
11 they be used to pay the deductible?

12 BECKY JOHNSON: Yes.

13 DISTRICT ATTORNEY HERRERA: Yes.

14 COMMISSIONER MILLS: That is part of the --

15 BECKY JOHNSON: Yes.

16 COMMISSIONER MILLS: -- approved list? Okay.

17 NAN ANCHO: And there's a -- the list of goes on forever.

18 So I encourage individuals to get a copy of this when they sign
19 up for the account. Because there's -- there's quite a few
20 things they can use the money for. And there's some specifics
21 that they cannot.

22 COMMISSIONER MILLS: Okay.

23 NAN ANCHO: So they would have to read it very carefully.

24 VICE CHAIRWOMAN WAITS: That's all governed by the IRS.

25 NAN ANCHO: And you can't use it for mouthwash.

26 BECKY JOHNSON: Yeah.

27 NAN ANCHO: You can't use it for teeth whitening.

28 COMMISSIONER MILLS: What?

29 What?

30 NAN ANCHO: Yeah.

31 COMMISSIONER MILLS: Okay.

32 COMMISSIONER BAKKER: You good?

33 COMMISSIONER MILLS: I'm good.

34 COMMISSIONER BAKKER: Do you want to make the motion?

35 COMMISSIONER MILLS: What's the wording on the motion
36 again?

37 VICE CHAIRWOMAN WAITS: Here. I'll -- if you can read my
38 scribbling, I'll pass it down, because I thought it was kind of
39 a hard one.

40 COMMISSIONER MILLS: Just want to get this right. We don't

1 want to come back and do this one again.
2 COMMISSIONER BAKKER: No.
3 COMMISSIONER MILLS: So I'll make a motion to apply the
4 cost difference of the county cost of \$625 and the HSA to any
5 other insurance coverages with any remaining differences
6 contributed to the HSA account.
7 COMMISSIONER BAKKER: Is that good, Ted?
8 DISTRICT ATTORNEY HERRERA: That's good.
9 COMMISSIONER BAKKER: I don't want to do this a third time.
10 DISTRICT ATTORNEY HERRERA: That should be sufficient.
11 COMMISSIONER BAKKER: Okay. Second.
12 VICE CHAIRWOMAN WAITS: Okay. It's been moved by
13 Commissioner Mills, seconded by Commissioner Bakker. Any other
14 discussion?
15 COMMISSIONER MILLS: Actually, I have a question
16 for (indiscernible) -- from our county employees. What do you
17 guys -- what are you guys thinking of all this? This affects
18 you guys.
19 ELIZABETH BARELA: I think it's great.
20 COMMISSIONER MILLS: No one else --
21 MESHELL YOUNG: So if I --
22 COMMISSIONER MILLS: No one else cares.
23 MESHELL YOUNG: Is open enrollment still open?
24 BECKY JOHNSON: It closed May 29th. But I think -- would
25 we be able to make a concession since we've made a new option
26 available?
27 DISTRICT ATTORNEY HERRERA: It's up to the insurance
28 carrier what -- what they --
29 BECKY JOHNSON: Okay.
30 DISTRICT ATTORNEY HERRERA: I think we could if they will
31 allow it.
32 BECKY JOHNSON: Right. I would have to check with --
33 MESHELL YOUNG: Because last time the --
34 BECKY JOHNSON: -- our insurance carrier.
35 MESHELL YOUNG: Because that changes the whole picture of
36 HSA versus HMO and the PPO.
37 DISTRICT ATTORNEY HERRERA: It does.
38 MESHELL YOUNG: And it would change why I changed.
39 ELIZABETH BARELA: And it is a PPO. The HSA account is a
40 PPO insurance.

1 It's not an HMO. It's a PPO.
2 MESHELL YOUNG: It is a PPO, just a different kind.
3 VICE CHAIRWOMAN WAITS: I know we're cross talking a little
4 bit. But I do need your name for the record.
5 MESHELL YOUNG: Oh, I'm sorry. Meshell Young, Lander
6 County Sheriff's Office.
7 VICE CHAIRWOMAN WAITS: Thank you Sergeant Young.
8 Okay, any other public comment?
9 (No comment.)
10 VICE CHAIRWOMAN WAITS: So Becky's going to check with --
11 BECKY JOHNSON: Absolutely.
12 VICE CHAIRWOMAN WAITS: -- our agent and get back to us
13 ASAP.
14 Okay, we'll call for the motion. All in favor?
15 COMMISSIONER MILLS: Aye.
16 COMMISSIONER BAKKER: Aye.
17 COMMISSIONER CLARK: Aye.
18 COMMISSIONER WAITS: Aye.
19 And that passes. Thank you.
20 BECKY JOHNSON: Thank you very much.

21
22
23 **SHERIFF'S OFFICE**

- 24
25 8) Discussion and possible action regarding proposal to
26 temporarily amend the current work schedule from a 10-hour
27 work schedule to a 12-hour work schedule in the current
28 contract language in Article 7 of the Lander County Law
29 Enforcement Bargaining Unit B for Non-Supervisor in the
30 Communication Division. If approved, request for chair or
31 co-chair to sign authorization, and other matters properly
32 related thereto.
33

34 VICE CHAIRWOMAN WAITS: Agenda Item Number 8. Discussion
35 and possible action regarding proposal to temporarily amend the
36 current work schedule from a 10-hour work schedule to a 12-hour
37 work schedule in the current contract language in Article 7 of
38 the Lander County Law Enforcement Bargaining Unit B for
39 Non-Supervisor in the Communication Division. If approved,
40 request for chair or co-chair to sign authorization, and other

1 matters properly related thereto.

2 UNDERSHERIFF QUICK: Good morning, Robert Quick, --

3 VICE CHAIRWOMAN WAITS: Good morning.

4 UNDERSHERIFF QUICK: -- Sheriff's Office.

5 This and the next agenda item, because there's two
6 different contracts, that's why there's two different items,
7 what this is, is the employees are proposing to amend their
8 current language in the contract which reads anything over 40
9 hours in a 7-day period is overtime to anything over 84 in a
10 14-day period is overtime.

11 Because we're two people down -- short in the dispatch center
12 right now, it's causing a great deal of overtime for them and a
13 lot of extra hours that they're working. And this would cut those
14 hours back and allow them to work something similar to the -- to
15 the street guy, which is three on, three off, four on, four off
16 without incurring that overtime. And it's a temporary basis.
17 These have been done in the past as well.

18 We do have individuals currently in background for the
19 positions; however, we seem to disqualify more than we ever get
20 close to hiring. So...

21 COMMISSIONER BAKKER: Will this cut back on overtime?

22 UNDERSHERIFF QUICK: Yes.

23 COMMISSIONER BAKKER: Okay-est.

24 VICE CHAIRWOMAN WAITS: I wondered how you were going to
25 work the hours. But you just said three on. So that takes care
26 of our 36 hours right off the bat. So three on and then three
27 off. Because I -- I can't imagine 10-hour, 12-hour work days,
28 to go that long. But if you've got the same people all the
29 time, I can see what your --

30 UNDERSHERIFF QUICK: Right.

31 VICE CHAIRWOMAN WAITS: -- your point is. And your
32 temporary is five months; right?

33 UNDERSHERIFF QUICK: I believe they put six on here. For a
34 6-month period.

35 And I have -- I have the originals.

36 COMMISSIONER CLARK: The 12-hour shift works well at the
37 sheriff's office.

38 UNDERSHERIFF QUICK: Absolutely.

39 COMMISSIONER CLARK: It's just that simple.

40 VICE CHAIRWOMAN WAITS: But there --

1 COMMISSIONER CLARK: You can't get your job done in eight
2 hours or ten hours. It takes twelve, sometimes fourteen.
3 COMMISSIONER MILLS: So you said this was for a 6-month
4 period?
5 UNDERSHERIFF QUICK: Yes.
6 COMMISSIONER MILLS: So it's going to sunset on its own.
7 UNDERSHERIFF QUICK: Yes.
8 COMMISSIONER MILLS: And then you're going to remember to
9 go back to --
10 UNDERSHERIFF QUICK: Oh, yes.
11 COMMISSIONER MILLS: -- what it was before?
12 VICE CHAIRWOMAN WAITS: It says, --
13 UNDERSHERIFF QUICK: Absolutely.
14 COMMISSIONER MILLS: Okay.
15 VICE CHAIRWOMAN WAITS: -- "unless extended by --
16 COMMISSIONER MILLS: Oh, that's extended.
17 VICE CHAIRWOMAN WAITS: -- mutual consent." So...
18 UNDERSHERIFF QUICK: We'd have to come back with it --
19 COMMISSIONER MILLS: You'd have to come back to us to
20 extend it?
21 UNDERSHERIFF QUICK: -- to adjust the contract.
22 COMMISSIONER CLARK: Is this something that you'll address
23 in the CBA when you renegotiate it?
24 UNDERSHERIFF QUICK: The county certainly could do that, I
25 guess, or the association.
26 COMMISSIONER CLARK: I mean, if this is the better option,
27 why go back? That's -- that's my question. I mean, you guys do
28 what you need to do for dispatch --
29 VICE CHAIRWOMAN WAITS: Well, main reason for going back is
30 because they're long days. No matter how you look at it,
31 they're long days.
32 COMMISSIONER CLARK: Do we need to have Steven Smith here?
33 Because he asked me to text him.
34 UNDERSHERIFF QUICK: If -- the reason I told the -- both
35 the associations that they had to have a rep here is that they
36 actually submitted the request.
37 COMMISSIONER CLARK: Oh, okay.
38 UNDERSHERIFF QUICK: And in the event you had a question
39 for them that I couldn't answer.
40 COMMISSIONER CLARK: Yeah, I really -- I --

1 UNIDENTIFIED PARTICIPANT: So.
2 COMMISSIONER CLARK: I really don't have a question on
3 this. You have an MOU, so...
4 COMMISSIONER MILLS: When would this go into effect?
5 COMMISSIONER CLARK: Next schedule?
6 COMMISSIONER MILLS: Does it have --
7 UNDERSHERIFF QUICK: I think, the week of June.
8 COMMISSIONER MILLS: Okay.
9 UNDERSHERIFF QUICK: So next full pay --
10 COMMISSIONER MILLS: So --
11 UNDERSHERIFF QUICK: -- period.
12 COMMISSIONER MILLS: All right.
13 VICE CHAIRWOMAN WAITS: Through November 30th.
14 COMMISSIONER MILLS: And is -- is six months -- well, I
15 guess it doesn't matter. I was just wondering is six months
16 long enough. But that gets somebody through post and get
17 them --
18 UNDERSHERIFF QUICK: For them, it's not post. This is the
19 civilian side.
20 COMMISSIONER MILLS: Oh, okay.
21 UNDERSHERIFF QUICK: So we do have a lengthy training
22 program. But it's also a lengthy background pro- --
23 COMMISSIONER MILLS: Right.
24 UNDERSHERIFF QUICK: -- that we do. And we thought we were
25 pretty close to two people. And they just got disqualified
26 during the background.
27 COMMISSIONER MILLS: Right.
28 UNIDENTIFIED PARTICIPANT: So it's --
29 COMMISSIONER MILLS: Okay.
30 SHERIFF RON UNGER: We have more in background at this
31 point.
32 COMMISSIONER MILLS: Got them stacked up like cord wood,
33 just waiting to come through?
34 UNDERSHERIFF QUICK: I wouldn't characterize it as that,
35 but --
36 COMMISSIONER MILLS: Okay.
37 All right. I'll make a motion that we approve the temporary
38 amendment to the current work schedule for the sheriff's office
39 for -- from a 10-hour work schedule to a 12-hour work schedule.
40 COMMISSIONER BAKKER: Second.

1 COMMISSIONER MILLS: Leave it at that.
2 VICE CHAIRWOMAN WAITS: And authorize...
3 UNDERSHERIFF QUICK: And authorize the chair.
4 COMMISSIONER BAKKER: And authorize --
5 COMMISSIONER MILLS: Oh, and authorize the chair to sign.
6 VICE CHAIRWOMAN WAITS: Or vice chair?
7 COMMISSIONER MILLS: Or vice chair. Sorry about that.
8 COMMISSIONER BAKKER: I'll second that.
9 VICE CHAIRWOMAN WAITS: Thank you. It's been moved by
10 Commissioner Mills that we approve the -- the MOU, and seconded
11 by Commissioner Bakker.
12 Any other discussion?
13 (No comment.)
14 VICE CHAIRWOMAN WAITS: Any public comment?
15 (No comment.)
16 VICE CHAIRWOMAN WAITS: All those in favor?
17 COMMISSIONER BAKKER: Aye.
18 COMMISSIONER MILLS: Aye.
19 COMMISSIONER CLARK: Aye.
20 VICE CHAIRWOMAN WAITS: Thank you. That passes. And we
21 move on to the -- the second one.

22
23 9) Discussion and possible action regarding proposal to
24 temporarily amend the current work schedule from a 10-hour
25 work schedule to a 12-hour work schedule in the current
26 contract language in Article 7 of the Lander County Law
27 Enforcement Bargaining Unit B for Supervisor in the
28 Communication Division. If approved, request for chair or
29 co-chair to sign authorization, and other matters possible
30 related thereto.

31
32 VICE CHAIRWOMAN WAITS: Discussion and possible action
33 regarding proposal to temporarily amend the current work
34 schedule from a 10-hour work schedule to a 12-hour work schedule
35 in the current contract language in Article 7 of the Lander
36 County Law Enforcement Bargaining Unit for a Supervisory in the
37 Communications Division. If approved, request for chair or
38 co-chair to sign authorization, and other matters properly
39 related thereto.

40 UNDERSHERIFF QUICK: Same thing, but because we have a both

1 a employee and a supervisor contract, we have to have two
2 different MOUs.

3 COMMISSIONER CLARK: Yeah.

4 COMMISSIONER MILLS: Okay.

5 I'll make a motion that we approve the temporary amendment to
6 the current work schedule in the Sheriff's Office from a 10-hour
7 work schedule to a 12-work schedule for the supervisor position.

8 COMMISSIONER BAKKER: Chair or vice chair.

9 COMMISSIONER MILLS: And have the vice chair sign.

10 COMMISSIONER BAKKER: Second.

11 VICE CHAIRWOMAN WAITS: Moved by Commissioner Mills that we
12 approve the MOU for the supervisor in the communications
13 division and seconded by Commissioner Mills.

14 Any other discussion?

15 (No comment.)

16 COMMISSIONER BAKKER: Seconded by.

17 VICE CHAIRWOMAN WAITS: Seconded by Commissioner Bakker.
18 We don't want that wrong in the minutes.

19 COMMISSIONER BAKKER: No.

20 VICE CHAIRWOMAN WAITS: Thank you.

21 Okay. We'll call for the -- for the vote. All in favor?

22 COMMISSIONER BAKKER: Aye.

23 COMMISSIONER MILLS: Aye.

24 COMMISSIONER CLARK: Aye.

25 COMMISSIONER WAITS: Aye.

26 VICE CHAIRWOMAN WAITS: Thank you.

27
28 **10) Discussion and possible action to reallocate budgeted moneys**
29 **from 001-012-54010 FA-1 for use to purchase enhanced body**
30 **cameras for all sworn deputies of the Lander County Sheriff's**
31 **Office, and other matters properly related thereto.**
32

33 VICE CHAIRWOMAN WAITS: Moving on. Still under our
34 sheriff's division here. We have Number 10.

35 Discussion and possible action to reallocate budgeted
36 moneys from the 001-012-54010 FA-1 for use to purchase enhanced
37 body cameras for all sworn deputies of the Lander County
38 Sheriff's Office, and other matters properly related thereto.

39 UNDERSHERIFF QUICK: So as you probably know, there was
40 quite a few bill drafts in the legislation for body cameras

1 regarding law enforcement officers.

2 The one that did pass incorporates the requirement to
3 introduce a policy that covers disciplinary action for employees
4 that both turn them off, don't turn them on, things of that
5 nature.

6 So we looked at what we are currently using. We have had
7 body cameras for several years now. And we do have them on all of
8 our officers, including animal control, for their use.

9 One of the issues that we've had in the past with these
10 particular cameras is, if you don't turn it on, it doesn't
11 record. So if you don't turn it on, you lose the recording,
12 which would -- based on the new NRS -- will cause disciplinary
13 issues in that. And, I mean, there's a variety of reasons it
14 can be done, including things are happening and they forgot to
15 turn them on. I mean, it's a manual method.

16 So what we did is because we hadn't budgeted for
17 replacement cameras, we looked at what we have in our current
18 budget. And we have a project and we had in the budget that we
19 have \$8,000 that we could -- we felt we could reallocate with
20 your permission.

21 The new cameras that are available by our current vender
22 has a feature on them, which is called record after the fact.
23 It's similar to our vehicle videos, which -- even if you don't
24 manually turn it on, you can go back a short period of ti- -- of
25 time later and still pull that video off because it's constantly
26 recording while it's powered off. So that will alleviate that
27 issue of they forgot to turn the video on or something happens
28 right away or, like, in the jail, we've had -- they'll turn them
29 on if an inmate starts to get out of hand. But we miss the
30 beginning of what caused the issue. So that eliminates that.

31 Additionally, what's occurring right now with the body
32 cameras is it -- there's about ten different steps that our
33 records staff has to do to pull that video in to provide to the
34 district attorney or other locations.

35 These cameras, because they're manufactured by the same
36 company as our vehicle cameras, we anticipate by December this
37 same program we use for the vehicles is the same camera that
38 these will be tied into.

39 So it's a simpler process, much less man-hours to pull video,
40 things like that.

1 So we're here to ask to be able to reallocate the money we
2 have in existing budget to purchase replacement cameras for all
3 the officers.

4 And then we would then go out and try to potentially
5 repurpose or resell to another agency the current cameras we
6 have that may not have any that will now be required to get
7 some. That would recoup some of that -- some of that cost.

8 These cameras, because we're current customers of this
9 vendor, they are running a special right now that if we buy this
10 month -- and they've already guaranteed that they can supply
11 them by the end of the month -- that they're half price.

12 So there's approximately a \$9100 cost to replace all the
13 cameras. We have 8,000 in this -- in this line. We would
14 absorb the rest of out of our current budget. But if we don't
15 do this at this point and you decide not do it, we would end up
16 coming back to budget for roughly twice the price for next --
17 the next fiscal year.

18 COMMISSIONER CLARK: How far back can you go if you don't
19 have it turned on?

20 UNDERSHERIFF QUICK: That's going to depend on how long you
21 use it.

22 And I would anticipate there's nothing hard-fast. It depends
23 on whether you're recording on high definition all time or
24 standard. I can tell you based -- based on what we've done in the
25 cars that I've actually gone back a week and pulled the --

26 Not saying that the smaller devices would do that much, --

27 COMMISSIONER CLARK: Uh-huh.

28 UNDERSHERIFF QUICK: -- but I'm pretty sure -- I can bet
29 you I could go back a day or two at least.

30 COMMISSIONER CLARK: A day or two?

31 UNDERSHERIFF QUICK: Uh-huh.

32 COMMISSIONER CLARK: So if you had something happen and --
33 for some reason it was insignificant, you can go back two days
34 and --

35 UNDERSHERIFF QUICK: Potentially. It depend- -- again, it
36 depends on -- the ones we're looking at has a higher memory to
37 it and can record longer.

38 But I don't know until we actually start using them --

39 COMMISSIONER CLARK: Okay.

40 UNDERSHERIFF QUICK: -- how far back we'll actually be able

1 to go --

2 COMMISSIONER CLARK: And how many are --

3 UNDERSHERIFF QUICK: Most of the time what will happen is

4 something will happen and they may turn it on or forgot to turn

5 it off, and within the day, we'll know we got to go back and

6 pull it.

7 COMMISSIONER CLARK: Okay.

8 And that -- you'll replace all of them for 8,000?

9 UNDERSHERIFF QUICK: Yes.

10 COMMISSIONER CLARK: How many --

11 UNDERSHERIFF QUICK: Well, it's about 9100.

12 COMMISSIONER CLARK: How many?

13 UNDERSHERIFF QUICK: It's 8,000 out of this and then the

14 1100 out of the rest of them.

15 COMMISSIONER CLARK: How many are you going to replace?

16 UNDERSHERIFF QUICK: All of them. For all the sworn

17 including --

18 COMMISSIONER CLARK: You don't have one.

19 UNDERSHERIFF QUICK: -- animal control.

20 COMMISSIONER CLARK: Where's yours?

21 COMMISSIONER BAKKER: It does voice and video; right?

22 UNDERSHERIFF QUICK: Absolutely.

23 VICE CHAIRWOMAN WAITS: So, of course, my question is: Any

24 chance for grants?

25 UNDERSHERIFF QUICK: We did look at the grant that you --

26 that you provided us. And I looked at that in detail.

27 And -- and I'm sure they're -- in the future there may be

28 additional grants out there.

29 The one that you did come across and provided, I looked at.

30 And this would fall under an enhancement because we already have

31 some cameras. It also is governed, for that particular brand,

32 with a ratio. So it's a 50/50 minimum grant.

33 So it -- we would still end up paying approximately half the

34 cost in addition to -- we look at -- when you look at cost of

35 something like that, so even if we got 50/50 grant, the paperwork

36 and the man-hours it takes to do the reports for those grants,

37 those federal grants, far outweighs the \$4,000 we would get from

38 them.

39 So it's --

40 VICE CHAIRWOMAN WAITS: And we are -- what? -- third --

1 third generation on our body cameras? Is that?
2 UNDERSHERIFF QUICK: It's -- yeah. Yeah. This would be
3 third generation.
4 VICE CHAIRWOMAN WAITS: When these bills were going through
5 and NACO asked for the input from the counties, because it's a
6 big expense to a lot of counties that don't have them, it's a
7 big expense and we started a few years ago. Just for the
8 record, Lander County was the only county that is completely
9 covered, the only one.
10 COMMISSIONER MILLS: Wow.
11 VICE CHAIRWOMAN WAITS: And, I mean, some of it really is a
12 big -- a big cost for them, that initial jump with a lot of
13 officers of course.
14 But it's something to be very proud of, gentlemen, so...
15 COMMISSIONER MILLS: Okay.
16 UNDERSHERIFF QUICK: Thank you.
17 VICE CHAIRWOMAN WAITS: Thank you.
18 COMMISSIONER MILLS: I've got a couple of comments just
19 because I want it on the record just to show that we're doing
20 our due diligence and asking the questions.
21 You said this -- this was a -- legislation through the state
22 --
23 UNDERSHERIFF QUICK: Yes.
24 COMMISSIONER MILLS: -- that is requiring this. Are they
25 providing any grants or any funding for these programs?
26 UNDERSHERIFF QUICK: Absolutely not. They did provide in
27 the NRS, however, that you could make an ordinance to make a
28 tax, the local population to pay for it.
29 COMMISSIONER MILLS: Okay.
30 And this camera system that you're recommending that you --
31 you added some paperwork here for the cameras you're looking at.
32 I can't imagine there's a lot of options out there, but is this
33 the best option?
34 UNDERSHERIFF QUICK: There are --
35 COMMISSIONER MILLS: We're not looking at this just because
36 of price?
37 UNDERSHERIFF QUICK: Sure.
38 There -- there are more and more options now that this is a
39 big push throughout the United States.
40 COMMISSIONER MILLS: Right.

1 UNDERSHERIFF QUICK: One of the reasons we've looked at
2 this particular manufacturer is it's our current manufacturer
3 for our vehicle videos. And it incorporates into the current
4 software that we use for video now.

5 So one of the -- one of the big pushes for us was the
6 simplicity for the officers to upload the video.

7 COMMISSIONER MILLS: Okay.

8 UNDERSHERIFF QUICK: The cars upload automatically, but
9 these still have to be manually done.

10 The second is the man-hours it takes for our records staff
11 to pull video to -- for defense attorneys, prosecutors, anything
12 like that. And that's going to reduce the man-hours there. So
13 that's some of the biggest push for these types of cameras.

14 COMMISSIONER BAKKER: So you have all the equipment in
15 place already to do all the work?

16 UNDERSHERIFF QUICK: We have the service side equipment in
17 place, yes, based on the cameras we already have. So there's no
18 increase for that. It's just the cameras themselves.

19 COMMISSIONER BAKKER: Right. Kind of cost savings --

20 UNDERSHERIFF QUICK: Absolutely.

21 COMMISSIONER BAKKER: -- in the long run.

22 VICE CHAIRWOMAN WAITS: Gentlemen, ready for a motion?

23 COMMISSIONER MILLS: Okay.

24 COMMISSIONER BAKKER: I'll make a motion.

25 COMMISSIONER MILLS: I've got one more question. I'm
26 wondering what -- what you think of this? Ted.

27 DISTRICT ATTORNEY HERRERA: On behalf of the district
28 attorney's office, I support this 100 percent, both criminally
29 and civilly in protection of the county and -- and for criminal
30 investigations.

31 The two biggest -- and you've hit on it, Commissioner
32 Mills, that one of the two biggest things on cameras is storage
33 and reproduction. And -- and we've already got this in place.
34 They've already -- they've already got storage. They've got the
35 ability to reproduce. If we were starting this originally,
36 that's -- those two issues would be in front of us. But they're
37 not. Because we've already -- we're the only -- as Commissioner
38 Waits pointed out, we're ahead of the curve on this. But
39 cameras are wonderful. Fully support this.

40 COMMISSIONER MILLS: Okay. I'm done.

1 COMMISSIONER BAKKER: Okay. I'll make a motion to
2 reallocate budgeted moneys from 001-012-54010 FA-1 projects for
3 use to purchase enhanced body cameras for all sworn deputies at
4 the Lander County Sheriff's Office.

5 COMMISSIONER MILLS: I'll second.

6 VICE CHAIRWOMAN WAITS: Do we want the amount in there?

7 NAN ANCHO: Yes.

8 COMMISSIONER BAKKER: In the amount of \$8,000.

9 VICE CHAIRWOMAN WAITS: Thank you. It's been moved by
10 Commissioner Bakker, seconded by Commissioner Mills.

11 Any other discussion?

12 (No comment.)

13 VICE CHAIRWOMAN WAITS: Any public comment?

14 (No comment.)

15 VICE CHAIRWOMAN WAITS: All those in favor?

16 COMMISSIONER BAKKER: Aye.

17 COMMISSIONER MILLS: Aye.

18 COMMISSIONER CLARK: Aye.

19 COMMISSIONER WAITS: Aye.

20 Thank you. And that passes.

21 Agenda Item Number 11.

- 22
23 **11) Discussion and possible action regarding authorizing the**
24 **hiring of a temporary, full-time animal control officer for a**
25 **maximum of six months to replace the existing full-time**
26 **employee while they are out on FMLA and/or on transitional**
27 **duty, and other matters properly related thereto.**

28
29 VICE CHAIRWOMAN WAITS: Agenda Item Number 11, discussion
30 and possible action regarding authorizing the hiring of a
31 temporary, full-time animal control officer for a maximum of six
32 months to replace the existing full-time employee while they are
33 out on FMLA leave and/or on transitional duty, and other matters
34 properly related thereto.

35 UNDERSHERIFF QUICK: So what we have is -- as you -- as
36 well know, we have one full-time animal control officer and one
37 part-time animal control officer.

38 Well, our full-time animal officer went out on FMLA for --
39 and it will be an extended period of time.

40 And so what we're looking to do is -- is be able to hire a

1 temporary, full-time animal control officer to replace that person
2 while they're either out on FMLA completely or if we're able to
3 bring them back on transitional duty as a restricted-duty type for
4 maximum of six months.

5 The finance director and I have had conversations. And we --
6 do some transfer of money, if necessary, between departments can
7 cover the additional expense of the temporary. So we're not
8 asking for reallocation of funds, just the ability to do that for
9 six months -- up to six months. Once the full-time person comes
10 back, then we would terminate the position.

11 COMMISSIONER MILLS: Have you got someone in mind for this?

12 UNDERSHERIFF QUICK: We're hoping that the current
13 part-time animal control --

14 COMMISSIONER MILLS: Will do it.

15 UNDERSHERIFF QUICK: -- officer --

16 COMMISSIONER MILLS: I was wondering.

17 UNDERSHERIFF QUICK: -- will assume the --

18 COMMISSIONER MILLS: Okay.

19 UNDERSHERIFF QUICK: -- duties.

20 COMMISSIONER MILLS: So there's not -- you're not going to
21 have to wait for six months for background check stuff to come
22 in --

23 UNDERSHERIFF QUICK: No.

24 COMMISSIONER MILLS: -- and then this is a moot point?

25 UNDERSHERIFF QUICK: No.

26 COMMISSIONER MILLS: Okay.

27 COMMISSIONER CLARK: And this is six months total?

28 UNDERSHERIFF QUICK: Correct.

29 UNIDENTIFIED PARTICIPANT: Up to.

30 COMMISSIONER CLARK: If this transitional duty involved,
31 that will still count towards the six months?

32 UNDERSHERIFF QUICK: Yes.

33 COMMISSIONER CLARK: It's not six months FMLA and six
34 months or six weeks transitional?

35 UNDERSHERIFF QUICK: No.

36 COMMISSIONER CLARK: Okay. So everything has to fit within
37 the brackets of six months?

38 UNDERSHERIFF QUICK: Yes.

39 COMMISSIONER MILLS: When's it start? Have you got --

40 UNDERSHERIFF QUICK: Hopefully it's --

1 COMMISSIONER MILLS: Have you got --
2 UNDERSHERIFF QUICK: -- full pay period.
3 COMMISSIONER MILLS: Next full pay period?
4 VICE CHAIRWOMAN WAITS: Now, yeah.
5 COMMISSIONER MILLS: Okay.
6 VICE CHAIRWOMAN WAITS: I have a question on the actual
7 contract. Because this is the contract that you've been using?
8 Right? The one that they signed that we have for is animal
9 control officer and the definition of their duties?
10 UNDERSHERIFF QUICK: Yes.
11 VICE CHAIRWOMAN WAITS: Right?
12 Because I -- I would like to see us amend the definition of
13 the duties on one of the areas.
14 And how difficult is that to do?
15 UNDERSHERIFF QUICK: Well, that's the -- the job
16 description's not in the contract.
17 VICE CHAIRWOMAN WAITS: Good.
18 UNDERSHERIFF QUICK: It's something that's delineated by
19 the sheriff. So we have the ability to -- to amend those --
20 VICE CHAIRWOMAN WAITS: Good. So that's --
21 UNDERSHERIFF QUICK: -- job descriptions.
22 VICE CHAIRWOMAN WAITS: -- something we can look at it at
23 some -- some point --
24 UNDERSHERIFF QUICK: Absolutely.
25 VICE CHAIRWOMAN WAITS: -- then. Okay. And I will go and
26 put it on the record for what I'm looking at so perhaps you
27 could take a look at that under my concerns.
28 One of the things is Number 8, euthanizes impounded animals
29 which are not claimed within the time mandated by state law or
30 governmental policy and violent or potentially harmful animals.
31 And I know that's true. And I also know we have a
32 wonderful record about not euthanizing and trying to find homes
33 for them.
34 UNDERSHERIFF QUICK: Yes.
35 VICE CHAIRWOMAN WAITS: So I would like to see us really
36 expand that a little bit to say that they should be contacting
37 other agencies for -- for homes, you know, after the time frame
38 and that type of thing. And I think we --
39 COMMISSIONER CLARK: That's being done.
40 VICE CHAIRWOMAN WAITS: -- we need to expand that.

1 COMMISSIONER CLARK: It's on the internet, Patsy. Every --
2 COMMISSIONER MILLS: What --
3 COMMISSIONER CLARK: -- opportunity is exhausted to get
4 these dogs a home.
5 VICE CHAIRWOMAN WAITS: I understand that. My -- my
6 concern was that we update the job description since that's what
7 we were looking at. And so I just wanted to -- to express that.
8 Because I know we do. And we have a good history of it.
9 And we're very proud of it. But I would like to see this
10 enhanced in the job description. That's all.
11 UNDERSHERIFF QUICK: Thank you.
12 COMMISSIONER MILLS: That -- that does bring up one other
13 question that is dealing with training and certifications and
14 whatever things are required by a dogcatcher. And if you don't
15 get this person you want -- I'm assuming you've got this all
16 figured out in advance.
17 UNDERSHERIFF QUICK: Yes.
18 COMMISSIONER MILLS: Okay. So -- and all that stuff is in
19 place?
20 UNDERSHERIFF QUICK: Yes.
21 COMMISSIONER MILLS: So not a lot of additional training
22 costs and...
23 UNDERSHERIFF QUICK: No, actually there will be no
24 additional training costs.
25 COMMISSIONER MILLS: Okay.
26 So, yeah. Because six months isn't very long. Training
27 could take way longer than that. So I just don't want to do this
28 and have it be a thing where we're just spinning our wheels
29 because of --
30 UNDERSHERIFF QUICK: No. And -- and actually what --
31 potentially what we look to do would be to fill the part-time
32 temporarily as well.
33 COMMISSIONER MILLS: Right.
34 UNDERSHERIFF QUICK: But solely for the purpose of cleaning
35 and maintenance of the pound.
36 COMMISSIONER MILLS: Okay. Yeah, because, I mean, right
37 now I think there's unknowns.
38 COMMISSIONER CLARK: How --
39 COMMISSIONER MILLS: You don't know if the employee on FMLA
40 is going to --

1 UNDERSHERIFF QUICK: Correct.
2 COMMISSIONER MILLS: -- come back or not.
3 UNDERSHERIFF QUICK: But at this point, --
4 COMMISSIONER MILLS: Yeah.
5 UNDERSHERIFF QUICK: -- we -- we have no intention of doing
6 that --
7 COMMISSIONER MILLS: Right.
8 UNDERSHERIFF QUICK: -- until we get more information.
9 COMMISSIONER MILLS: Right.
10 UNDERSHERIFF QUICK: And we have no one that's through
11 background. So there's no possibility to do that anyway.
12 COMMISSIONER MILLS: Okay.
13 UNDERSHERIFF QUICK: That's why it's not before the
14 commission.
15 COMMISSIONER CLARK: So the full-term person -- full-time
16 person's on leave. The part-time person covers full-time. And
17 who's going to cover the weekends?
18 UNDERSHERIFF QUICK: At this point, the detention staff
19 will take inmates down to --
20 COMMISSIONER CLARK: Yeah.
21 UNDERSHERIFF QUICK: -- clean and feed. That's all --
22 that's the only choice --
23 COMMISSIONER CLARK: Same old --
24 UNDERSHERIFF QUICK: -- we have.
25 COMMISSIONER CLARK: -- problem. And then the Pet Point
26 program's still in use; right?
27 UNDERSHERIFF QUICK: It is.
28 COMMISSIONER CLARK: That broadcasts every dog that we get
29 --
30 UNDERSHERIFF QUICK: It does.
31 COMMISSIONER CLARK: -- with a picture nationwide.
32 UNDERSHERIFF QUICK: Yes.
33 COMMISSIONER CLARK: Yeah.
34 COMMISSIONER BAKKER: I'll make a motion to approve a
35 temporary, full-time animal control officer until the full-time
36 employee returns to full duty, not to exceed six months.
37 COMMISSIONER MILLS: I'll second.
38 VICE CHAIRWOMAN WAITS: Moved by Commissioner Bakker,
39 seconded by Commissioner Mills. Any other discussion?
40 (No comment.)

1 VICE CHAIRWOMAN WAITS: Any public comment?
2 (No comment.)
3 VICE CHAIRWOMAN WAITS: All those in favor?
4 COMMISSIONER BAKKER: Aye.
5 COMMISSIONER CLARK: Aye.
6 COMMISSIONER MILLS: Aye.
7 COMMISSIONER CLARK: Take a break?
8 VICE CHAIRWOMAN WAITS: Aye. Thank you.
9 We're going to take a quick ten-minute break right now.

10
11 (Break taken between 10:00 a.m. and 10:08 a.m.)
12

13 12) Discussion and possible action regarding authorizing the
14 sheriff to restructure the supervisor FTE allocations in
15 Department 012 by replacing an available deputy sheriff
16 sergeant FTE with two deputy sheriff corporal FTEs. This
17 authorization would be for a six-month trial period to allow
18 the sheriff to evaluate the viability of the restructure, and
19 other matters properly related thereto.
20

21 VICE CHAIRWOMAN WAITS: Discussion and possible action
22 regarding authorizing the sheriff to restructure the supervisor
23 FTE allocations in Department 012 by replacing an available
24 deputy sheriff sergeant FTE with two deputy sheriffs corporal
25 FTEs. This authorization would be for a six-month trial period
26 to allow the sheriff to evaluate the viability of the
27 restructure, and other matters properly related thereto.

28 UNDERSHERIFF QUICK: So, first, let me say this does not
29 increase our staffing.

30 What we're looking to do is taking moneys -- we recently had
31 a sergeant out of the patrol division retire. And we, at that
32 time, before his retirement, we had two patrol sergeants -- two
33 supervisors in the patrol division. They spend considerable
34 amount of time in the office reviewing reports, administrative
35 duties, things like that.

36 So the purpose behind this is to reallocate the moneys that
37 we were paying that sergeant and use them to pay two corporals,
38 which is a -- which is the mid-level supervisor. And the intent
39 is to have those supervisors actually on the street, responding
40 to calls with the other officers and be on the scene, instead of

1 the administrative duties in the office.
2 We don't know if this is going to work well. We want to give
3 it a shot for -- like we said, up to six months -- and then come
4 back and either make that a permanent -- permanent change or just
5 go back and look to move to the sergeant position again.
6 VICE CHAIRWOMAN WAITS: How does the union feel about that?
7 Any input?
8 UNDERSHERIFF QUICK: Well, the union was unasked. And it's
9 --
10 VICE CHAIRWOMAN WAITS: We don't need to?
11 UNDERSHERIFF QUICK: And because we're not adding a new
12 classification, they don't have a say-so in the matter, so to
13 speak.
14 The sheriff can -- can delineate his staffing how he sees
15 fit but because this involves --
16 VICE CHAIRWOMAN WAITS: And emergency situation?
17 UNDERSHERIFF QUICK: -- moving -- moving moneys and
18 potentially a permanent reallocation of -- of positions, then
19 that's why we're in front of the commission.
20 COMMISSIONER MILLS: So this will put more officers on the
21 street?
22 UNDERSHERIFF QUICK: It won't increase anything, but it
23 will put more supervisors on the street.
24 COMMISSIONER MILLS: More supervisors.
25 Are you going to have -- are you going to have two officers
26 in a car then? A supervisor and an officer or --
27 UNDERSHERIFF QUICK: No.
28 COMMISSIONER BAKKER: The payroll's not going to increase
29 though?
30 UNDERSHERIFF QUICK: No.
31 COMMISSIONER MILLS: Okay.
32 UNDERSHERIFF QUICK: It's -- I did discuss this with Nan.
33 And it looks like, based on what that supervisor that retired
34 was making and the increase between what the potential deputies
35 that would be promoted to corporal would make, it would be a
36 wash.
37 COMMISSIONER MILLS: Okay.
38 COMMISSIONER CLARK: Will you be minus one on patrol now?
39 Or will -- you're going to be minus one patrolman; right? One
40 deputy?

1 UNDERSHERIFF QUICK: No. I'd be minus one sergeant.
2 COMMISSIONER BAKKER: Because corporal will be patrolling;
3 right?
4 UNDERSHERIFF QUICK: Correct.
5 COMMISSIONER CLARK: Okay. So --
6 UNDERSHERIFF QUICK: Correct.
7 COMMISSIONER CLARK: -- What are you going to do with
8 sergeant's position? Just leave it there for six months and
9 then if it works out, then you'll delete one sergeant position?
10 UNDERSHERIFF QUICK: No, that sergeant would be changed to
11 a corporal position.
12 COMMISSIONER CLARK: What?
13 UNDERSHERIFF QUICK: The sergeant would be changed to a
14 corporal position. And then a deputy's position would be a
15 corporal position.
16 COMMISSIONER CLARK: Okay.
17 So you're taking the sergeant and you're going to make two
18 corporals?
19 VICE CHAIRWOMAN WAITS: Sergeant and -- and the deputy for
20 two.
21 UNDERSHERIFF QUICK: Correct.
22 COMMISSIONER CLARK: So instead of having --
23 UNDERSHERIFF QUICK: There's no increase or decrease in
24 allocations.
25 COMMISSIONER CLARK: So instead of having two sergeants,
26 you're going to have two corporals.
27 UNDERSHERIFF QUICK: And one sergeant.
28 COMMISSIONER CLARK: And one sergeant. And when will that
29 sergeant be on duty? Will he be covering weekends so we have an
30 administrator available?
31 UNDERSHERIFF QUICK: Well, the sergeant is not
32 administrator. He's got some administrative duties.
33 COMMISSIONER CLARK: So he'll be on patrol too?
34 UNDERSHERIFF QUICK: He could cover calls and cover shifts
35 as necessary. His primary job will be to -- will be
36 administrative: report, corrections, scheduling, evaluations,
37 things like that.
38 COMMISSIONER CLARK: Hope it works.
39 SHERIFF RON UNGER: We hope --
40 COMMISSIONER CLARK: Give it a try.

1 SHERIFF RON UNGER: -- it works.
2 COMMISSIONER MILLS: What -- what kind of goals do you
3 have? What are you trying to see, like, going through this?
4 UNDERSHERIFF QUICK: We want to see more direct supervision
5 on the street for the deputies, give them more assistance from
6 more seasoned officers and the supervisory decisions that may
7 need to be made that they potentially are not getting now
8 because the supervisors are -- the sergeants are kind of locked
9 in the office doing administrative duties. They are required to
10 be done by them.
11 COMMISSIONER MILLS: Right.
12 UNDERSHERIFF QUICK: It's just we don't have the
13 supervisory number staff. So this actually will allow us to
14 have -- and the full intent is to have those corporals on the
15 street, not doing administrative duties.
16 COMMISSIONER MILLS: Okay. And do you have some sort of
17 marker that you're going to use to know if you're successful in
18 this endeavor? Or is this just going to be -- it works or it
19 doesn't. Or how you going to know if this is --
20 SHERIFF RON UNGER: We're going to be --
21 COMMISSIONER MILLS: -- successful?
22 SHERIFF RON UNGER: -- monitoring this for the next six
23 months to see if it's going to work or not.
24 COMMISSIONER MILLS: Okay. And how -- I mean, what's
25 your -- what's your measure that you're going to use to say that
26 worked or it didn't?
27 UNDERSHERIFF QUICK: Well, I don't know that we're going to
28 have any -- or have the ability to do statistical analysis on
29 it, but --
30 COMMISSIONER MILLS: Right.
31 UNDERSHERIFF QUICK: -- we'll certainly will be able to see
32 whether or not we have supervisors available, making those
33 decisions, and talk to officers and see how they like it,
34 because it's certainly going to affect them.
35 COMMISSIONER MILLS: Okay.
36 COMMISSIONER BAKKER: Do they get any extra training?
37 UNDERSHERIFF QUICK: The corporals?
38 COMMISSIONER BAKKER: Yeah.
39 UNDERSHERIFF QUICK: There is a requirement for a
40 supervisor -- in the contract currently, there's a requirement

1 for a supervisor academy through the Nevada Post that's
2 required. We've already held -- regardless of whether you
3 approve this or not, we still have the supervisor position. So
4 we've already started the supervisory process for a promotion.
5 And the -- we have three individuals that are eligible at this
6 point in the process. And two of those three have already been
7 through that supervisor training.

8 COMMISSIONER BAKKER: Just good management skills. So...

9 COMMISSIONER MILLS: Okay.

10 COMMISSIONER BAKKER: Anybody?

11 I'll make a motion to authorize the sheriff to restructure
12 the supervisor FTE allocation in Department 012 by replacing an
13 available deputy sheriff sergeant FTE with two deputy sheriff
14 corporals FTEs and not to exceed six-month trial period.

15 COMMISSIONER MILLS: I'll second.

16 VICE CHAIRWOMAN WAITS: Thank you. It's been moved by
17 Commissioner Bakker and seconded by Commissioner Mills.

18 Any other discussion?

19 (No comment.)

20 VICE CHAIRWOMAN WAITS: Any public comment?

21 (No comment.)

22 VICE CHAIRWOMAN WAITS: All in favor?

23 COMMISSIONER BAKKER: Aye.

24 COMMISSIONER MILLS: Aye.

25 COMMISSIONER CLARK: Aye.

26 COMMISSIONER WAITS: Aye.

27 Okay. And that passes.

28 COMMISSIONER BAKKER: Good luck.

29 VICE CHAIRWOMAN WAITS: Thank you.

30 SHERIFF RON UNGER: Thank you very much.

31 COMMISSIONER CLARK: You're welcome.

32 SHERIFF RON UNGER: Appreciate this.

33 COMMISSIONER CLARK: Keep up the good work, men.

34 VICE CHAIRWOMAN WAITS: Thank you, gentlemen.

35 SHERIFF RON UNGER: Chairs stick to the floor; so watch
36 out.

37
38
39
40

1 COMMISSIONERS

2
3 13) Discussion and possible action regarding the establishment of
4 a redevelopment district in Battle Mountain, and other
5 matters properly related thereto.
6

7 VICE CHAIRWOMAN WAITS: We are now under the heading of
8 commissioners. Agenda Item Number 13, discussion and possible
9 action regarding the establishment of a redevelopment district
10 in Battle Mountain, and other matters properly related thereto.

11 REX MASSEY: Good morning. Rex Massey.

12 And I'm here today to talk about redevelopment. I don't
13 quite know where to start.

14 It's -- I'm trying to narrow it down. And we can have a
15 pretty succinct discussion about redevelopment, because it's --
16 it's probably a simple process. And I don't want to make it sound
17 like it's compl- -- complicated.

18 In the state there are -- I don't know -- probably six or
19 seven redevelopment districts that are established.

20 City of Elko is -- has one per the downtown area that they
21 have been operating for about six or seven years with -- with
22 quite a bit of success.

23 So we started looking around at, you know, should we move
24 forward with -- with the redevelopment district establishing one
25 using here in -- using one here in Lander County?

26 And we talked a lot to the Elko people. And we talked
27 about what can be the benefits? What kinds of things can
28 happen? What are the costs? And so we really wanted to educate
29 ourselves as to what -- what goes on in the redevelopment
30 district and then communicate that to the board.

31 It's ultimately your decision to move forward with -- with
32 establishing one. And it's really your prerogative to control
33 it from start to finish.

34 So with that, a redevelopment district is an area that you
35 define. And it can be one or more areas in a community. And
36 what you're saying as policy makers is we want to spend a little
37 extra time and effort on revitalizing an area and making it
38 better and for the sole purpose of generating more economic
39 activity or utilizing -- or better utilizing underutilized areas
40 in the community.

1 Let me give you an example. Front Street is probably a
2 very good example of what a redevelopment area should look like.
3 There's vacant properties down there. There's buildings that
4 are vacant that aren't being used. You have a railroad track
5 down there that's imposed right onto a commercial area.

6 So if you want to give an example of an idea of a good
7 redevelopment area, it would be someplace like Front Street.
8 Because you're hoping -- what you're hoping to do with the
9 redevelopment of those areas is make things better down there
10 for the community, in general, but to really bring more activity
11 and more life into an area that -- that may be somewhat
12 suffering or in need of -- of some help or a boost.

13 Now, the redevelopment district doesn't have to be limited to
14 Front Street. It can be lim- -- it can go to an area that -- that
15 you see fit or you feel that works best for the community, if you
16 decide to move forward.

17 The redevelopment agency, in this case, you have some
18 options if -- when you establish -- when you establish -- if you
19 establish the district. You can appoint yourself as the
20 redevelopment agency. The board can act as a redevelopment
21 agency. Or you can come up with a hybrid of that. You can have
22 board members plus other appointed members in the community that
23 function as the redevelopment agency.

24 If the board selects to be the redevelopment agency, I
25 don't think it places a whole lot of burden on you. There will
26 be very little business that the redevelopment agency would do.
27 You'd simply convene in a meeting that -- we'd convene a meeting
28 of the redevelopment agency. And I can't imagine with the
29 somewhat small operation that would be put in place that -- that
30 you would spend a whole lot of time in any given year on
31 redevelopment district activities.

32 One of the other aspects that -- in addition to the under-
33 -- to helping the areas, one of the other aspects of the -- of
34 the redevelopment agency, we thought it -- that's important is
35 it provides a little bit better access to grants. So --
36 particularly CDBG. We would have a better access to those funds
37 and be able to make them available for use in the district.

38 So in addition to kind of creating the economic activity,
39 improving the -- the areas, the redev- -- the establishment of
40 the redevelopment district gives us better access to grant

1 funding that we wouldn't otherwise have.
2 So is -- interrupt me if there's any -- if you have any
3 questions at any time, because I'm trying to hit -- trying to hit
4 the -- the key elements of the district for you.
5 VICE CHAIRWOMAN WAITS: I didn't -- I didn't want to lose
6 your train of thought.
7 REX MASSEY: Go ahead.
8 VICE CHAIRWOMAN WAITS: But since you asked. Okay. One of
9 the things you just said was CDBG.
10 REX MASSEY: Yeah.
11 VICE CHAIRWOMAN WAITS: Now, are there any exceptions to
12 that with the CDBG? Because Lander County doesn't qualify for
13 any of those right now. So is the redevelopment district
14 different? Would we actually be eligible?
15 REX MASSEY: Once you establish -- by definition, once you
16 establish the district, you become eligible under CDBG
17 guidelines.
18 VICE CHAIRWOMAN WAITS: That's what I was wondering. So --
19 REX MASSEY: Right.
20 VICE CHAIRWOMAN WAITS: -- it's automatic.
21 REX MASSEY: It's automatic.
22 VICE CHAIRWOMAN WAITS: So, okay. Plus the --
23 REX MASSEY: It's by --
24 VICE CHAIRWOMAN WAITS: -- other grant funds that may be --
25 thank you.
26 REX MASSEY: And I -- and I would -- I would mention that
27 everything the district does is governed by statute, like
28 anything else a governed body does. There's steps and
29 activities. It's all authorized and governed by statute.
30 COMMISSIONER MILLS: So I have a question.
31 REX MASSEY: Yeah.
32 COMMISSIONER MILLS: How can these grant funds be used?
33 REX MASSEY: Oh, any variety of purposes that are auth- --
34 that are already authorized for CDBG.
35 COMMISSIONER MILLS: Okay.
36 REX MASSEY: You can use them for public infrastructure,
37 housing. You can do -- what I'm -- you can -- you can use them
38 for facade improvements. I mean, there's all kinds of --
39 whatever you are eligible for under CDGB, you can use them in
40 the district for the same purpose.

1 COMMISSIONER MILLS: Okay. So --
2 DISTRICT ATTORNEY HERRERA: Within the boundaries of the
3 district.
4 REX MASSEY: Yeah.
5 COMMISSIONER MILLS: Within the boundaries of the district.
6 But they can be used to completely fund a project the county
7 wants to do?
8 REX MASSEY: Sure.
9 COMMISSIONER MILLS: Or it can be --
10 REX MASSEY: As long as it's in the district.
11 COMMISSIONER MILLS: It -- it can be used to help a private
12 landowner?
13 REX MASSEY: A lot of times those are used as incentives.
14 So if the money's put up, like, the grant fund, funding that
15 would come in, you'd kind of want to say, hey, you know, if you
16 make some improvements to your building, we'll match a portion
17 of it with the CDBG grant money. So it's a way of --
18 COMMISSIONER MILLS: So we can use it as a -- we can use it
19 as a matching thing with a private landowner.
20 REX MASSEY: Right.
21 COMMISSIONER MILLS: But we could use it to fully fund --
22 fully fund a county project?
23 REX MASSEY: Oh absolutely.
24 COMMISSIONER MILLS: Okay.
25 REX MASSEY: If you had a drainage or sidewalk or lighting
26 or landscape or something you want to do in the district, you
27 could -- you could apply for the CDBG funds and use them
28 entirely for that project.
29 So in terms -- since you asked, on projects, yes, public
30 works projects you can do. Infrastructure, streetscapes,
31 signage, landscape, lighting, all that can be done within the
32 district, with funds that become available to the district.
33 COMMISSIONER MILLS: Okay.
34 REX MASSEY: Housing. A lot of redevelopment districts
35 concentrate on housing. I don't see that that's something
36 Lander County's going to do a lot. Maybe. Reuse of some
37 buildings, that's a potential. Property acquisition and -- you
38 can do property acquisition and disposal within the district.
39 And anything that really fosters economic development in that
40 area is -- is kind of the function and the focus of the

1 district.

2 Funding for the district. Where does it come from?

3 As we mentioned, grants. Any kind of grants we can get
4 through the district now qualifies because of its designation.
5 That can be spent in the district.

6 Property tax. And what happens is the property tax -- when
7 you establish a district, you establish a base -- okay -- in any
8 given year. And let's -- let's assume for doing the math very
9 easily that there's a million dollars of in taxes that would
10 normally flow into that geographic area that you define as the
11 district. That establishes the base.

12 So next year, let's say the next year and the next
13 assessment year that there's \$1.1 million. And it's not going
14 to be that high. But let's say there's \$1.1 million of tax
15 revenue that comes into that defined geographic area. What the
16 redevelopment district does is it peels off that increment, that
17 increase. So that increase then becomes available to the
18 district for whatever programs and things that are going on
19 within that area.

20 So if you added -- if you add that -- that tax revenue
21 there that would become available and you wanted to do something
22 -- improve a sewer project or extend a water line or fix
23 something like that, you can take that money and use it in the
24 district, but just that increment.

25 We think it's reasonable that probably somewhere in the
26 neighborhood of 2 percent is -- becomes available in any given
27 year. That's kind of the growth.

28 I suspect that the tax increment -- and I haven't done this
29 yet. I mean, this is part of the planning effort that we're going
30 to have to -- if you authorize this, we're going to have to do.
31 But I suspect the increment is probably going to somewhere in the
32 \$10- to \$20,000 range every year. Because that's probably going
33 to be within the district. It may be more than that. But that's
34 at least to start.

35 Elko started -- when the City of Elko started, I think they
36 started at 50- or 60,000 was their increment. And because of
37 redevelopment activities and growth and new development in the
38 area, they've grown it up to about 170,000. And that's
39 largely -- that's largely come from improvements and new
40 development within the district. So that increment grows.

1 That's the intent is that increment begins to grow as you do
2 improvement activities in the district.

3 COMMISSIONER CLARK: So we have government growing and more
4 taxes?

5 REX MASSEY: No, it's the same amount of taxes. There's no
6 increase in taxes. You -- you don't raise rates.

7 COMMISSIONER CLARK: So the government grows and the taxes
8 go in a different area? It's another board.

9 REX MASSEY: It is.

10 COMMISSIONER CLARK: It's another authority.

11 REX MASSEY: It is. And what happens is that --

12 In terms of taxes coming in, I have -- I'll start down at
13 -- you really don't increase taxes other than what would
14 normally occur under normal circumstances.

15 So within a district -- just because you form a district,
16 doesn't mean the taxes go up. It doesn't mean that tax rates
17 are increased on anybody. What normally happens within the
18 district in terms of generating taxes and assessed value, all
19 that happens in the district is a portion of it is captured.
20 The district's just a means of capturing taxes, the tax
21 revenues. And it's just an increment of it.

22 As far as some -- sometimes property owners are concerned
23 that because there is a district formed, there's automatically --
24 I'll get hit with a bigger tax bill, because I've done
25 improvements.

26 You really -- going forward -- you really have to be in a
27 position of where you have new development or you've done a major
28 expansion on your property to really trigger any increase in taxes
29 on an individual property owner.

30 Interior remodels, minor remodels, things like that, are
31 not going to trigger an increase in taxes. So anybody who's
32 within a proposed district ought to be pretty comfortable with
33 the idea that my taxes would go up, under normal circumstances,
34 irregardless of whether or not there's a district in place.

35 The district is only, again, a mechanism to capture. It
36 has nothing to do with increasing taxes or increasing tax rates.

37 As far as powers of the district. There's powers to hire
38 staff, enter into contracts, bonding is possible, you can always
39 use debt with a portion of that increment dedicated to repayment
40 of the debt. That's what a lot of people do.

1 But, again, if the board acts as the redevelopment
2 district, you have full control of whether you want to do that
3 or not. There's no requirement issued that -- many communities
4 will issue debt, long-term debt, pledged against a portion of
5 revenues, because then they can -- they can grab a large chunk
6 of money early on and do a bunch of improvements and fund a
7 bunch of programs and then pay it off over time. But there's no
8 requirement that you ever float any additional debt. That would
9 be completely up to the board of commissioners to determine
10 whether that would happen or not.

11 So even though that's an option for the board, it doesn't
12 mean that you have to implement it.

13 COMMISSIONER CLARK: It's the option for the newly formed
14 board to float a bond?

15 DISTRICT ATTORNEY HERRERA: If it's --

16 REX MASSEY: No.

17 DISTRICT ATTORNEY HERRERA: -- independent. If it's an
18 indepen- -- if you establish an independent board, absolutely,
19 they would have the right to do that on their own. There's no
20 question.

21 VICE CHAIRWOMAN WAITS: They have --

22 REX MASSEY: It is --

23 VICE CHAIRWOMAN WAITS: -- quite a bit of power, actually.
24 That's why one of the considerations is if -- if you --

25 COMMISSIONER CLARK: That's a whole new --

26 VICE CHAIRWOMAN WAITS: -- want to be the agency itself.

27 COMMISSIONER CLARK: It's another board --

28 DISTRICT ATTORNEY HERRERA: If you --

29 COMMISSIONER CLARK: -- with taxing authority.

30 DISTRICT ATTORNEY HERRERA: If you -- if you have an
31 independent board. There is -- there is the board of
32 commissioners can say, we are the board.

33 COMMISSIONER CLARK: Uh-huh.

34 DISTRICT ATTORNEY HERRERA: And then you would have that
35 power or right. Or you can establish an independent board and
36 they can -- they can do what they want to do. They're
37 autonomous.

38 Or even a quasi, a quasi-board. They have a level of
39 autonomy, you have to understand.

40 But if you -- if you ever do this, I would -- I would advise

1 that -- that you remain as the board.

2 VICE CHAIRWOMAN WAITS: In control.

3 DISTRICT ATTORNEY HERRERA: If you want to establish an
4 independent board. That's where -- that's where it gets out of
5 whack.

6 COMMISSIONER CLARK: We have enough to do.

7 DISTRICT ATTORNEY HERRERA: These independent boards, they
8 realize their autonomy. And they start regulating and stuff and
9 --

10 COMMISSIONER BAKKER: How many boards do we have in this
11 county, Ted?

12 DISTRICT ATTORNEY HERRERA: Too many.

13 COMMISSIONER BAKKER: Yeah.

14 COMMISSIONER CLARK: Okay.

15 VICE CHAIRWOMAN WAITS: Let me ask, Rex, in your -- in your
16 outline and questions and answers, you had down there the actual
17 cost. It says there is no direct financial obligations of the
18 county. But to -- to prepare the redevelopment plan, you're
19 estimating about 25,000. So that would be the first outlay we
20 would have to do to establish the plan. And then once the plan
21 then is officially adopted, then the district is established;
22 right?

23 REX MASSEY: Well, let me -- going forward, there's no real
24 financial obligation on the part of Lander County. You can
25 establish the board and not put another dime into it, other than
26 what comes in on the tax increment. So it's not going to be a
27 budget item.

28 But I'll caution you, just because you establish a district
29 doesn't mean it's going to be -- it's going to operate all on
30 its own. You're going to have to have some level -- at least at
31 the beginning -- some level of some staff person that's giving
32 -- that's -- that's making things happen.

33 And I think that's probably in the neighborhood of less
34 than -- less than a quarter, full-time equivalent. It could be
35 assigned to somebody within your existing staff.

36 But I -- I don't think it's going to be successful without
37 someone moving the ball up the court. Just because you establish
38 a district, it isn't not going to operate on itself.

39 COMMISSIONER CLARK: Are you familiar with Battle Mountain?

40 REX MASSEY: Commissioner, I've worked here -- I'm going

1 make this admission -- off and on since 1988.
2 COMMISSIONER CLARK: For how many years?
3 COMMISSIONER BAKKER: Since 1988.
4 REX MASSEY: I don't even want to do the math.
5 COMMISSIONER CLARK: Okay. Well, then -- then --
6 REX MASSEY: I --
7 COMMISSIONER CLARK: -- you --
8 REX MASSEY: -- didn't have this -- this gray when --
9 COMMISSIONER CLARK: Then --
10 REX MASSEY: -- I first started working here.
11 COMMISSIONER CLARK: -- you probably understand the rise
12 and fall of population in Battle Mountain --
13 REX MASSEY: Yes, sir.
14 COMMISSIONER CLARK: -- and Lander County. Now I've been
15 here for about 35 years. The magic number, every single time,
16 is how many students are enrolled in Lander County School
17 District.
18 When that number is 1400, 1500, yeah, a lot of things can be
19 done. But right now we're holding right about a thousand.
20 And since the early '80s, it's been up and down. But it's
21 never been back up to the early '80s. The population has
22 continually worked its way down.
23 REX MASSEY: Yeah.
24 COMMISSIONER CLARK: We're stable now. I just -- I don't
25 see any value in this. Do you remember when Rowena Long --
26 REX MASSEY: Sinclair --
27 COMMISSIONER CLARK: Sinclair --
28 REX MASSEY: -- Long.
29 COMMISSIONER CLARK: Sinclair-Long?
30 REX MASSEY: I do remember, yes.
31 COMMISSIONER CLARK: Right.
32 REX MASSEY: I do.
33 COMMISSIONER CLARK: Remember. And they went and they
34 revitalized Front Street. And the state came in and said, take
35 that stuff out. It's state property.
36 REX MASSEY: Yeah.
37 COMMISSIONER CLARK: And we have a little bit of flowers
38 and trees and that Steve and Bonnie Seldon and their friends
39 take care of. So 99 percent of Front Street's private property.
40 I think it's up to the owners to decide how they want to improve

1 it, not the county.

2 I mean, I just -- that's my feelings on the revitalization
3 kind of stuff.

4 COMMISSIONER MILLS: Well, I can tell you, I think there's
5 some merit to a redevelopment district. But I still have a lot
6 of questions about how it works and how things happen. Because
7 I'm not that knowledgeable about it.

8 One question I do have is: Has there been any discussion
9 with landowners in a proposed redevelopment district area? Are
10 they -- are any of the landowners interested in -- in going this
11 route or doing anything with this?

12 JAN MORRISON: Jan Morrison. I'm county liaison to Lander
13 County Economic Development Authority. And, yes, we've had
14 listening sessions for the past year.

15 And it's premature to ask for a redevelopment district per
16 se. We've explained it to them. We've got buy-ins. But on an
17 official basis, we need to get a feasibility study done. And
18 that's part of public hearings. And that will all be part of
19 it, getting information out.

20 So we need to take the first step of the study, that I
21 think Rex will be referring to, that takes all in -- all that
22 into account, public hearings, explains it, and gathers data on
23 it. So...

24 But there's definitely been -- our listening session was
25 great. And we've spoken to every property owner along Broad,
26 either by letter or mail or e-mail just about, by Broad, Front
27 and Broyles Ranch Road.

28 And by far, we've got a buy-in on some kind of revitalization
29 project going on.

30 But, again, the questions are always, you know, the cost on
31 all those.

32 COMMISSIONER MILLS: Uh-huh.

33 JAN MORRISON: And they'll be addressed by the feasibility
34 study.

35 DISTRICT ATTORNEY HERRERA: Which is part of the
36 redevelopment plan, which costs the county \$25,000 -- you need
37 to understand that -- approximately.

38 JAN MORRISON: I'd like to also address this, the cost of
39 the study.

40 LEDA has stepped up and said they will fund the study out of

1 their existing funds.
2 So it'll require --
3 COMMISSIONER BAKKER: What if they --
4 JAN MORRISON: The contract can come back probably in the
5 next agenda. I had asked it to go through our DA's office. But
6 there's a proposal, and LEDA has agreed to go ahead and pay for
7 that.
8 And the study could come back and say that it's not feasible.
9 Or it could come back and say it is feasible.
10 COMMISSIONER CLARK: The redevelopment district, what
11 would -- what would the district be? Where would it be?
12 JAN MORRISON: You know, generally, it's looked upon as
13 probably Front, Broad, and Broyles. But, again, the feasibility
14 study drills a little bit deeper. And it will come with a
15 recommendation.
16 So, for example, just the frontage properties going back,
17 you know, a block or so. But that's the purpose of the
18 feasibility study also is to give a recommendation to define the
19 area.
20 COMMISSIONER MILLS: Do we -- do we have anybody in here
21 that's a landowner in any of this area?
22 COMMISSIONER BAKKER: Us.
23 COMMISSIONER CLARK: You.
24 COMMISSIONER MILLS: Me? You?
25 COMMISSIONER BAKKER: I know there's landowners on, like,
26 North Second that have been paying taxes for a long time that
27 when you guys were doing your study a while back that were
28 wondering why -- and I know North Second's not Front Street or
29 Broad. But people who have been paying taxes a long time
30 wondered why our tax money's not helping them too. So those are
31 other things we need to consider are people over the overpass
32 that have businesses, --
33 JAN MORRISON: Yeah.
34 COMMISSIONER BAKKER: -- stuff like that.
35 JAN MORRISON: And there's a lot where the commercial
36 zoning is. And I have to say that a revitalization district, it
37 benefits specifically our -- it drills down a little bit more to
38 our property and our business owners, small business owners
39 within the community.
40 It's -- besides the ability, by the way, to get

1 infrastructure paid for, which is great through CDBG and other
2 fundings. Not just that. There could be other DOT grants.

3 But it's -- it's the ability to really work with our local
4 businesses and bring programs in specifically for them. There's
5 quite a few, even into our ag -- our ag departments and those,
6 where we can actually, in rural development, we can bring in a lot
7 of programs. And something like this gives us the structure for
8 it.

9 REX MASSEY: Let me mention a couple of other things.

10 As far as -- the board establishes by resolution the
11 districts. So it's completely up to you how you want to -- in
12 how you want to frame it, how you want to make it operate.

13 You can at any time dissolve it by resolution. So you have
14 an easy out if you want it. If -- if you want to decide to do
15 that, you can -- you can -- you can dissolve the district. You
16 can dissolve the district by -- by inactivity. So after two years
17 of inactivity, the district goes away.

18 All I'm trying to do is -- is try to explain to you is that
19 here's how we establish the district, if you want to do it.
20 Here's how it operates. Does it cost anything? I think it costs
21 very little. Are there any real implications to the taxpayer in
22 the district? No.

23 There is the issue of the increment being peeled off and
24 being used specifically in the district. So there's that limited
25 amount that's peeled off and used specifically in the district.

26 So that -- other than perhaps having a staff person push
27 some of the activities along, at least in the beginning, there's
28 no -- there's no real other obligation that the county would
29 have.

30 So I'm just trying to -- I'm just trying to explain to you
31 realistically what you're going to see going forward. You know,
32 establishing the district is really up to the board and whether
33 you feel that it -- it provides a benefit to the area and the
34 people that live in that district.

35 And that's a public policy decision that -- that you need
36 to make at some future point.

37 And I would encourage you to, maybe, have those conversations
38 with property owners within the -- within the area, even citizens,
39 to say, you know, do we think this is a good idea moving forward?

40 Yes, it is -- it is another layer of government. And I

1 understand that that isn't always necessarily good. I don't think
2 it's a burdensome layer. I think it's very minor to what the
3 board would have to deal with.

4 And as we've looked at this and the way we tried to look at
5 this to answer some of these questions is, you know, what is --
6 if you do authorize this -- what's it going to mean for you?

7 And, you know, the downside risk here is if you decide to
8 move forward. And one of the things that -- the process is that
9 you have to come up with the preliminary plan. And that's the
10 \$25,000 that the district attorney was talking about, funded
11 through LEDA.

12 If we're going to evaluate a district and determine its
13 feasibility, you have to spend that money by -- by NRS. There's
14 really no choice.

15 And then once that plan progresses, it begins to define in
16 more detail the area, for example, what the activities are going
17 to be in the district.

18 So all that becomes available within the plan. Now, during
19 that period, you can authorize the plan to move forward and to
20 hire a -- somebody -- a contractor to do the work. There's
21 three or four months in there that the board can step back and
22 examine the thing. And even until you adopt the final plan, you
23 have the ability to say, no, we don't want to do this. We're
24 going to pull back from it. And so the plan, moving forward, is
25 really to give even more information to the board of
26 commissioners so that -- so that you can make a decision on
27 whether you want to do this or not. You still have -- even
28 if -- even if you move forward with a consultant in doing the
29 plan, you still have plenty of time to say, you know, I don't
30 think this is a good idea.

31 And as Jan said, the plan may come out and say, in fact, this
32 is not a good idea for Battle Mountain.

33 COMMISSIONER MILLS: Is -- I don't want to -- Jon Sherve's
34 not here from our LEDA board; is he? Who -- how -- do we have
35 anybody here from LEDA board?

36 What's your opinion on all this?

37 JAY FISCHER: Well, I think -- I'm in favor of it.

38 VICE CHAIRWOMAN WAITS: Jay. I need you to identi- --

39 JAY FISCHER: Yeah. Sorry. Jay Fischer, member of the
40 LEDA board.

1 I'm in favor of the -- at least exploring the option of a
2 redevelopment district. And Rex has done a good job kind of
3 explaining a multipronged, difficult subject here.

4 But, you know, it's -- I think it's something that would
5 benefit the county, benefit the business owners. And again, I
6 think the important point here that establishing -- because of
7 all the net proceeds and the wealth that we enjoy here in the
8 county, we're not eligible for these -- for these grants, or --
9 excuse me -- county projects or matching for business owners.

10 So unless we want to fund -- fund these things or potentially
11 directly from the county, this offers the grant options that would
12 create some improvements -- could create the improvements
13 potentially in these areas.

14 So, yeah, I'm very much in favor of it. And in --

15 COMMISSIONER CLARK: Ted.

16 JAY FISCHER: -- favor of this step -- point, evaluating
17 the possibility, which is what we're doing right now, whether
18 the -- this is a good fit for Lander County or not -- for Battle
19 Mountain, I should say.

20 COMMISSIONER MILLS: Okay. Any other -- any other LEDA
21 members?

22 FRANK WHITMAN: Frank Whitman from Austin.

23 VICE CHAIRWOMAN WAITS: Go ahead, Frank.

24 FRANK WHITMAN: I have a couple of concerns. They're not
25 -- they're questions and they're not so much for or against. I
26 think everyone's kind of wondering what the implications of this
27 might be, but some of my thoughts are, this board will have the
28 power or could have the power to -- to raise -- ta- -- our
29 taxes -- or ra- -- certainly -- I'm sorry, not raise taxes, but
30 certainly incur debt to redevelopment the downtown Battle
31 Mountain area.

32 COMMISSIONER CLARK: Huh.

33 FRANK WHITMAN: And I guess would it be paid back? Would
34 the county be liable and (indiscernible) the taxpayers of all
35 the county be liable for --

36 DISTRICT ATTORNEY HERRERA: Yes.

37 FRANK WHITMAN: -- for that -- that debt if debt was
38 incurred?

39 I'm -- also do I understand clearly that this district would
40 be eligible for CBDG grants, whereas the rest of the county would

1 still remain uneligible. I think I understand that correctly.

2 I do have some concerns that the -- would redeveloping
3 downtown is the idea would be to bring in new businesses
4 downtown and would that cannibalize from the businesses out by
5 the highway? Battle Mountain has a really spread out
6 commercial, you know, area.

7 And with that, what about the build-out of the Indian casino
8 eventually? What other services besides the casino will the
9 Native Americans have? Convenience store? How big a convenience
10 store? Gas station. How big a gas station? Those sort of things
11 that, you know.

12 I'm assuming that what we're looking at are bringing in
13 entirely new businesses by redevelop downtown, revitalize
14 downtown. And given our population and our situation between
15 Elko and Winnemucca, you know, is that really -- how viable is
16 that?

17 I mean, it's been talked about for years. And I'm not saying
18 it isn't viable at all. I would love to -- I would love to be
19 able to go to Battle Mountain for my shopping rather than
20 Fallon. But -- but is that really going to happen?

21 So -- and lastly, I do have some concern, as everybody in
22 Nevada ends up about the power of eminent domain, condemning some
23 property or not.

24 That's a -- that's a third rail out here. So those are some
25 of my concerns. I don't know if anybody has an answer for them,
26 but they certainly are my concerns for the commissioners going
27 forward. Thank you.

28 VICE CHAIRWOMAN WAITS: Thank you, Frank.

29 COMMISSIONER CLARK: Thank you, Frank.

30 COMMISSIONER BAKKER: Thanks, Frank.

31 VICE CHAIRWOMAN WAITS: Actually, we -- you're pretty right
32 on with most of what you said. And there's a couple of people
33 that will be happy to address that. Because in this
34 redevelopment tool, which actually is available to us through
35 the state, the whole point of that is reconstruction,
36 rehabilitation, residential, commercial, whatever we identify.
37 So you're right on with almost everything you've said, except
38 I'm going to let a couple of people address that. Jan, --

39 JAN MORRISON: Okay.

40 VICE CHAIRWOMAN WAITS: You want to -- you want to come

1 up --

2 JAN MORRISON: Yeah.

3 VICE CHAIRWOMAN WAITS: -- a little bit?

4 JAN MORRISON: Okay. Sorry.

5 Jan Morrison, liaison for the county to Lander County
6 Economic Development Authority.

7 So LEDA brought this up specifically for existing
8 businesses.

9 The purpose of the redevelopment district, of course, can
10 be determined by the governing board, which we assume will be
11 the board of commissioners. So not -- not a separate board.

12 The purpose was to help the existing businesses, the Indian
13 casino no doubt will probably have an impact.

14 And so in order to strengthen our existing businesses,
15 that's the redevelopment idea and the revitalization came out of
16 that to keep everything from going in other directions and to
17 give the businesses in those -- in those areas, the help they
18 need and the extra push. And quite frankly, there are a lot of
19 grants out there. And why are other comp- -- counties getting
20 them and not us? We need to get our chair up at the table and
21 start getting some of those grants here.

22 There's also, looking down the road, there are several
23 entities that have several redevelopment districts going on at the
24 same time. And nothing would preclude this body from doing the
25 same. Perhaps you'd want to do one first. I think -- I think
26 it's the City of Mesquite that did a series of them. I think they
27 have three altogether. And they -- one got going. They got
28 another one going for another area, for example, just to throw
29 out, it could be downtown and Austin. Or it could be a separate
30 area. It could be any geographical place within the county, you
31 could do another redevelopment district.

32 So again, I want to reiterate, the whole focus of this --
33 and hopefully it will be carried forward -- is to strengthen
34 existing businesses. And, of course, you may be bringing in
35 some along the way from the outside. But that's not the intent
36 of it. And that will happen normally whether we're here or not.

37 As far as eminent domain goes, I think that's pretty much a
38 moot point in the State of Nevada. It's gone up the Supreme
39 Court. There's several cases there. That's a huge undertaking.
40 I honestly don't see any appetite for eminent domain any place

1 in the county and certainly not in LEDA's. I think the approach
2 of working with your existing business owners probably works a
3 lot better in the long run. So...

4 REX MASSEY: Let me just --

5 JAN MORRISON: Is there anything else I can address?

6 REX MASSEY: -- mention in terms of tax liability. Any --
7 any governing body within the county who is authorized to issue
8 debt, that can always fall back on the general county. It
9 doesn't matter where. So you'll always run that liability, for
10 one.

11 So if something happens to the redevelopment district and
12 that debt can't be paid by what -- the revenues that are available
13 to redevelopment issued, it will come back to the county. That's
14 correct. But that'll happen under any governing body.

15 The second part of that is any underwriters, when they look
16 at issuing debt, they're going to look at -- as the commissioner
17 brought up -- they're going to look at variations in population.
18 They're going to look at those things that may reduce or affect
19 the stream that backs that debt. And they're either not going
20 to lend to you or they're going to lend very little, but they're
21 going to look at the capacity to maintain that ability.

22 So those -- those are some of the things that can protect
23 you. But yes, make it clear that that comes back on as an
24 obligation to the county if anything were to happen. But again,
25 if you're the redevelopment district, that's your decision to
26 make whether you want to -- want to issue any --

27 VICE CHAIRWOMAN WAITS: Thank you.

28 REX MASSEY: -- debt or not.

29 COMMISSIONER MILLS: And I think -- it would be my opinion
30 that if we do this that this board would be in charge of that.
31 We would not start a new board.

32 JAN MORRISON: Right.

33 COMMISSIONER MILLS: And I think for the most part, this
34 board's opinion is that we -- we're enjoying having no debt.
35 And I don't think --

36 COMMISSIONER CLARK: Oh.

37 COMMISSIONER MILLS: -- debt would be --

38 JAN MORRISON: Uh-huh.

39 COMMISSIONER CLARK: Yeah. Amen.

40 COMMISSIONER MILLS: I don't think debt would be an option

1 for this board. So...

2 JAN MORRISON: Yeah.

3 COMMISSIONER BAKKER: What's 20 years down the road look
4 like though? When we've got a new board up here --

5 JAN MORRISON: Yeah.

6 COMMISSIONER BAKKER: -- that don't want to --

7 COMMISSIONER MILLS: That -- because --

8 COMMISSIONER BAKKER: (Indiscernible.)

9 COMMISSIONER MILLS: That's true. That is a risk that
10 could change. But I've got one question about this \$25,000 for
11 a redevelopment plan. Who -- who would do that?

12 JAN MORRISON: The -- LEDA has a proposal from RAFI
13 Architecture. They do these studies. They did the Elko. They
14 did Boulder City. They did Mesquite. They've done micro
15 redevelopment, issued studies all throughout Nevada. It's a
16 Nevada firm.

17 And so we -- there is a proposal. And actually, there are
18 probably -- I don't know if there's another one in the state of
19 Nevada that's actually qualified to do this kind of a project, but
20 they are. And they've already done them.

21 And so LEDA -- LEDA asked for a proposal from them. And
22 we'll be able to get it over to our DA's if you decide to go
23 forward.

24 The whole -- one of the -- the principles they're following
25 in this is to not reinvent the wheel. It's already been done.
26 It's been done and there have been mistakes made by other
27 entities. And LEDA wanted to be able to capitalize on those and
28 not follow up those.

29 And by the way, just to make it clear, LEDA very much
30 supports the board of commissioners, for you to be the
31 redevelopment agency. There isn't any other reason to do another
32 layer.

33 Elko, when they have their redevelopment agency, they'll
34 convene their meeting in front of a regular county board of
35 commissioners and may run ten minutes, fifteen minutes. But then
36 the board sometimes has an advisory committee. Or you could use
37 LEDA. Also LEDA does a lot of the leg work on it.

38 So going down the road, it's all on your hands. LEDA's
39 there to support. But as far as -- I can't -- I just can't
40 fathom any major issues such as raising taxes or entering into

1 any kind of bond issues. The idea is to go cash forward always.
2 And by the way, grants take place at the table, for those grants
3 that everyone else is getting, and we're really not getting.
4 COMMISSIONER MILLS: Has this group that does these
5 redevelopment plans ever gone to a county or other places,
6 requested their services, and told them, we don't recommend the
7 redevelopment district? Or is it always -- the answer is always
8 yes. You -- it's recommended.
9 JAN MORRISON: You know, I don't know that answer.
10 I'm sure that there are a lot of caveats in there that when
11 the plan comes you're able to look through it. And this board
12 would, assuming it would be this board, would ultimately decide,
13 well, we're going to take this option. We don't like this. We
14 like this part of it. So there's a lot of that going on.
15 But, you know, I don't know that there's been any that hasn't
16 gone forward.
17 COMMISSIONER MILLS: Okay.
18 Do we have to start a redevelopment district in order to do
19 the plan? We can do the plan first without --
20 REX MASSEY: Plan first.
21 VICE CHAIRWOMAN WAITS: Uh-huh. Plan --
22 JAN MORRISON: Right. Plan --
23 VICE CHAIRWOMAN WAITS: -- first.
24 JAN MORRISON: -- first. Oh, yes.
25 DISTRICT ATTORNEY HERRERA: You have to.
26 JAN MORRISON: You won't vote on the --
27 COMMISSIONER MILLS: And does this --
28 JAN MORRISON: -- district, yeah, until it --
29 COMMISSIONER MILLS: -- commission have to approve that or
30 can LEDA do that on their own?
31 REX MASSEY: You have to adopt and approve the plan.
32 JAN MORRISON: Yeah.
33 COMMISSIONER MILLS: I don't mean approve the plan but do
34 the plan. Can LEDA just go out and as a board on their own go
35 out and have --
36 REX MASSEY: Unless you --
37 COMMISSIONER MILLS: -- this plan done?
38 REX MASSEY: Unless you -- you guys are the legislative
39 body. Unless you sanction, --
40 JAN MORRISON: Yeah.

1 REX MASSEY: -- approve it, and want it to happen, you
2 know. LEDA can go do a study if they want, but, --
3 COMMISSIONER MILLS: Right.
4 REX MASSEY: -- you know. You guys decide whether you
5 adopt it or you want it. So --
6 COMMISSIONER MILLS: Right.
7 REX MASSEY: -- it doesn't really do any good.
8 COMMISSIONER MILLS: So we don't have to tell LEDA to go do
9 the plan. LEDA can go and say, here's -- we're going to do --
10 JAN MORRISON: I --
11 COMMISSIONER MILLS: -- a plan.
12 JAN MORRISON: I believe --
13 COMMISSIONER MILLS: And then come back to us and present
14 it, and say, here's the plan we came up with.
15 JAN MORRISON: I think the contract has to be signed by
16 the -- the Board of County Commissioners.
17 VICE CHAIRWOMAN WAITS: I think the state law says local --
18 REX MASSEY: I think you have to sign checks.
19 VICE CHAIRWOMAN WAITS: -- government; I do believe so.
20 COMMISSIONER MILLS: Okay.
21 JAN MORRISON: So LEDA will bring it to you on the next
22 agenda item, if you give a direction to go forward, they'll
23 bring it to you for your approval.
24 LEDA can't -- I don't believe LEDA can go out and do the
25 study themselves. And it wouldn't make any sense, by the way.
26 REX MASSEY: They could do a study -- but like I said, --
27 JAN MORRISON: It wouldn't make --
28 REX MASSEY: -- it doesn't come through --
29 JAN MORRISON: Yeah.
30 REX MASSEY: -- this board; it's not --
31 JAN MORRISON: It needs to come through this board --
32 REX MASSEY: Doesn't mean anything.
33 JAN MORRISON: -- anyway.
34 DISTRICT ATTORNEY HERRERA: It wouldn't fall within the
35 confines of the NRS as a feasibility study, as a redevelopment
36 plan. It would just be a plan.
37 JAN MORRISON: Yeah.
38 DISTRICT ATTORNEY HERRERA: -- to -- to give the county
39 commissioners some information so they can have -- play another
40 \$25,000 to have --

1 COMMISSIONER MILLS: So they'd just have to just go do it
2 again --
3 DISTRICT ATTORNEY HERRERA: Yes.
4 COMMISSIONER MILLS: -- and do an official one?
5 JAN MORRISON: Yeah.
6 DISTRICT ATTORNEY HERRERA: So that's why it has to be
7 sanctioned by this board. That's what they're here today to get
8 sanction from this board so that they can ask LEDA to pay
9 \$25,000 --
10 COMMISSIONER MILLS: Okay.
11 DISTRICT ATTORNEY HERRERA: -- for a sanctioned
12 redevelopment --
13 COMMISSIONER MILLS: But we can authorize LEDA to do -- to
14 go out and get this plan done without opening a redevelopment
15 district.
16 REX MASSEY: Yes.
17 COMMISSIONER BAKKER: Yeah.
18 JAN MORRISON: Oh. Right.
19 VICE CHAIRWOMAN WAITS: Abso- --
20 DISTRICT ATTORNEY HERRERA: You have to.
21 COMMISSIONER BAKKER: You have to.
22 JAN MORRISON: Yeah.
23 DISTRICT ATTORNEY HERRERA: You should not --
24 COMMISSIONER MILLS: That's the proper --
25 DISTRICT ATTORNEY HERRERA: -- even contemplate --
26 COMMISSIONER MILLS: -- sequence of steps. Okay.
27 DISTRICT ATTORNEY HERRERA: -- a redevelopment district
28 today. It's only whether --
29 COMMISSIONER MILLS: Right.
30 DISTRICT ATTORNEY HERRERA: -- you want to sanction LEDA to
31 pay \$25,000 for a sanctioned redevelopment plan. That's it.
32 VICE CHAIRWOMAN WAITS: The redevelopment district wouldn't
33 even be identified until we --
34 COMMISSIONER MILLS: Until --
35 VICE CHAIRWOMAN WAITS: -- do the plan.
36 COMMISSIONER MILLS: -- until the --
37 VICE CHAIRWOMAN WAITS: So there --
38 COMMISSIONER MILLS: -- plan was done.
39 VICE CHAIRWOMAN WAITS: -- isn't any way we could do that.
40

1 JAN MORRISON: So there'll be a couple --
2 REX MASSEY: Until you adopt the plan.
3 JAN MORRISON: There'll be a couple months' process --
4 REX MASSEY: Before.
5 JAN MORRISON: -- and probably updates before it --
6 COMMISSIONER CLARK: And in the meantime, --
7 JAN MORRISON: -- comes to you.
8 COMMISSIONER CLARK: -- we'll be spending work hours on
9 this.
10 DISTRICT ATTORNEY HERRERA: No, you won't.
11 JAN MORRISON: No.
12 COMMISSIONER CLARK: Somebody in the county will to stay
13 attached to it.
14 DISTRICT ATTORNEY HERRERA: No, no. It --
15 COMMISSIONER MILLS: No, LEDA --
16 DISTRICT ATTORNEY HERRERA: -- during the next four months,
17 during the feasibility plan and the redevelopment plan, that
18 could be contracted out to -- to this company that they --
19 they've acknowledged.
20 COMMISSIONER CLARK: And who's going to pay for that?
21 DISTRICT ATTORNEY HERRERA: LEDA.
22 COMMISSIONER MILLS: LEDA.
23 REX MASSEY: LEDA is.
24 JAN MORRISON: LEDA. So LEDA's already budgeted the money
25 for it. They have the money in their budget for it. So...
26 DISTRICT ATTORNEY HERRERA: So you're not -- by making this
27 decision, again, for emphasis, you're not saying, we want the
28 redevelopment district.
29 You're only saying, well, I'd like to read the information on
30 the feasibility plan. And LEDA's willing to pay for it so I will
31 sanction them to go that first step.
32 That's all you're being asked to do today.
33 VICE CHAIRWOMAN WAITS: I do think if we don't go forward
34 and look to the future, and especially our infrastructure and
35 things that can help, I think we're being stagnant. And I don't
36 want to see us be a negative county.
37 I do think we need to look forward. So it's an opportunity
38 that we have. And we can look at without any -- any big cost to,
39 certainly, us or the county since it's being handled with your
40 initial cost.

1 COMMISSIONER BAKKER: They're just approving a study.
2 VICE CHAIRWOMAN WAITS: Yes.
3 DISTRICT ATTORNEY HERRERA: Yes.
4 COMMISSIONER BAKKER: Pretty much.
5 DISTRICT ATTORNEY HERRERA: That's -- LEDA's paying for it.
6 COMMISSIONER BAKKER: They're -- they're --
7 COMMISSIONER MILLS: That's right.
8 COMMISSIONER BAKKER: -- not going to become a district out
9 of this.
10 DISTRICT ATTORNEY HERRERA: Nope.
11 JAN MORRISON: Nope.
12 DISTRICT ATTORNEY HERRERA: No. The --
13 REX MASSEY: No.
14 DISTRICT ATTORNEY HERRERA: You guys are --
15 COMMISSIONER MILLS: That's all in the future.
16 DISTRICT ATTORNEY HERRERA: -- in the clear. You can
17 approve this and -- and -- and -- and let it -- the study be
18 made. I think it's not a bad idea.
19 COMMISSIONER MILLS: You guys did --
20 REX MASSEY: You move up to that point where the plan comes
21 before you and you decide to adopt it or not. The time you
22 adopt it, then it's --
23 DISTRICT ATTORNEY HERRERA: That's --
24 REX MASSEY: -- then you essentially set the -- establish
25 the district.
26 DISTRICT ATTORNEY HERRERA: Now, I would advise you not to
27 even contemplate independent or a hybrid --
28 COMMISSIONER CLARK: Yeah. Why --
29 COMMISSIONER BAKKER: Yeah. I don't like the board idea or
30 any of it actually. Tell you the truth.
31 COMMISSIONER MILLS: We'd -- we'd have to be the board --
32 we'd have to be the board --
33 COMMISSIONER CLARK: We're just spinning our wheels with
34 this. That's -- that's what I see.
35 DISTRICT ATTORNEY HERRERA: Well, it's a feasibility study.
36 COMMISSIONER CLARK: It just -- waste of time.
37 VICE CHAIRWOMAN WAITS: So if we --
38 COMMISSIONER CLARK: That's how I see it.
39 VICE CHAIRWOMAN WAITS: -- do decide to go ahead, then the
40 motion would be to actually --

1 COMMISSIONER MILLS: To -- to approve it.
2 VICE CHAIRWOMAN WAITS: -- prepare the redevelopment plan?
3 Is --
4 JAN MORRISON: The study.
5 DISTRICT ATTORNEY HERRERA: The study.
6 VICE CHAIRWOMAN WAITS: The study? Okay.
7 COMMISSIONER MILLS: Okay. I'll make a motion that we
8 approve LEDA to proceed with a -- pursuing a redevelopment study
9 for Battle Mountain or for Lander County.
10 DISTRICT ATTORNEY HERRERA: (Indiscernible.)
11 JAN MORRISON: So -- and let me ask, then -- so if I --
12 mechanically, so I know what I'm supposed to do. Then I get the
13 plan over to our DA, the proposal. And we'll be on to the next
14 agenda to have it signed. Okay.
15 Is that how it works?
16 VICE CHAIRWOMAN WAITS: Right. Your motion is fine. And,
17 yes, that's how it is.
18 Is there a second?
19 COMMISSIONER BAKKER: I'll second. Just the study though;
20 right?
21 COMMISSIONER MILLS: That's what --
22 COMMISSIONER BAKKER: Okay.
23 COMMISSIONER MILLS: -- we're -- that's what we're doing.
24 VICE CHAIRWOMAN WAITS: That's all the motion is, is for --
25 COMMISSIONER BAKKER: Okay.
26 VICE CHAIRWOMAN WAITS: -- the study.
27 Any other discussion?
28 (No comment.)
29 VICE CHAIRWOMAN WAITS: Any other public comment on it?
30 COMMISSIONER MILLS: I've got one more question. Now that
31 I've done that.
32 With -- with LEDA, is this -- I mean, we have LEDA. We have
33 a board to do this kind of stuff for the county. And this is
34 their plan, what LEDA has decided they want to do.
35 JAN MORRISON: Yeah.
36 COMMISSIONER MILLS: If we do not -- I mean, if we don't
37 even go forward with this redevelopment --
38 COMMISSIONER BAKKER: (Indiscernible) LEDA.
39 COMMISSIONER MILLS: -- study, what is LEDA even doing
40 then? What is their secondary plan if this doesn't go through?

1 Is there one?
2 JAY FISCHER: Not for redevelopment. But there's many
3 things that LEDA is --
4 COMMISSIONER MILLS: LEDA has other stuff on their plate?
5 JAY FISCHER: -- is looking at and doing, --
6 COMMISSIONER MILLS: Okay.
7 JAY FISCHER: -- certainly. Yeah.
8 VICE CHAIRWOMAN WAITS: And --
9 COMMISSIONER BAKKER: And on the study, --
10 JAY FISCHER: It's not the only thing.
11 VICE CHAIRWOMAN WAITS: Excuse me. And that was Jay
12 Fischer for the record.
13 JAY FISCHER: Sorry.
14 VICE CHAIRWOMAN WAITS: Go ahead, Sean. Pardon me.
15 COMMISSIONER BAKKER: On the study, if we don't go forward
16 with this, do we pay them back or anything?
17 JAN MORRISON: No.
18 REX MASSEY: No.
19 JAN MORRISON: No, this is out of the available funds that
20 LEDA has.
21 COMMISSIONER BAKKER: Okay.
22 JAN MORRISON: And -- and LEDA's agreed to fund it.
23 And to follow up, any time you want a report on LEDA, with
24 their CEDS, their Comprehensive Economic Development Study,
25 that's being updated right now.
26 And there's a -- there's a lot of things going on. And any
27 time you want, we'll be glad to give a report, more than glad.
28 COMMISSIONER MILLS: Okay. I'm good.
29 VICE CHAIRWOMAN WAITS: I'm sure this study will have all
30 the pros and cons so you can make a much more intelligible
31 decision of --
32 COMMISSIONER MILLS: That's right.
33 VICE CHAIRWOMAN WAITS: -- of this district that's
34 confusing everyone. I really believe that. That's what they're
35 supposed to do. And I'm sure that's what they will do. Okay.
36 I'll call for the motion. I'll call for the vote.
37 COMMISSIONER MILLS: Aye.
38 COMMISSIONER BAKKER: Aye.
39 COMMISSIONER CLARK: No.
40 VICE CHAIRWOMAN WAITS: Okay. I vote aye.

1 And that's Commissioner Clark that voted nay, but it does
2 pass.

3 Thank you.
4

5 **14) Discussion and possible action giving permission to the Gold**
6 **Country Grange to use Miss Lander County, Junior Miss Lander**
7 **County, and Mini Miss Lander County to represent Lander**
8 **County as queen, and other matters properly related thereto.**
9

10 VICE CHAIRWOMAN WAITS: Move on to Item Number 14.
11 Discussion and possible action giving permission to the Gold
12 Country Grange to use Miss Lander County, Junior Miss Lander
13 County, and Mini Miss Lander County to represent Lander County
14 as queen, and other matters properly related thereto.

15 RICK GOBEL: Hi.

16 Rick Gobel, Gold Country Grange.

17 COMMISSIONER BAKKER: How's it going?

18 VICE CHAIRWOMAN WAITS: Good morning.

19 RICK GOBEL: Good. Come to the county commission today to
20 ask for approval in using the -- the designation of Miss Lander
21 County. We'd like to produce, with the help of the Beta Zeta
22 Sorority, produce a Miss Lander County pageant during our fair
23 in September.

24 We would like the young lady to be officially designated as
25 Miss Lander County and be available for public events and be
26 available around the county.

27 VICE CHAIRWOMAN WAITS: I was just a little confused over
28 where the queen is coming from. Is she coming from all three of
29 these?

30 You have Miss Lander County, Junior Miss Lander County, and
31 Mini Miss Lander County.

32 RICK GOBEL: When I turned -- when I turned in the agenda
33 request was before Beta Zeta had -- we had our regular officers
34 meeting. And they had come with their proposal. So what
35 they're going to do is a Junior Miss Lander, which will be 12 to
36 15 years old and then Miss Lander County will be 16 to 19. And
37 the queen that will be available for the public events and the
38 designation of Miss Lander County will come from the 16 to 19
39 year olds.

40 VICE CHAIRWOMAN WAITS: That clarifies it. Thank you.

1 RICK GOBEL: Yeah. And they've laid out a great plan for
2 this. They're going to do -- they're going to take into
3 consideration grade point average, their school functions,
4 extracurricular activities. And then they have an interview
5 process. There'll be a full pageant.

6 And then the queen's going to be required to maintain a grade
7 point average and maintain good citizenship to hold the position
8 of Miss Lander County until the following year.

9 VICE CHAIRWOMAN WAITS: It sounds like a nice
10 representation for a full year.

11 COMMISSIONER MILLS: I'm -- I'm wondering if this steps
12 on -- because you want to use the term *Miss Lander County*. And
13 does that step on any other pageant, the Miss Nevada pageant and
14 those kinds out of things that happen, because don't they use
15 the same terminology for their winners of contests?

16 RICK GOBEL: To my knowledge -- and looked it into it just
17 a little bit -- to my knowledge it doesn't, because this is just
18 for -- just for Miss Lander County.

19 COMMISSIONER MILLS: So I'm wondering if we have to
20 differenti- -- because I know right now we're not really
21 doing -- as far as I know, nobody's participating in the Miss
22 Nevada Pageant stuff.

23 But do we need to differentiate between Miss Nevada for
24 the -- or Miss Lander County is participating in Miss Nevada
25 pageantry stuff and a Miss Lander County that participates in the
26 Grange.

27 RICK GOBEL: I know -- when I looked into the Miss Nevada,
28 you have to get into their affiliation --

29 COMMISSIONER MILLS: Right.

30 RICK GOBEL: -- in order for the young lady to continue to
31 compete.

32 We're not going to get into that affiliation this year.

33 COMMISSIONER MILLS: Right. I'm just wondering about using
34 the phrase *Miss Lander County*.

35 COMMISSIONER CLARK: The title.

36 COMMISSIONER MILLS: Is that -- is there going to be
37 conflict with the state. And if -- or -- I guess it's not a s-
38 -- I don't know even how -- I don't know how the Miss Nevada
39 Pageant works. But I don't want to be --

40 DISTRICT ATTORNEY HERRERA: They're -- they're --

1 COMMISSIONER MILLS: -- in conflict --
2 DISTRICT ATTORNEY HERRERA: -- an organization.
3 COMMISSIONER MILLS: -- with them.
4 DISTRICT ATTORNEY HERRERA: They're an organization, a
5 legal organization. And --
6 COMMISSIONER MILLS: Right.
7 DISTRICT ATTORNEY HERRERA: And your question is: Will
8 Miss -- since Miss Lander is not part of that affiliation at
9 this point, I cannot see how Miss Lander County would -- would
10 be an obstruction to the Miss Nevada Pageant since we're not
11 part of the affiliation.
12 VICE CHAIRWOMAN WAITS: It would just be on her résumé
13 along with Miss --
14 COMMISSIONER MILLS: Right.
15 VICE CHAIRWOMAN WAITS: -- Miss Cheese, you know, for
16 Wisconsin --
17 COMMISSIONER MILLS: Yeah, for Wisconsin.
18 VICE CHAIRWOMAN WAITS: Really.
19 COMMISSIONER MILLS: I just don't want to step on somebody
20 else's --
21 DISTRICT ATTORNEY HERRERA: Well, we're not --
22 COMMISSIONER MILLS: -- thing.
23 DISTRICT ATTORNEY HERRERA: -- part of the affiliation.
24 What would happen is if you sanction this and allow them to
25 designate these -- they're asking for a designation, --
26 COMMISSIONER MILLS: Right.
27 DISTRICT ATTORNEY HERRERA: -- a sanctioned designation, as
28 Miss Nevada. Then the Grange and the sorority can, if they wish
29 after a year, you know, apply to the Miss Nevada pageant that
30 Miss Lander County would be part of that affiliation. That's
31 how it works.
32 COMMISSIONER MILLS: Okay. So there's no -- we're not --
33 we're not going to create a conflict or --
34 DISTRICT ATTORNEY HERRERA: No, there's no Miss Lander
35 County right now. We're not part of it.
36 COMMISSIONER MILLS: Yeah, but if somebody decides they
37 want to.
38 DISTRICT ATTORNEY HERRERA: They'd have to make the
39 application too. Then there would be a --
40 COMMISSIONER MILLS: Then we get to fight over who gets to

1 Miss Lander County.

2 DISTRICT ATTORNEY HERRERA: Yeah. Which Miss Lander
3 County?

4 COMMISSIONER CLARK: Well, this --

5 COMMISSIONER MILLS: I'm just -- I don't want to cause any
6 fights down the road.

7 DISTRICT ATTORNEY HERRERA: Nobody's asked that for Miss
8 Lan- -- this is the first.

9 COMMISSIONER CLARK: These are really important titles, you
10 know. Because Nancy -- it -- it catapulted Nancy Pelosi. In
11 1948, she was Miss Lube Rack. 1948. And look at her now.
12 She's -- she's in Congress.

13 DISTRICT ATTORNEY HERRERA: I want to know where Mr. Lander
14 County is.

15 COMMISSIONER MILLS: Well, I don't want to get into that
16 one.

17 VICE CHAIRWOMAN WAITS: You could come before us with any
18 designation you choose. And we get to make a decision just
19 like --

20 COMMISSIONER MILLS: Right.

21 VICE CHAIRWOMAN WAITS: -- today.

22 Rick, I have a quick question though.

23 RICK GOBEL: Yeah.

24 VICE CHAIRWOMAN WAITS: I'm assuming this is residents of
25 Lander County. So what are the qualifications? Can somebody
26 come in, move in for the summer and take the title?

27 RICK GOBEL: No, I believe -- they did set qualifications.
28 And it goes by school application. And there was some question
29 in our officer's meeting. We have three of our officers that
30 homeschool their children. So it would be residency
31 requirement. I do believe they set residency at one year.

32 VICE CHAIRWOMAN WAITS: That's what I'm asking, --

33 COMMISSIONER MILLS: Yeah.

34 VICE CHAIRWOMAN WAITS: -- resident of anywhere in Lander
35 County --

36 RICK GOBEL: Correct.

37 VICE CHAIRWOMAN WAITS: -- for one year.

38 RICK GOBEL: Yep.

39 COMMISSIONER MILLS: Thank you.

40 DISTRICT ATTORNEY HERRERA: I want to point out legally

1 that if you -- what you're doing if you take action and grant
2 this, you're giving the Grange the exclusive right at the Miss
3 Lander County designation.

4 COMMISSIONER MILLS: That's -- that's why I'm asking.

5 DISTRICT ATTORNEY HERRERA: That's what you're doing.
6 You're giving then the exclusive rights to that designation.

7 COMMISSIONER CLARK: Is this --

8 DISTRICT ATTORNEY HERRERA: You need to understand that.

9 COMMISSIONER MILLS: Yeah.

10 COMMISSIONER CLARK: Is this gender specific?

11 DISTRICT ATTORNEY HERRERA: Seems to be.

12 RICK GOBEL: We did have some discussion about producing a
13 Mr. Cinderfella Pageant, but that would be in the future.

14 COMMISSIONER CLARK: There you go.

15 RICK GOBEL: Baby steps.

16 VICE CHAIRWOMAN WAITS: So if we wanted to use this --

17 COMMISSIONER MILLS: Yeah, nowadays --

18 VICE CHAIRWOMAN WAITS: -- on our parades, --

19 COMMISSIONER MILLS: -- we have to ask those questions.

20 VICE CHAIRWOMAN WAITS: -- for example, for our Chamber of
21 Commerce and such, we have to go to you to get permission for
22 her to do --

23 RICK GOBEL: We --

24 VICE CHAIRWOMAN WAITS: -- that?

25 RICK GOBEL: -- could schedule her events through the
26 Grange so that we wouldn't, you know -- it wouldn't be a burden
27 on anybody else. It would be a burden --

28 VICE CHAIRWOMAN WAITS: Right, but you will cooperate with
29 the --

30 RICK GOBEL: Yes.

31 VICE CHAIRWOMAN WAITS: -- rest of the county, is --

32 RICK GOBEL: Absolutely --

33 VICE CHAIRWOMAN WAITS: -- what we're asking.

34 RICK GOBEL: Yep.

35 VICE CHAIRWOMAN WAITS: So if we give you this right, it
36 would be limited to just this one time?

37 We don't have to --

38 DISTRICT ATTORNEY HERRERA: No, you're going to give them
39 the exclusivity rights of the designation of Miss Lander County.
40 That's what they're asking.

1 VICE CHAIRWOMAN WAITS: Why couldn't we do the motion for
2 just this year?
3 DISTRICT ATTORNEY HERRERA: Well, you can.
4 VICE CHAIRWOMAN WAITS: Oh. Okay. That's what I'm asking.
5 RICK GOBEL: And then if it goes well, we'll be back
6 immediately following our fair asking for next year.
7 VICE CHAIRWOMAN WAITS: Okay. Okay.
8 COMMISSIONER CLARK: Just don't let Bruce Jenner find out
9 about this; okay?
10 COMMISSIONER MILLS: Do we -- do we have anybody in the
11 county that participates in the Miss Nevada pageant?
12 DISTRICT ATTORNEY HERRERA: No.
13 COMMISSIONER MILLS: So Lander County is just not part of
14 that program?
15 DISTRICT ATTORNEY HERRERA: That's my understanding.
16 COMMISSIONER MILLS: Anybody?
17 RICK GOBEL: And we're hoping from this, we can change
18 that.
19 COMMISSIONER MILLS: So you want to be -- you want this to
20 be -- become part of the Miss Nevada --
21 RICK GOBEL: We want --
22 COMMISSIONER MILLS: -- Pageant?
23 RICK GOBEL: -- to continually grow. This year, you know,
24 we're starting -- we're starting out small so that we get it
25 right.
26 COMMISSIONER MILLS: Can you do that?
27 RICK GOBEL: Yeah.
28 COMMISSIONER MILLS: I mean, without being part of the Miss
29 Nevada Pageant? Or --
30 RICK GOBEL: Yes, if we -- if we went in -- we do this one
31 on our -- this one on our own this year. And then next year we
32 decide we want to become part of the Miss Nevada affiliation,
33 then we apply to them. And then they --
34 COMMISSIONER MILLS: Okay, that's --
35 RICK GOBEL: -- send it back and they change --
36 COMMISSIONER MILLS: Because I don't know how all that
37 works. I'm just wondering --
38 RICK GOBEL: They would change --
39 COMMISSIONER MILLS: -- if that's --
40 RICK GOBEL: -- they would change some of our pageant

1 guidelines --
2 COMMISSIONER MILLS: Okay.
3 RICK GOBEL: -- to fall under their guidelines for -- to be
4 able -- for Miss Lander County to --
5 COMMISSIONER MILLS: Become.
6 RICK GOBEL: -- advance to Miss Nevada.
7 COMMISSIONER MILLS: Miss Nevada.
8 RICK GOBEL: Yes.
9 COMMISSIONER MILLS: Okay. Well if it -- I -- like I said,
10 I don't want to step on -- I don't want to get into a future
11 fight about who gets to use the Miss Lander County name between
12 Grange and Miss Nevada program.
13 DISTRICT ATTORNEY HERRERA: Well, give it to them for a
14 year then.
15 COMMISSIONER MILLS: Yeah.
16 DISTRICT ATTORNEY HERRERA: Let's see how it works.
17 COMMISSIONER BAKKER: I'll make a motion to give the Gold
18 Country Grange permission to use Miss Lander County, Junior Miss
19 County, and Mini Miss Lander County, as queen to represent
20 Lander County for a one-year period.
21 COMMISSIONER CLARK: Second.
22 VICE CHAIRWOMAN WAITS: It's been moved by Commissioner
23 Bakker and seconded by Commissioner Clark. Any other
24 discussion?
25 RICK GOBEL: So for the one year we'd be able to do --
26 because our fair will be in September. So the queen would reign
27 from that Friday evening, September 18th, to the following queen
28 pageant.
29 COMMISSIONER CLARK: The reigning queen --
30 COMMISSIONER MILLS: I'll give you.
31 COMMISSIONER CLARK: -- of Lander County.
32 RICK GOBEL: The reigning queen of Lander County.
33 COMMISSIONER BAKKER: I'll -- let me amend that from
34 September to -- of 2015 to September of 2016.
35 RICK GOBEL: Okay.
36 COMMISSIONER MILLS: Good enough.
37 COMMISSIONER CLARK: Okay. I'm glad we got that clarified.
38 VICE CHAIRWOMAN WAITS: And we amended the second?
39 COMMISSIONER MILLS: I think Art seconded it.
40 VICE CHAIRWOMAN WAITS: You're okay with that?

1 COMMISSIONER BAKKER: Amend your second.
2 COMMISSIONER CLARK: I seconded that immediately.
3 VICE CHAIRWOMAN WAITS: No.
4 COMMISSIONER BAKKER: No, you've got to amend --
5 VICE CHAIRWOMAN WAITS: The amendment.
6 COMMISSIONER BAKKER: -- your second.
7 COMMISSIONER CLARK: Okay.
8 COMMISSIONER BAKKER: Do the amendment.
9 COMMISSIONER CLARK: Amend it so that it falls within the
10 guidelines --
11 VICE CHAIRWOMAN WAITS: Thank you.
12 COMMISSIONER CLARK: -- of the reigning time.
13 VICE CHAIRWOMAN WAITS: All in favor?
14 COMMISSIONER BAKKER: Aye.
15 COMMISSIONER CLARK: Aye.
16 COMMISSIONER MILLS: Aye.
17 COMMISSIONER CLARK: I need a --
18 COMMISSIONER WAITS: Aye.
19 COMMISSIONER CLARK: -- time out.
20 VICE CHAIRWOMAN WAITS: Thank you. Okay.
21 RICK GOBEL: Thank you very --
22 VICE CHAIRWOMAN WAITS: Thank you, --
23 RICK GOBEL: -- much.
24 VICE CHAIRWOMAN WAITS: -- Rick.
25 COMMISSIONER CLARK: Get a break, Patsy.
26 VICE CHAIRWOMAN WAITS: We're going to do a quick
27 five-minute break.

28

29 (Break taken between 11:09 a.m. to 11:15 a.m.)

30

31 15) Discussion and possible action regarding permission for the
32 Wild Bunch Motorcycle Club to hold their Outback Poker Run &
33 Party in the Park camping July 24 and 25, 2015, at Lion's
34 Park, and other matters properly related thereto.

35

36 VICE CHAIRWOMAN WAITS: -- possible action regarding
37 permission for the Wild Bunch Motorcycle Club to hold their
38 Outback Poker Run & Party in the Park with camping July 24th and
39 25th, 2015, at Lion's Park, and other matters properly related
40 thereto.

1 GARY HUTCHINGS: Good morning.
2 VICE CHAIRWOMAN WAITS: Hello.
3 COMMISSIONER BAKKER: Good morning.
4 COMMISSIONER CLARK: Good morning, Gary.
5 GARY HUTCHINGS: I'm Gary Hutchings, representing the Wild
6 Bunch.
7 We're just -- this is our 7th year, poker run, party in the
8 park. We're just asking permission to use the park for the 24th
9 and 25th.
10 We have several vendors that will be participating in the
11 park. We've got Harley Davidson coming. They're going to put
12 a -- a big display on and have some new bikes there.
13 Grady of the Wild Bunch -- or excuse me -- of The Owl Club
14 is going to bring his barbecue over and be supplying tri-tip and
15 brisket, things for the weekend.
16 We're asking permission for the use of the park as well as
17 camping. However, we've never had anybody actually camp in the
18 park. Some of them will bring camp trailers out on the street.
19 Most everybody uses the -- makes reservations at the motels and
20 stuff and bring things into the community. Of course they always
21 contribute at The Nevada and at The Owl Club.
22 COMMISSIONER BAKKER: Of course.
23 GARY HUTCHINGS: But anyway, make it short and quick.
24 We're asking for permission to use the park.
25 COMMISSIONER BAKKER: Do we need liability insurance or
26 anything like that?
27 NAN ANCHO: I've always (indiscernible). Don't they have
28 to have insurance? Or they --
29 DISTRICT ATTORNEY HERRERA: I believe they have to have
30 insurance.
31 NAN ANCHO: Property.
32 GARY HUTCHINGS: We do. What we have is for the poker
33 run -- everybody that participates in the poker run has to sign
34 a disclaimer. Excuse me. So if they have an accident or
35 anything of this nature or something occurs, we are not held
36 liable. If there are -- anything else that may occur. We
37 haven't had any incidences in the past seven years. So we do
38 have -- Ron has issued our liquor license for the two days,
39 which is -- we have -- everybody is ID'd. No minors are served.
40 It's all run by -- you know, legitimate.

1 So, yeah, that's -- there'll be different things for the
2 kids, things of this nature, so...

3 DISTRICT ATTORNEY HERRERA: If you allow -- if you allow
4 camping in the park itself, there's a potential liability. I
5 don't think that's been done before.

6 GARY HUTCHINGS: No. In fact, in the past seven years,
7 there has never been -- never anybody -- anyone --

8 DISTRICT ATTORNEY HERRERA: That came.

9 GARY HUTCHINGS: -- that actually camped.

10 DISTRICT ATTORNEY HERRERA: Right.

11 GARY HUTCHINGS: Set up tents in the park.

12 DISTRICT ATTORNEY HERRERA: But if you --

13 GARY HUTCHINGS: This is --

14 DISTRICT ATTORNEY HERRERA: -- allow that, though, you have
15 potential liability.

16 So if you allow the poker run, I -- I don't know if you
17 should allow -- or you'd be wise --

18 COMMISSIONER CLARK: To exclude camping.

19 DISTRICT ATTORNEY HERRERA: -- you'd be wise to attach some
20 type of insurance requirement to any camping permittees.

21 COMMISSIONER MILLS: Are you -- are you using the camping
22 idea as a -- as a promotion thing to get people to come or is
23 that --

24 GARY HUTCHINGS: No, not really.

25 In fact, like I say, we're -- as far as camping in the park
26 itself, I can't remember anybody.

27 COMMISSIONER BAKKER: So why don't we just exclude camping
28 and then they don't have to pay for insurance.

29 DISTRICT ATTORNEY HERRERA: That's --

30 COMMISSIONER BAKKER: It'd be cheaper.

31 DISTRICT ATTORNEY HERRERA: That's what I would suggest and
32 advise.

33 GARY HUTCHINGS: Let's do that then.

34 COMMISSIONER BAKKER: Yeah.

35 GARY HUTCHINGS: Just exclude --

36 COMMISSIONER MILLS: Yeah, --

37 GARY HUTCHINGS: -- camping.

38 COMMISSIONER MILLS: -- because I know --

39 COMMISSIONER BAKKER: Yeah.

40 GARY HUTCHINGS: Because --

1 COMMISSIONER MILLS: All right.
2 GARY HUTCHINGS: This is just a -- just normal --
3 COMMISSIONER MILLS: Ron, have you had trouble with these
4 guys?
5 SHERIFF RON UNGER: Absolutely not.
6 COMMISSIONER MILLS: I didn't think so. Just -- just want
7 that on the record. Checking.
8 SHERIFF RON UNGER: As a matter of fact, they brought in --
9 well, on all occasions there's been a lot of people go over
10 there. They have had set up their vendors inside of the
11 fenced-in area which has been good.
12 COMMISSIONER MILLS: Uh-huh.
13 SHERIFF RON UNGER: A lot of townspeople go to it.
14 There may have been some camping -- I'm not positive -- out
15 in the parking lot area. So that's kind of what I thought they
16 were alluding to at this point. As opposed to being --
17 COMMISSIONER MILLS: Actually in the -- in the park.
18 SHERIFF RON UNGER: But as far as us, the Lander County
19 Sheriff's Office, we have not had any problems with them thus
20 far.
21 COMMISSIONER MILLS: Okay.
22 COMMISSIONER BAKKER: Okay.
23 COMMISSIONER MILLS: Sounds like a good time.
24 COMMISSIONER BAKKER: Yep. I'll make a motion to give the
25 Wild Bunch Motorcycle Club permission to hold their Outback
26 Poker Run Party in the Lion's Park, July 24th and 25th, 2015.
27 COMMISSIONER MILLS: I'll second.
28 VICE CHAIRWOMAN WAITS: Any other discussion?
29 (No comment.)
30 COMMISSIONER BAKKER: Do I need to actually say exclude
31 camping or --
32 VICE CHAIRWOMAN WAITS: No, you just didn't add it?
33 COMMISSIONER CLARK: You read it.
34 COMMISSIONER BAKKER: Okay. Good deal.
35 VICE CHAIRWOMAN WAITS: Any public comment?
36 (No comment.)
37 VICE CHAIRWOMAN WAITS: All those in favor? It's --
38 COMMISSIONER BAKKER: Aye.
39 COMMISSIONER MILLS: Aye.
40 COMMISSIONER CLARK: Aye.

1 COMMISSIONER WAITS: Aye.
2 Thank you.
3 COMMISSIONER BAKKER: Thank you.
4 VICE CHAIRWOMAN WAITS: Thank you, Gary.
5 SHERIFF RON UNGER: Is Harley going to donate a motorcycle
6 to the sheriff's office?
7 DISTRICT ATTORNEY HERRERA: Donate a ten-speed bicycle to
8 the sheriff's office.
9 SHERIFF RON UNGER: A three-wheeler for me.
10 UNDERSHERIFF QUICK: Yeah. Does it say Harley?
11 DISTRICT ATTORNEY HERRERA: We'll put Harley on it.
12 GARY HUTCHINGS: There you go.
13 COMMISSIONER BAKKER: It's going to be a moped painted
14 orange and black.
15 GARY HUTCHINGS: Speaking of mopeds, I happen to have one
16 for sale.
17 COMMISSIONER BAKKER: There you go, Ron. You can paint it.
18 SHERIFF RON UNGER: Star on a red light.
19 COMMISSIONER CLARK: See you later, guys.
20 VICE CHAIRWOMAN WAITS: We've been asked to take one of
21 them out of order here. Is Jay here?
22 SHERIFF RON UNGER: He's out in the hall.
23
24 23) Update by Jay Fischer, Reese River Hydrologic on Lander
25 County water rights, and other matters properly related
26 thereto.
27
28 VICE CHAIRWOMAN WAITS: We're going to move right now to
29 Agenda Item Number 23. It's an update by Jay Fischer, Reese
30 River Hydrologic on Lander County water rights, and other
31 matters properly related thereto.
32 Hi, Jay.
33 JAY FISCHER: Hi, there. Jay Fischer. Reese River
34 Hydrologic. Sorry, I was outside. What item are we talking
35 about?
36 VICE CHAIRWOMAN WAITS: Twenty-three.
37 COMMISSIONER CLARK: You're on.
38 JAY FISCHER: Because there was a --
39 Okay. I just found out I was on the agenda here a couple
40 of days ago.

1 Before I get started, if I could -- hand out...
2 This is the table of contents from a water rights report
3 that I prepared for the county and submitted in January of 2014,
4 beginning of the year.

5 And it's a list of all of the water rights that exist for
6 the town of Battle Mountain, both surface and -- surface water
7 rights and ground water right. Yes.

8 So I -- feel free to ask questions. But what I intended was
9 to give you a bit of background on what the county has and what
10 I'm doing, why I'm doing, and how I became involved with the water
11 rights here several years ago, and some issues I see going forward
12 here in protecting the rights we have and acquiring some new
13 rights as well.

14 So the first five water rights on the list here,
15 certified -- CERT is certified. Abandoned means the well no
16 longer exists. It's been abandoned. So that it's still a water
17 right in the county's portfolio here.

18 Wells 3, 4, -- 3, 4, and 6 are available wells. These are
19 the high-arsenic wells in town that we can no longer use for our
20 drinking water system. They do have water rights on them. And
21 they are certified rights. So...

22 COMMISSIONER MILLS: I have a question on those. I've
23 heard some discussion that those wells were supposed to have
24 been capped. Is that what's --

25 JAY FISCHER: Um.

26 COMMISSIONER MILLS: -- supposed to be happening there?

27 JAY FISCHER: Well, capped only in the sense that they
28 cannot be used in the public drinking water system. But they
29 can be used for industrial water --

30 COMMISSIONER MILLS: Okay.

31 JAY FISCHER: -- or --

32 COMMISSIONER MILLS: So capped doesn't mean that the
33 wells -- or that the pump's removed and all that kind of stuff?

34 JAY FISCHER: No. No. No. No.

35 COMMISSIONER MILLS: Okay. Because I think that may be
36 some --

37 JAY FISCHER: I'm not sure what -- what capped means there.
38 Capped in terms of amount we can use there or capped in terms of
39 sealing the well up so it can't be -- nothing can be pumped
40 there. They're still available. We can turn the pumps on and

1 use them. We just can't use it for drinking water for the town.

2 COMMISSIONER MILLS: Are we using them for anything?

3 JAY FISCHER: Nothing right now.

4 COMMISSIONER MILLS: Okay.

5 JAY FISCHER: There are -- there have been times in the
6 last year that we have used those for drinking water supply
7 when -- before Well Number 9 was -- was installed. Well 7 and 8
8 were not adequate to keep up with the -- the peak demand in the
9 summer months. So the county did use some of that water, mixed
10 it with other water. It didn't meet drinking water standard,
11 but we -- we used it. So...

12 Or I should say that the Water and Sewer made the decision
13 to use it to continue supplying everybody water and the public
14 spaces and that kind of stuff.

15 COMMISSIONER MILLS: Okay.

16 JAY FISCHER: Well 7, 8, and 9 are the newest wells in
17 the -- in the county portfolio. Seven and eight water rights
18 were transferred from -- from existing wells in the Lower Reese
19 River Ba- -- Basin, on the edge of town here.

20 The basin boundary runs right through the middle of our
21 town. So it creates a unique situation for -- for Battle
22 Mountain here. And technically, we are importing water.

23 VICE CHAIRWOMAN WAITS: Basins.

24 JAY FISCHER: -- between basins. We are. Nothing
25 technical about it. It's kind of a line in the sand. But it's
26 really an analogy, the same thing that Las Vegas is -- has got
27 going on on a much smaller scale, what they're proposing to do.

28 So our water right situation's become more complicated.
29 When we're asking for new rights and interbasin transfers and
30 things we're working on right now, that I am working on right
31 now, to secure a new water right for the newest well, Number 9,
32 mainly to allow water availability for future growth of -- of --
33 of town here.

34 We have enough to satisfy our current population. We use
35 about 80 percent of the available water rights south of town to
36 meet our peak demand. And that's the water that -- that meets
37 drinking water standards, so...

38 COMMISSIONER BAKKER: So we're temporary. For Well 9, it's
39 temporary water rights right now?

40 JAY FISCHER: Temporary water rights.

1 COMMISSIONER BAKKER: Can't you move, like, Well 6 to --
2 water rights to Well 9?
3 JAY FISCHER: Different basin. You can't move between.
4 COMMISSIONER BAKKER: Right.
5 JAY FISCHER: If you move --
6 COMMISSIONER BAKKER: But it's on --
7 JAY FISCHER: -- the water --
8 COMMISSIONER BAKKER: -- the right side of 305.
9 JAY FISCHER: -- between basins, Sean. But you -- you
10 cannot move water rights between basins.
11 COMMISSIONER BAKKER: My understanding is that 305 split
12 the water basins.
13 JAY FISCHER: In general. Yeah.
14 COMMISSIONER BAKKER: So Well 6 is on the same side.
15 JAY FISCHER: Well 6 is actually in the Clovers Basin; so
16 we can't transfer that right to the new wells. Two -- two
17 basins, Lower Reese River and the Clovers Basin.
18 Wells 3, 4, and 5, where we have a well and a water right,
19 actually 1 through -- 1 through 6 are all in the Clovers Basin.
20 Wells 7, 8 and 9 are all in the -- in the Lower Reese. So we
21 can't -- can't move those. Could move some from the airport.
22 All these EOT designations that I've got here are -- this is
23 really what water right work I'm doing for the county is filing
24 extensions of time on these water rights because we've not proved
25 beneficial use yet. If we don't file the extension of time or
26 approve beneficial use, meaning, here's how much we pump for the
27 last coup- -- two years. So this is the amount of money that --
28 that we will be allowed to pump from that point into the future,
29 no more.
30 So we're trying to prove the maximum beneficial use. And we
31 file these extensions of time with delay, essentially, for one
32 year because of the plans we have in place for airport expansion,
33 for golf course expansion. So we file these extensions while we
34 work through our plans, so --
35 So that's the mechanism the state engineer's office allows
36 to buy some time.
37 They're getting more -- what's the word? --
38 COMMISSIONER BAKKER: Stricter.
39 JAY FISCHER: -- stricter. Yeah. There's -- there's a lot
40 of things going on all around us that are making our water

1 rights more -- more valuable, more precious all the time.
2 COMMISSIONER BAKKER: And harder to keep onto.
3 DISTRICT ATTORNEY HERRERA: To other people.
4 JAY FISCHER: To other people --
5 COMMISSIONER MILLS: Yeah.
6 JAY FISCHER: -- as well. Yeah.
7 COMMISSIONER BAKKER: Uh-huh. Other cities.
8 DISTRICT ATTORNEY HERRERA: Other cities.
9 JAY FISCHER: Yeah. Yeah.
10 COMMISSIONER BAKKER: How many acre-feet did they permit
11 for 7, 8, and 9?
12 JAY FISCHER: I could look here. I think we tran- -- I
13 -- we transferred 280 acre-feet from Well Number 8 as a
14 temporary change of point of diversion. I think both wells
15 combined are about a thousand acre-feet.
16 COMMISSIONER BAKKER: Between 7 and 8 or 8 and 9?
17 JAY FISCHER: Let's see here. I could -- Well Number --
18 I've got it right here. Let me take a look -- 7 and 8 are
19 twelve -- roughly 1300 acre-feet --
20 COMMISSIONER BAKKER: Okay.
21 JAY FISCHER: -- between those two wells.
22 COMMISSIONER BAKKER: And then --
23 JAY FISCHER: The wells themselves are not capable of
24 producing that amount.
25 COMMISSIONER BAKKER: That was my next question. How much
26 are they producing?
27 JAY FISCHER: Well, about -- I'm not sure in terms of
28 acre-feet off the top of my head, but maybe --
29 COMMISSIONER BAKKER: How many gallons a minute?
30 JAY FISCHER: -- maybe two -- it's about a thousand gallons
31 a minute between those two. So multiply that out over a year
32 and divide it by 325,000. So...
33 But in the peak summertime months between 7, 8 and 9.
34 Well, of the 1200 acre-feet that we have out there right now, we
35 use about 80 percent of that in the summer months to meet peak
36 summer demand in -- in July, August, September time frame. So
37 we're getting pretty close to what we have.
38 And there's a couple of alternatives. The one being a new
39 water right application, which we're pursuing for Well Number 9
40 that would give us -- give town some room to grow. Or -- it's

1 getting hotter all the time. We're just using more water,
2 frankly. Water usage is going up all the time. And that's one of
3 the things that I work with the county on an annual basis is
4 compiling and reviewing the annual pumpage report. How much did
5 we pump from all of the wells?

6 Because we're reporting that as part of these water rights
7 (indiscernible) as well.

8 VICE CHAIRWOMAN WAITS: S- --

9 COMMISSIONER BAKKER: Oh. Go ahead.

10 VICE CHAIRWOMAN WAITS: I was just going to say, we don't
11 -- we don't have anything in place right now to -- to really
12 economize on our water situation like many of the -- the towns
13 have had to do. I mean.

14 JAY FISCHER: Right.

15 VICE CHAIRWOMAN WAITS: And certainly the states. And now
16 this is the first time the State of Nevada has stepped up to
17 really try and have a plan. So it's something --

18 JAY FISCHER: Yeah.

19 VICE CHAIRWOMAN WAITS: -- we need to be looking at in the
20 future of what we can do. If we're using too many gallons per
21 minute for folks, we're going to have to really look at where we
22 are. We're still in the driest states.

23 COMMISSIONER BAKKER: We'll, we're not using --

24 DISTRICT ATTORNEY HERRERA: That'll impact --

25 COMMISSIONER BAKKER: -- too much. We're not --

26 DISTRICT ATTORNEY HERRERA: -- our beneficial use too.

27 JAY FISCHER: We're using quite bit.

28 VICE CHAIRWOMAN WAITS: It does.

29 JAY FISCHER: Our usage here --

30 COMMISSIONER BAKKER: Well, we're not capitalizing on our
31 total amount we can use.

32 JAY FISCHER: No. No. But if you look at our per capita
33 use -- and I looked at a water report that I think Rex Massey
34 did for the entire county -- and our -- we -- we pump a lot of
35 water. We don't have a lot of people. But -- so when you boil
36 that down to per capita, it's -- for Lander County -- it's
37 somewhere on the order of 300 -- 300 gallons per day per person.

38 So that's more than, you know, cities in Reno. They're
39 planning on 200 -- 200 and -- a little over 200 gallons per
40 person, you know, in new developments in the city or less. So --

1 DISTRICT ATTORNEY HERRERA: But if you don't use it, you
2 lose it.

3 JAY FISCHER: Right.

4 Water law in Nevada is if you don't use it --

5 DISTRICT ATTORNEY HERRERA: That's the basic thing, mantra
6 you have to remember. You -- too -- so when you think of
7 economizing, if you don't use it, you lose it.

8 JAY FISCHER: Right.

9 COMMISSIONER BAKKER: Right.

10 COMMISSIONER MILLS: So what about these other -- these
11 three wells in town that are not being used? Are they at risk?

12 JAY FISCHER: So cities -- cities are preferred use
13 certainly. So we get the highest priority. And the --

14 COMMISSIONER BAKKER: They'll come rob my water rights
15 before they rob the town's.

16 COMMISSIONER MILLS: We're good.

17 COMMISSIONER BAKKER: Is what he's saying.

18 JAY FISCHER: They'll go after Sean's. But overall --

19 COMMISSIONER BAKKER: They'll clean out every farmer in the
20 county before they --

21 JAY FISCHER: We're all --

22 COMMISSIONER BAKKER: -- take the city's.

23 JAY FISCHER: -- on notice right now. And so it's getting
24 tougher there. They're reducing -- they're curtailing people's
25 rights all over the place. They're closing basins. The basin
26 out here is not closed, but it's going to happen here in the
27 next -- soon.

28 COMMISSIONER BAKKER: Uh-huh.

29 JAY FISCHER: You know, in the next year or so.

30 COMMISSIONER BAKKER: Jay, the temporary water right for
31 Well 9, what was the allocations for that for the acre-feet?

32 JAY FISCHER: Two hundred and twenty-one acre-feet was what
33 was transferred temporarily from Well Number 8 to Well Number 9.
34 And we did that to allow us to drill the well, to get the
35 water right in place. We're operating on it.

36 And --

37 COMMISSIONER BAKKER: Maximizing that or --

38 JAY FISCHER: Oh, yeah. Yeah. We're on an annual basis,
39 we're probably --

40 COMMISSIONER BAKKER: Over?

1 JAY FISCHER: -- okay. On an individual diversion rate,
2 we're probably exceeding.

3 COMMISSIONER BAKKER: Then the --

4 JAY FISCHER: So...

5 COMMISSIONER BAKKER: -- extra between 7 and 8, after you
6 get this from temporary to a permanent, can you work the numbers
7 so it works out?

8 JAY FISCHER: Well, see, I only took -- I took what was
9 unused or what we weren't unable to pump. So that's -- that's
10 how I arrived at the 220 acre-feet.

11 So the other -- the other's being use on Wells 7 and 8. So
12 there's no more to move around there.

13 COMMISSIONER BAKKER: Okay.

14 JAY FISCHER: It allows us to keep doing what we're doing.
15 And the idea and the strategy is hopefully we'll get through
16 this water right application, the basin inventory that -- that
17 I'm working on is required for the new application. And we get
18 some amount of water under that new application.

19 COMMISSIONER BAKKER: Which well produces the most?

20 JAY FISCHER: Well Number 9 by far.

21 COMMISSIONER BAKKER: May have to rework the numbers.

22 JAY FISCHER: So. Yeah. I mean, it's just a whole
23 strategy here.

24 And I came in to -- I took this over at the request of the
25 commission and direction of -- of Mr. Jake Edgar. Tetra Tech had
26 been doing the work. They were working with Gene Etcheverry at
27 the time to manage the water rights. They were doing what they
28 were told. But they didn't have the whole story.

29 And one of the water rights lapsed and was -- so we were able
30 to -- they were able to get it back. But a new priority date was
31 set, which, you know, those priority dates become important. The
32 older the priority date, the more senior the right. And first in
33 time, first in rank kind of thing. So...

34 COMMISSIONER BAKKER: Yep.

35 JAY FISCHER: Anyway, so. My primary function right now is
36 overseeing the rights, making sure that everything is in good
37 standing, filing these five extensions of time that are
38 required.

39 We'll be filing proof of beneficial or proof of completion
40 for Well Number 9 this year. Well Number 7 and 8, we'll need to

1 either file extensions of time or -- or proof of beneficial use
2 at some point in the next couple of years. You have ten years
3 to -- to --

4 COMMISSIONER BAKKER: So you're going to complete Well 9?

5 JAY FISCHER: We're going to -- we're going to file the
6 proof of completion, which is you have one year to -- once you
7 drill it, complete all your work, you have a year to -- to file
8 the proof of completion with the state saying, yes, we drilled a
9 well. Here's what we did. Here's the cost. And it's -- it's a
10 necessary step. It's --

11 COMMISSIONER BAKKER: But you're not finalizing the
12 water...

13 JAY FISCHER: Not finalizing the --

14 COMMISSIONER BAKKER: Right. Okay.

15 JAY FISCHER: -- water usage yet.

16 COMMISSIONER BAKKER: Okay.

17 JAY FISCHER: (Indiscernible) so --

18 So those are the kind of things I'm doing and taking over
19 from Tetra Tech and produce this report on file. I gave it to
20 Mark Brethauer when he was -- he was around. But it's in the
21 office. The Water and Sewer has a copy of this. It's the
22 summary of what we have and what we're -- what our obligations
23 are to keep those rights in good standing.

24 One thing I should -- would like to bring up here is that
25 water's getting tougher. I don't know if we're going to be able
26 to -- if we will be granted a new right for -- for Well Number
27 9. And one thing I strongly believe the county ought to
28 consider at some point is revising our -- our water-use plan
29 here, I guess, under the Water and Sewer.

30 The last time it was -- it was revised was in 2002. You
31 know, it's been referred to in later reports. But what I -- and
32 the reason I bring it up, because what I think we -- what
33 Commissioner Mills mentioned here, if we don't use some of these
34 rights in town, they're subject to loss. And in almost half of
35 our water usage in the peak summertime months goes to public
36 spaces: parks, football fields, things like that, that do not
37 need drinking water, do not need to meet drinking water
38 standards. So requires some infrastructure, piping, dedicated
39 piping and things like that. But then, we have a source plenty
40 capable of supplying drinking water to our community for a long

1 time. What consumes a lot is our public spaces. And we've got
2 wells that are unused right now that could be used. And so if
3 you want to a -- a master plan or an update to the master plan
4 would -- would kind of give us a vision of how we would manage
5 our water resources going forward here for town.

6 COMMISSIONER MILLS: How --

7 DISTRICT ATTORNEY HERRERA: How many (indiscernible).

8 COMMISSIONER MILLS: -- how difficult would that be to get
9 those other three wells that we're not using now and --

10 JAY FISCHER: Oh, it's simple.

11 COMMISSIONER MILLS: Is it pretty -- (indiscernible).

12 JAY FISCHER: They're open wells. They have pumps in them.
13 It's a matter of piping.

14 COMMISSIONER MILLS: Just pipe -- get the piping in place
15 and we're good to go.

16 JAY FISCHER: The --

17 COMMISSIONER BAKKER: They start tearing up roads.

18 JAY FISCHER: It needs to be thought through. And that's
19 what a -- that's what a master plan (indiscernible) --

20 COMMISSIONER BAKKER: As you tear up the roads that need to
21 torn up, you need to put in the infrastructure --

22 JAY FISCHER: Yeah.

23 COMMISSIONER BAKKER: -- for --

24 JAY FISCHER: You tear up some asphalt. You put some new
25 pipe down. Cover it.

26 COMMISSIONER MILLS: Plug up one and plug it in somewhere
27 else and you're --

28 JAY FISCHER: Yeah.

29 COMMISSIONER MILLS: -- fine.

30 JAY FISCHER: It all --

31 COMMISSIONER MILLS: What --

32 JAY FISCHER: -- sounds simple, but --

33 COMMISSIONER BAKKER: Only when you need to tear up the
34 roads though, I mean --

35 UNIDENTIFIED PARTICIPANT: Better hurry.

36 COMMISSIONER MILLS: Yeah.

37 VICE CHAIRWOMAN WAITS: We've got --

38 COMMISSIONER BAKKER: You guys are all just going to go
39 tear up roads.

40 VICE CHAIRWOMAN WAITS: We've got our --

1 COMMISSIONER MILLS: We're going to tear up this one
2 (indiscernible).
3 JAY FISCHER: But if --
4 VICE CHAIRWOMAN WAITS: We're got our executive director.
5 JAY FISCHER: When it's a choice between asphalt and water,
6 I don't know who's going to --
7 COMMISSIONER MILLS: Yeah, who's winning one that one?
8 COMMISSIONER BAKKER: Yeah.
9 JAY FISCHER: Who's winning that one? Yeah.
10 VICE CHAIRWOMAN WAITS: Jay, we've got our executive
11 director coming back next week. So not that you have to contact
12 him right away, but if you'd with him and our department heads
13 and see what we need to do to revise water plan next, we'd
14 appreciate that.
15 JAY FISCHER: Perfect.
16 VICE CHAIRWOMAN WAITS: And we appreciate the update. Any
17 more questions?
18 COMMISSIONER MILLS: Yeah.
19 COMMISSIONER BAKKER: Thanks, Jay.
20 COMMISSIONER MILLS: I've got a question about the -- two.
21 One is water at the airport. Because I understand we've
22 discussed that here before. And I don't know if that's going
23 anywhere.
24 The other is the golf course. I understand the amount of
25 water that well's supplying is not sufficient for the golf
26 course or something? What's -- what's going on with it?
27 JAY FISCHER: Right. The water that -- the wells -- the
28 wells are old. And they're getting older every single day. And
29 they don't supply the water that they once did. They don't
30 supply the same amount. It's decreasing small amounts, but it
31 doesn't supply the same amount as it did last year.
32 So we're --
33 COMMISSIONER MILLS: Is that because of water levels or the
34 pump's old or what's -- what --
35 JAY FISCHER: Scaling in the wells.
36 COMMISSIONER MILLS: Scale. Okay.
37 JAY FISCHER: And in a couple of years. In the couple of
38 years I've been involved with, they were cleaning the wells
39 almost every year. And we haven't done it this year.
40 When you turn the pump on to pump the same amount of water,

1 not as much is there. And so we've -- we've -- the wells start
2 sucking air. And so you have to turn them down so they don't pump
3 so much. And that's what's happening out there.

4 VICE CHAIRWOMAN WAITS: I assume you will be working with
5 our new engineer or firm or whatever when we can get that
6 completed.

7 JAY FISCHER: I would very much like to, as the president
8 of the golf course association, just with my hydrologic
9 background. I very much --

10 VICE CHAIRWOMAN WAITS: Great.

11 JAY FISCHER: -- welcome to the opportunity to --

12 COMMISSIONER MILLS: Okay.

13 JAY FISCHER: -- have input there.

14 VICE CHAIRWOMAN WAITS: Thank you.

15 COMMISSIONER MILLS: And at the airport, I understand
16 there's the -- there's the well that's supposed to be supplying
17 water to BLM for their water for the air tankers.

18 JAY FISCHER: Right.

19 COMMISSIONER MILLS: And that's apparently not an adequate
20 flow either. Is that --

21 JAY FISCHER: No, well, as far as I can tell, I did all the
22 test work out there for the county and supplied it to J-U-B --

23 COMMISSIONER MILLS: Okay.

24 JAY FISCHER: -- for their reports.

25 So I tested the wells, both chemically and for quantity as
26 well. And the BLM well had tons of capacity.

27 COMMISSIONER MILLS: Oh, did it?

28 JAY FISCHER: Yeah.

29 COMMISSIONER MILLS: Okay.

30 JAY FISCHER: There's a lot of water available there.

31 COMMISSIONER MILLS: And we still have the same arsenic
32 problems out there. So we don't really have any drinking water
33 for any- --

34 JAY FISCHER: Right.

35 COMMISSIONER MILLS: -- -thing out there.

36 JAY FISCHER: My understanding was there was a report,
37 point of service treatment. But I haven't seen the report. So
38 I'm not sure what they recommended.

39 COMMISSIONER MILLS: Okay.

40 JAY FISCHER: So.

1 VICE CHAIRWOMAN WAITS: Thank you, Jay. We appreciate you
2 coming --

3 JAY FISCHER: Thank you.

4 VICE CHAIRWOMAN WAITS: -- and update. You're still going
5 to be around for some more; right?

6 JAY FISCHER: Are we going to do that at the normal agenda
7 item?

8 VICE CHAIRWOMAN WAITS: Yep, we're going back to Number 16.
9 Yep.

10 Thank you.

11

12 16) Discussion and possible action to approve ARC Health &
13 Wellness contract, and other matters properly related
14 thereto.

15

16 VICE CHAIRWOMAN WAITS: Okay, Number 16, discussion and
17 possible action to approve the ARC Health & Wellness contract,
18 and other matters properly related thereto.

19 This is the old contract that we had -- that we had last
20 year.

21 NAN ANCHO: Yes.

22 VICE CHAIRWOMAN WAITS: And the one that Keith enacted.

23 NAN ANCHO: Yes, it is.

24 VICE CHAIRWOMAN WAITS: All right.

25 NAN ANCHO: As he said before, there is no cost to the
26 county to -- for this contract.

27 It just enables to us to have the means to do our annual
28 physicals that need to be done for --

29 VICE CHAIRWOMAN WAITS: Mobiley.

30 NAN ANCHO: -- safety. And one-stop shop. Run them in and
31 out the other end.

32 COMMISSIONER BAKKER: Ted, did you look at it?

33 DISTRICT ATTORNEY HERRERA: Yes.

34 COMMISSIONER BAKKER: Okay.

35 DISTRICT ATTORNEY HERRERA: We have the?

36 VICE CHAIRWOMAN WAITS: We don't have the new contract
37 though?

38 JEANNE FALZONE: No. We -- excuse me.

39 VICE CHAIRWOMAN WAITS: Oh.

40 JEANNE FALZONE: Jeanne Falzone from the DA's Office.

1 The contracts that are coming before you today, I have no
2 new contracts in place for any of them.
3 The thing was to approve or disapprove. So that's what I was
4 waiting on before I called and asked them to send me contracts. I
5 will get them as quickly as possible to get them signed.
6 VICE CHAIRWOMAN WAITS: That's fine, Jeanne. Thank you.
7 JEANNE FALZONE: Okay.
8 VICE CHAIRWOMAN WAITS: We just know what we're looking for
9 then.
10 JEANNE FALZONE: Okay.
11 VICE CHAIRWOMAN WAITS: Yes. This one does -- this one has
12 expired. It expired May 31st.
13 JEANNE FALZONE: Yes.
14 VICE CHAIRWOMAN WAITS: So yes. We should be looking at a
15 new one, if it's your pleasure to do so.
16 COMMISSIONER BAKKER: Okay.
17 Make a motion to approve the ARC Health & Wellness contract.
18 COMMISSIONER CLARK: Second.
19 COMMISSIONER BAKKER: And authorize the vice chair to sign.
20 VICE CHAIRWOMAN WAITS: Just in case we need to?
21 COMMISSIONER BAKKER: Yep.
22 VICE CHAIRWOMAN WAITS: Okay. It's been moved and seconded
23 that we approve the ARC contract. Any discussion?
24 (No comment.)
25 VICE CHAIRWOMAN WAITS: All in favor?
26 COMMISSIONER BAKKER: Aye.
27 COMMISSIONER CLARK: Aye.
28 COMMISSIONER MILLS: Aye.
29 COMMISSIONER CLARK: Aye.
30 VICE CHAIRWOMAN WAITS: Aye.
31 Thank you.
32

33 17) Discussion and possible action regarding amendment to Love
34 Cleaning Janitorial contract to extend it on a month-to-month
35 basis until the move to the new courthouse/administration
36 building, and other matters properly related thereto.
37

38 VICE CHAIRWOMAN WAITS: Moving on. Number 17. Discussion
39 and possible action regarding amendment to Love Cleaning
40 Janitorial contract to extend it on a month-to-month basis until

1 the move to the new courthouse/administration building, and
2 other matters properly related thereto.

3 DISTRICT ATTORNEY HERRERA: Now, the -- the reason this is
4 on the agenda is because, one, the contract has expired. Two,
5 we are going to need a new contract, particularly when we get
6 into the new courthouse/administrative building. And we don't
7 know exactly what that will entail.

8 In fact, we won't be able to put it out and publish for it
9 until we have access to the building. So the people who are
10 putting in for the bid has the opportunity to go through the
11 building so they know what to bid.

12 Therefore, I talked to -- to Ms. Love and she indicated
13 that -- that she would be agreeable to do a month-to-month
14 contract until we get in there. Even though she plans on
15 retiring, she said she'll do that for the county. So if you
16 approve that on -- on basically the same terms as the prior
17 contract, we will -- as Jeanne mentioned -- we will write it up
18 and submit it to you for signature.

19 COMMISSIONER BAKKER: Okay. I'll make a motion to approve
20 the amendments to the Love Cleaning Janitorial contract to
21 extend it to -- on a month-to-month basis until the move to the
22 new courthouse.

23 COMMISSIONER CLARK: Second.

24 VICE CHAIRWOMAN WAITS: Thank you. Moved by Commissioner
25 Bakker, seconded by Commissioner Mills. Any public comment?

26 COMMISSIONER CLARK: It was me.

27 I seconded it.

28 COMMISSIONER MILLS: Art seconded it.

29 COMMISSIONER BAKKER: Art.

30 VICE CHAIRWOMAN WAITS: Oh. Thank you.

31 COMMISSIONER CLARK: Art Clark.

32 VICE CHAIRWOMAN WAITS: Boy, I'm just really off today;
33 aren't I?

34 COMMISSIONER CLARK: It's all right.

35 VICE CHAIRWOMAN WAITS: Excuse me. Seconded by --

36 COMMISSIONER CLARK: C-L- --

37 VICE CHAIRWOMAN WAITS: -- Commissioner --

38 COMMISSIONER CLARK: -- -A-R-K.

39 VICE CHAIRWOMAN WAITS: -- Clark.

40 VICE CHAIRWOMAN WAITS: Made by Commission Bakker, seconded

1 by Commissioner Clark. All in favor?

2 COMMISSIONER BAKKER: Aye.

3 COMMISSIONER MILLS: Aye.

4 COMMISSIONER CLARK: Aye.

5 COMMISSIONER WAITS: Aye.

6 Thank you, gentlemen.

7

8 18) Discussion and possible action regarding the Battle Mountain
9 Motocross lease agreement renewal, terms, and length; and
10 other matters properly related thereto.

11

12 VICE CHAIRWOMAN WAITS: Okay. Number 18.

13 Discussion and possible action regarding the Battle Mountain
14 Motocross lease agreement renewal, terms, and length; and other
15 matters properly related thereto.

16 COMMISSIONER BAKKER: Ted, did you check that one out?

17 DISTRICT ATTORNEY HERRERA: Yeah. What these are is the
18 county -- the board, this board, this honorable board has
19 advised me in the past that -- that they no longer want these
20 yearly contracts that are automatically renewed; therefore, I'm
21 bringing them all in front of you one at a time.

22 And so that's why it says on the agenda item, one, do you
23 want to renew it; two, what are the terms and the length?

24 So if you want to renew it, based on the same terms, you need
25 to decide if you want it two years or whatever length of time you
26 want it. Then we would work up a contract and submit it to you at
27 your pleasure for signature.

28 VICE CHAIRWOMAN WAITS: The old one was just one year
29 though.

30 DISTRICT ATTORNEY HERRERA: Yes.

31 VICE CHAIRWOMAN WAITS: Because we just did it. So.

32 DISTRICT ATTORNEY HERRERA: A lot of these are one-year
33 contracts that were --

34 VICE CHAIRWOMAN WAITS: Right.

35 DISTRICT ATTORNEY HERRERA: -- self-renewable. And that's
36 what you decided you didn't want --

37 VICE CHAIRWOMAN WAITS: We're taking out the automatic
38 renewals --

39 DISTRICT ATTORNEY HERRERA: Yes.

40 VICE CHAIRWOMAN WAITS: -- so if it's your pleasure to do

1 it on one-year or two-year, you surely can. The term ends
2 June 30th. So.

3 COMMISSIONER MILLS: But how does this affect our --
4 because there are some issues with the airport because it's on
5 airport land. And --

6 DISTRICT ATTORNEY HERRERA: I would suggest that you put in
7 a 30-day clause if you -- if you want to get rid of the
8 contract, in case the FA- -- FAA decides that \$12 a year is way
9 too -- too little and we can renew it.

10 COMMISSIONER MILLS: Okay.

11 VICE CHAIRWOMAN WAITS: I thought the 30 days was in there.

12 COMMISSIONER MILLS: Until -- until we resolve that, we
13 need to do something, I guess, something like that to --

14 COMMISSIONER BAKKER: Thirty day-notice of termination.

15 COMMISSIONER MILLS: Yeah.

16 DISTRICT ATTORNEY HERRERA: As long as there is a 30-day
17 notice. So those are the terms I'm talking about, if -- if you
18 want those in there. That's the important term and the length.
19 Those are the two important terms.

20 COMMISSIONER BAKKER: Okay.

21 You want that on a motion?

22 DISTRICT ATTORNEY HERRERA: Yes.

23 COMMISSIONER BAKKER: You guys give it two years? Two-year
24 terms?

25 COMMISSIONER MILLS: Which, I mean, well, we've got the
26 30-day clause for the FAA fixing.

27 DISTRICT ATTORNEY HERRERA: Yes.

28 COMMISSIONER MILLS: So the two years wouldn't matter.

29 DISTRICT ATTORNEY HERRERA: No.

30 COMMISSIONER MILLS: We can -- we can do two years without
31 any problem, I think. That would be fine.

32 COMMISSIONER BAKKER: Okay.

33 I'll make a motion --

34 COMMISSIONER MILLS: Go ahead.

35 COMMISSIONER BAKKER: -- to renew the Battle Mountain
36 Motocross lease agreement for a two-year term and a -- to write
37 a 30-day termination.

38 DISTRICT ATTORNEY HERRERA: And --

39 COMMISSIONER BAKKER: In the --

40 DISTRICT ATTORNEY HERRERA: -- take out --

1 COMMISSIONER BAKKER: contract.
2 DISTRICT ATTORNEY HERRERA: -- the automatic renewal.
3 COMMISSIONER BAKKER: And take out the automatic renewal.
4 DISTRICT ATTORNEY HERRERA: There you go. You got it.
5 COMMISSIONER MILLS: Second.
6 VICE CHAIRWOMAN WAITS: It's been moved by Commissioner
7 Bakker and seconded by Commissioner Mills that we do this. My
8 only comment is I don't believe we had on hand the 501(c)
9 incorporation --
10 NAN ANCHO: Correct.
11 VICE CHAIRWOMAN WAITS: -- last time. And they were still
12 in the process. So we need a copy of that and a copy of the
13 insurance to be sure those are still in place.
14 NAN ANCHO: You want a copy of the application or the
15 notice that you were -- that you submitted?
16 DISTRICT ATTORNEY HERRERA: Yeah.
17 COMMISSIONER BAKKER: Hey, Ted, in all of our contracts, I
18 think we need to have the 30-day thing.
19 DISTRICT ATTORNEY HERRERA: That's why they're coming in
20 front of you.
21 COMMISSIONER BAKKER: Okay.
22 VICE CHAIRWOMAN WAITS: Okay. All those in favor?
23 COMMISSIONER BAKKER: Aye.
24 COMMISSIONER MILLS: Aye.
25 COMMISSIONER CLARK: Aye.
26 COMMISSIONER WAITS: Aye.
27 Thank you.
28
29 19) Discussion and possible action regarding the Battle Mountain
30 Chamber of Commerce lease agreement renewal, terms, and
31 length; and other matters properly related thereto.
32
33 VICE CHAIRWOMAN WAITS: Number 19. Discussion and possible
34 action regarding the Battle Mountain Chamber of Commerce lease
35 agreement renewal, terms, and length; and other matters properly
36 related thereto.
37 SADY TINGEY: I'm S- -- I'm the --
38 COMMISSIONER BAKKER: Sady, it's always --
39 SADY TINGEY: Good morning.
40 COMMISSIONER BAKKER: -- nice to see you.

1 SADY TINGEY: Right.

2
3 18) Discussion and possible action regarding the Battle Mountain
4 Motocross Lease Agreement renewal, terms, and length; and
5 other matters properly related thereto.
6

7 VICE CHAIRWOMAN WAITS: Ted, on that last motion, we didn't
8 have the vice chair or chair to sign. We need it don't we?
9 Just make a new motion, if you would.

10 I'm -- I'm -- the last one with the motocross that you
11 authorized.

12 COMMISSIONER BAKKER: Okay.

13 Do I need to -- can I just amend it?

14 DISTRICT ATTORNEY HERRERA: Yes.

15 COMMISSIONER BAKKER: I need to make an amendment. Well,
16 you need to rescind your second, probably.

17 VICE CHAIRWOMAN WAITS: It's hard do an amendment when
18 you've already voted on the motion.

19 DISTRICT ATTORNEY HERRERA: Yeah, you --

20 COMMISSIONER MILLS: Just make a motion to have the chair
21 sign the contract --

22 VICE CHAIRWOMAN WAITS: Yeah.

23 COMMISSIONER MILLS: -- for the motocross.

24 DISTRICT ATTORNEY HERRERA: Yeah. Just --

25 COMMISSIONER BAKKER: I make a motion to have the vice
26 chair sign the Battle Mountain Motocross lease agreement.

27 COMMISSIONER MILLS: Second.

28 VICE CHAIRWOMAN WAITS: Thank you. Moved by Commissioner
29 Bakker, seconded by Commissioner Mills.

30 Any other discussion?

31 (No comment.)

32 VICE CHAIRWOMAN WAITS: All in favor?

33 COMMISSIONER BAKKER AND COMMISSIONER MILLS: Aye.

34 COMMISSIONER CLARK: Aye.

35 VICE CHAIRWOMAN WAITS: Aye.

36 Thank you. Okay. Sorry.

37
38 19) Discussion and possible action regarding the Battle Mountain
39 Chamber of Commerce lease agreement renewal, terms, and
40 length; and other matters properly related thereto.

1
2 VICE CHAIRWOMAN WAITS: Excuse me, Sady. And now back --
3 SADY TINGEY: Good morning.
4 VICE CHAIRWOMAN WAITS: -- to you.
5 COMMISSIONER BAKKER: Sady, it's always nice see you.
6 SADY TINGEY: Great.
7 COMMISSIONER BAKKER: Let's start this over.
8 SADY TINGEY: I'm Sady Tingey with the Chamber of Commerce.
9 (Indiscernible) my name.
10 COMMISSIONER MILLS: Before you get into that, I need to
11 make -- let you know that I'll be abstaining from any discussion
12 or voting on this agenda item because of conflict of interest.
13 VICE CHAIRWOMAN WAITS: Do you know, we actually don't have
14 a formal opinion on that. But we have asked at our open meeting
15 laws whether we had to -- to -- to do that. And since you're
16 not a paid member of the board, --
17 DISTRICT ATTORNEY HERRERA: Are you a voting member?
18 COMMISSIONER MILLS: I am.
19 VICE CHAIRWOMAN WAITS: But it's a --
20 COMMISSIONER MILLS: I have rec- --
21 VICE CHAIRWOMAN WAITS: -- paid member.
22 COMMISSIONER MILLS: I have received direction from the
23 Nevada Commission on Ethics, and I'm following their direction.
24 VICE CHAIRWOMAN WAITS: For all of them?
25 COMMISSIONER MILLS: Uh-huh.
26 DISTRICT ATTORNEY HERRERA: I believe if they're a voting
27 member that that's the issue.
28 And he did receive that.
29 VICE CHAIRWOMAN WAITS: Okay. Thank you.
30 COMMISSIONER BAKKER: Good job, Doug.
31 VICE CHAIRWOMAN WAITS: I -- appreciate it.
32 COMMISSIONER MILLS: I'm -- I'm following what I'm told.
33 VICE CHAIRWOMAN WAITS: Okay. Sady, go for it.
34 COMMISSIONER BAKKER: Okay.
35 Pretty much the same thing; right?
36 SADY TINGEY: Right.
37 I just have a couple concerns or a couple questions.
38 I see that it's through -- my lease is with Lander County.
39 So I just want to know if I do have maintenance or anything,
40 issues, who do I contact?

1 DISTRICT ATTORNEY HERRERA: You have to --
2 (indiscernible) -- you -- (indiscernible) --
3 COMMISSIONER BAKKER: Joe.
4 DISTRICT ATTORNEY HERRERA: -- provide the assistance in
5 this. You do not have to go through the civic center.
6 SADY TINGEY: Okay.
7 DISTRICT ATTORNEY HERRERA: You do not have to go through
8 the Fair and Rec. You are a lessee to the County of Lander.
9 SADY TINGEY: Okay.
10 DISTRICT ATTORNEY HERRERA: So you would go through the
11 County of Lander for anything: Any emergency or anything else.
12 SADY TINGEY: Okay. Perfect.
13 COMMISSIONER CLARK: So Joe, Building Department.
14 SADY TINGEY: Okay. And then it's still okay -- I do use
15 the little containers out back for some storage area. And I
16 guess, am I still allowed to do that? I don't know.
17 UNIDENTIFIED PARTICIPANT: Whose are those?
18 SADY TINGEY: I don't know who they belong to. You know
19 the little, like, (indiscernible).
20 UNIDENTIFIED PARTICIPANT: Conex?
21 SADY TINGEY: The Conexes. Yeah. The (indiscernible).
22 COMMISSIONER BAKKER: Nan, who owns those?
23 NAN ANCHO: I will -- I'll have to check. I didn't know
24 they were out there.
25 DISTRICT ATTORNEY HERRERA: Lander County owns them.
26 SADY TINGEY: Okay.
27 COMMISSIONER BAKKER: You can use them.
28 DISTRICT ATTORNEY HERRERA: You can use them.
29 SADY TINGEY: Okay. Great. Perfect.
30 NAN ANCHO: So you haven't had any issues; continue
31 business as usual.
32 SADY TINGEY: Perfect. Great. I love that.
33 DISTRICT ATTORNEY HERRERA: Oh, she's got issues.
34 SADY TINGEY: I do. I do. Look at my hair. It's curly.
35 So --
36 VICE CHAIRWOMAN WAITS: The length that this originally --
37 COMMISSIONER BAKKER: Maybe would Joe know?
38 VICE CHAIRWOMAN WAITS: -- was three years?
39 NAN ANCHO: Yes.
40 COMMISSIONER BAKKER: Okay.

1 NAN ANCHO: We will find out.
2 COMMISSIONER BAKKER: Yep, right after this meeting.
3 SADY TINGEY: Okay. Perfect. Okay.
4 COMMISSIONER BAKKER: Okay?
5 SADY TINGEY: That's all my questions. I'm happy to renew.
6 VICE CHAIRWOMAN WAITS: So is this true, we haven't had any
7 kind of a contract for three years?
8 DISTRICT ATTORNEY HERRERA: Well, we need to renew it.
9 NAN ANCHO: Are those automatic renewals?
10 DISTRICT ATTORNEY HERRERA: We have -- yes, we need to
11 decide that, again, if it's on the same terms. And of course,
12 if it's two years --
13 COMMISSIONER BAKKER: Uh-huh.
14 DISTRICT ATTORNEY HERRERA: -- and 30-day clause and take
15 out the self-renewing.
16 COMMISSIONER BAKKER: Okay.
17 VICE CHAIRWOMAN WAITS: This one is a three-year.
18 DISTRICT ATTORNEY HERRERA: This -- this is a three-year --
19 VICE CHAIRWOMAN WAITS: Yes.
20 DISTRICT ATTORNEY HERRERA: -- so you may want to keep it
21 at three years.
22 COMMISSIONER BAKKER: Okay. I'll make a motion to renew
23 the agreement between the Battle Mountain Chamber of Commerce
24 lessee for a three-year term, with a 30-day clause termination,
25 for the vice chair to sign.
26 DISTRICT ATTORNEY HERRERA: And all the other terms to stay
27 the s- -- stay the same.
28 COMMISSIONER BAKKER: And all the other terms to stay the
29 same.
30 VICE CHAIRWOMAN WAITS: And --
31 COMMISSIONER BAKKER: And to take out the automatic
32 renewal.
33 VICE CHAIRWOMAN WAITS: And --
34 DISTRICT ATTORNEY HERRERA: And to be signed --
35 COMMISSIONER BAKKER: I already said that.
36 UNIDENTIFIED PARTICIPANT: Commencing and ending on what
37 date?
38 COMMISSIONER BAKKER: Um.
39 SADY TINGEY: I think it automatically renews in July. I
40 usually get an invoice that I pay --

1 COMMISSIONER BAKKER: July to July?
2 SADY TINGEY: -- in July. Uh-huh.
3 COMMISSIONER BAKKER: Okay.
4 VICE CHAIRWOMAN WAITS: The only one that we have in our
5 records is terminating on December 2012.
6 DISTRICT ATTORNEY HERRERA: Let's start it in July.
7 COMMISSIONER BAKKER: Okay July 1st to July 1st.
8 Okay.
9 SADY TINGEY: Great. Thank you.
10 VICE CHAIRWOMAN WAITS: Do I have a second?
11 COMMISSIONER MILLS: Oh.
12 COMMISSIONER BAKKER: He's abstaining.
13 COMMISSIONER CLARK: Oh, second.
14 VICE CHAIRWOMAN WAITS: Thank you. Moved by Commissioner
15 Bakker, seconded by Commissioner Clark. Any other discussion?
16 (No comment.)
17 VICE CHAIRWOMAN WAITS: Public comment?
18 (No comment.)
19 VICE CHAIRWOMAN WAITS: Okay, all in favor?
20 COMMISSIONER BAKKER: Aye.
21 COMMISSIONER CLARK: Aye.
22 VICE CHAIRWOMAN WAITS: Aye.
23 And for the record, Commissioner Mills has abstained from all
24 discussion and the vote. Thank you.
25 COMMISSIONER BAKKER: You can talk now, Doug.
26
27 20) Discussion for possible action regarding New Frontier
28 Treatment Center lease agreement renewal, terms, and length;
29 and other matters properly related thereto.
30
31 VICE CHAIRWOMAN WAITS: Moving on to Number --
32 COMMISSIONER MILLS: Oh, --
33 VICE CHAIRWOMAN WAITS: -- 20.
34 COMMISSIONER MILLS: That was hard.
35 VICE CHAIRWOMAN WAITS: Discussion for possible action
36 regarding the New Frontier Treatment Center lease agreement
37 renewal, terms, and length; and other matters properly related
38 thereto.
39 DISTRICT ATTORNEY HERRERA: Again, this is -- this is a --
40 a contract for one year at a time. However, it has a automatic

1 renewal clause. And there's already a 30-days' termination
2 clause in there that -- that we need. But -- but this should
3 also -- we should discuss whether or not you want this for at
4 least a two-year period.

5 And the reason for the contract, originally, is because Tina
6 Marie, who is sitting here, does volunteer -- volunteer work with
7 the Lander County drug court. And she does that on a voluntary
8 basis. And the people that are in our drug court get counseled by
9 her. They pay that. It's no cost to county. She does not charge
10 the county for -- for her volunteer services. So that's why they
11 have the contract. And she works for New Frontier. And that's
12 why New Frontier has the contract.

13 If for any reason she is not affiliated with New Frontier,
14 I would then suggest that we terminate this agreement with New
15 Frontier and reengage with Ms. Bisiaux, if she's willing, at the
16 point in time, to provide that same service.

17 This provides a great service to Lander County, to our drug
18 court. And it's advantageous. It would cost us more money to
19 have the counselor come to drug court than we are losing by --
20 by not charging monthly -- monthly rates.

21 VICE CHAIRWOMAN WAITS: Along with that then, they are a
22 nonprofit. Do we have the 501(c) on file?

23 NAN ANCHO: No, we do not.

24 VICE CHAIRWOMAN WAITS: If not, --

25 TINA MARIE BISIAUX: You don't?

26 VICE CHAIRWOMAN WAITS: -- we need to have that on file --

27 TINA MARIE BISIAUX: I'll look --

28 VICE CHAIRWOMAN WAITS: -- so that we can do this.

29 TINA MARIE BISIAUX: I will let the powers that be know
30 that. Yeah.

31 VICE CHAIRWOMAN WAITS: Thank you. So this would actually
32 begin -- I think, it terminates here the 15th day of July.

33 DISTRICT ATTORNEY HERRERA: Yes.

34 VICE CHAIRWOMAN WAITS: So we're going to start the new
35 one?

36 COMMISSIONER BAKKER: Yep.

37 VICE CHAIRWOMAN WAITS: With your pleasure.

38 COMMISSIONER BAKKER: I'll make a motion to approve the New
39 Frontier Treatment Center lease agreement for a two-year term
40 and take out the automatic renewal clause starting July 15th?

1 DISTRICT ATTORNEY HERRERA: Fifteenth. 2015.
2 COMMISSIONER BAKKER: 2015. Until July 15th, 2017.
3 And authorize the vice chair to sign.
4 VICE CHAIRWOMAN WAITS: Can I --
5 COMMISSIONER MILLS: Second.
6 VICE CHAIRWOMAN WAITS: Oh. Thank you.
7 It's been moved by Commissioner Bakker, seconded by
8 Commissioner Mills that we approve the lease. And this goes to a
9 two-year.
10 Any other public comment?
11 (No comment.)
12 VICE CHAIRWOMAN WAITS: All those in favor?
13 COMMISSIONER BAKKER AND COMMISSIONER CLARK: Aye.
14 COMMISSIONER MILLS: Aye.
15 COMMISSIONER WAITS: Aye.
16 Thank you, all.
17 DISTRICT ATTORNEY HERRERA: Good space (indiscernible).
18 TINA MARIE BISIAUX: Yeah.
19
20 21) Discussion for possible action regarding Mueller Land &
21 Cattle Company, LLC, lease of water rights agreement, terms,
22 and length; and other matters properly related thereto.
23
24 VICE CHAIRWOMAN WAITS: Twenty-one. Discussion for
25 possible action regarding Mueller Land & Cattle Company, LLC,
26 lease of water rights agreement, terms, and length; and other
27 matters properly related thereto.
28 DISTRICT ATTORNEY HERRERA: Now, if I may, I would ask the
29 commission to table this. Mr. -- Mr. Mueller called and said he
30 was unable to make it today, and he could make the next county
31 commission meeting.
32 COMMISSIONER CLARK: Okay.
33 DISTRICT ATTORNEY HERRERA: And I believe he should be
34 here. I have talked to Bert. Bert's -- who just walked out --
35 Bert's checked it out. And this is a fair market price for the
36 water rights. So -- but I do believe we need Mr. Mueller here.
37 COMMISSIONER BAKKER: Okay. Sounds good.
38 VICE CHAIRWOMAN WAITS: Motion to defer?
39 COMMISSIONER BAKKER: I'll make a motion to defer.
40 COMMISSIONER MILLS: Second.

1 VICE CHAIRWOMAN WAITS: Motion made by Commissioner Bakker,
2 seconded by Commissioner Mills to defer Number 21 on the Mueller
3 Land & Cattle Company, LLC, to the next agenda. All in favor?

4 COMMISSIONER BAKKER AND COMMISSIONER CLARK: Aye.

5 COMMISSIONER MILLS: Aye.

6 COMMISSIONER WAITS: Aye.

7 Thank you.

8
9 22) Discussion for possible action to approve letter of support
10 in support of BLM State Director John Ruhs, and other matters
11 properly related thereto.
12

13 VICE CHAIRWOMAN WAITS: Twenty-two. Discussion for
14 possible action to approve letter of support in support of the
15 BLM State Director John Ruhs, and other matters properly related
16 thereto.

17 I don't have a letter here.

18 COMMISSIONER MILLS: No letter.

19 COMMISSIONER BAKKER: No, it's asking us to write a letter
20 of support.

21 VICE CHAIRWOMAN WAITS: No, no. We wrote a letter.

22 NAN ANCHO: The letter was --

23 VICE CHAIRWOMAN WAITS: The letter is supposed to be part
24 of this.

25 COMMISSIONER MILLS: I think the letter was written
26 already.

27 NAN ANCHO: You have to --

28 UNIDENTIFIED PARTICIPANT: I never received a letter.

29 DISTRICT ATTORNEY HERRERA: No.

30 VICE CHAIRWOMAN WAITS: It was sent to the DA's office.

31 DISTRICT ATTORNEY HERRERA: It was.

32 VICE CHAIRWOMAN WAITS: Yes.

33 COMMISSIONER CLARK: Didn't you get a letter?

34 DISTRICT ATTORNEY HERRERA: I didn't see the letter. Well,
35 --

36 VICE CHAIRWOMAN WAITS: How about -- how about if we --

37 DISTRICT ATTORNEY HERRERA: Let's bring this up at the end.
38 I'll go get the letter.

39 VICE CHAIRWOMAN WAITS: I was going to say, I'll just move
40 it over to -- we'll just move on to twenty -- 23 and come back.

1 How's that?

2 DISTRICT ATTORNEY HERRERA: Okay.

3 FRANK WHITMAN: Austin's here. Frank Whitman in Austin.
4 Just briefly, I've got to leave. But I just wanted to go on
5 record in support of John Ruhs when you get back to that item on
6 the agenda. Thank you.

7 COMMISSIONER BAKKER: Thanks, Frank.

8 VICE CHAIRWOMAN WAITS: Thank you, Frank. Just in case
9 you're not around when we get to that; right?

10 FRANK WHITMAN: Yeah. Yeah.

11

12 **24) Discussion for possible action regarding approval of the**
13 **interlocal contract between the Department of Health and**
14 **Human Services and Lander County, and other matters properly**
15 **related thereto.**

16

17 VICE CHAIRWOMAN WAITS: Okay. Moving on to 23. Oops, we

18 --

19 COMMISSIONER CLARK: Twenty-four.

20 VICE CHAIRWOMAN WAITS: skipped 23. We're going right to
21 24 now.

22 Discussion for possible action regarding approval of the
23 interlocal contract between the Department of Health and Human
24 Services and Lander County, and other matters properly related
25 thereto.

26 NAN ANCHO: Okay, so...

27 COMMISSIONER BAKKER: This is a 90-day termination.

28 COMMISSIONER MILLS: This -- this is with the state, right?

29 VICE CHAIRWOMAN WAITS: Yeah, this is the interlocal

30 contract, actually. And it's -- it's with the Department of

31 Health and Human Services. But they represent two entities.

32 One is the Division of Healthcare Financing and Policy. And one

33 is the Division of Welfare and Support of Services.

34 And this actually just gives them the authorization to tell
35 us how much we owe them for the Medicaid patients that we actually
36 pay -- that the county pays.

37 NAN ANCHO: Yeah, this is from --

38 VICE CHAIRWOMAN WAITS: And then they tell us how they --

39 how they -- how they do the cost. How they come up to how much

40 we pay. It's set --

1 COMMISSIONER BAKKER: Is it a year-to-year?
2 VICE CHAIRWOMAN WAITS: Yes, the county --
3 COMMISSIONER BAKKER: Probably want it to stay that way.
4 VICE CHAIRWOMAN WAITS: -- agrees to set forth not to
5 exceed eight cents per each a hundred dollars of assessed
6 valuation of the taxable property. It all goes on with the
7 actual amount; right?
8 So it's pretty standard and all state mandated.
9 NAN ANCHO: The mandated health care costs that have been
10 passed down to the counties.
11 VICE CHAIRWOMAN WAITS: Yeah. Yep.
12 COMMISSIONER BAKKER: Well, if it's mandated then why do we
13 even have to approve it, you know. You're going to have to do
14 it --
15 VICE CHAIRWOMAN WAITS: Oh, yeah, like, right.
16 COMMISSIONER MILLS: One of those tricky --
17 VICE CHAIRWOMAN WAITS: If it's -- yeah --
18 COMMISSIONER MILLS: -- government questions.
19 VICE CHAIRWOMAN WAITS: Uh-huh. Well, it goes from
20 July 15th to -- excuse me, July 1st, 2015, to June 30th, 2017.
21 So it's a two-year contract, gentlemen.
22 COMMISSIONER BAKKER: Okay, I'll just approve the contract.
23 I'll make a motion to approve the interlocal contract between
24 the Department of Health and Human Services and Lander County; and
25 authorize the vice chair to sign.
26 COMMISSIONER MILLS: Second.
27 VICE CHAIRWOMAN WAITS: Thank you. Moved by Commissioner
28 Bakker, seconded by Commissioner Mills. Any other public
29 discussion?
30 (No comment.)
31 VICE CHAIRWOMAN WAITS: All in favor?
32 COMMISSIONER CLARK: Aye.
33 COMMISSIONER BAKKER: Aye.
34 COMMISSIONER MILLS: Aye.
35 COMMISSIONER WAITS: Aye.
36 Thank you. And that one passes.
37
38 25) Update regarding the status of the Lander County
39 courthouse/administration building project and other matters
40 properly related thereto.

1
2 VICE CHAIRWOMAN WAITS: And we move on to 25.
3 Update regarding --
4 COMMISSIONER BAKKER: Mr. Bunch.
5 VICE CHAIRWOMAN WAITS: -- the status of the Lander County
6 courthouse/administration building project, and other matters
7 properly related thereto.
8 JUDGE MAX BUNCH: Thank you.
9 COMMISSIONER CLARK: Good morning, Max.
10 JUDGE MAX BUNCH: Max Bunch for the record.
11 Just to kind of give you a quick update.
12 AGC Safety is on site today. So we'll -- I'll have a,
13 hopefully, another for you at the next meeting. And if you
14 remember, we were out of Band-Aids or something last time. So
15 that should be getting going.
16 We have site work has started on the outside of the
17 building. We've got ten yards of concrete sidewalk that was
18 poured today.
19 Site wall footings will start to get poured on Monday.
20 Sidewalk grade and prep will be continuous for the next few
21 weeks.
22 Bathroom tile will be installed next week on the second
23 floor.
24 The front entry is nearing completion for full enclosure of
25 the front of the building. That has been a surgical type of thing
26 that's happened that really has taken a lot of time.
27 The site retaining and planter walls will begin sometime
28 around the 22nd day of June.
29 Wood and wall panels for the mockup and the commissioners'
30 chambers will be installed next week.
31 Grid ceiling on the first floor corridors will be installed
32 next week.
33 Elevators are about 96 percent completed and operational.
34 We're just waiting for the final testing and the permitting from
35 the state. But that could take us up to two months before the --
36 there's only one state inspector that goes, evidently, everywhere.
37 So we're getting online. We have the -- we have the phone lines
38 in; so we're ready to go on -- on the hard lines. We -- I kind of
39 made a decision on behalf of the county that instead of paying a
40 third party person to -- for people to call for fire and/or the

1 elevator service that we're going to be hard-lined directly into
2 the sheriff's office dispatch. Robert and I have talked about
3 that a little bit. And there's no reason to pay somebody else
4 when all they're going to do is call the dispatch and they're
5 going to come out. So we figured we'd save a few thousand dollars
6 a year for the county, and we'd just have a direct line that would
7 go to dispatch that's going to call out the fire department and/or
8 call the elevator company. So it's going to be pretty simple, I
9 think.

10 Painting is ongoing in the building.

11 Tape and texturing is also ongoing.

12 The CORE national safety director will be on site next
13 week.

14 Today, as we speak, there is a safety stand down at the
15 site to go over a few safety issues for all the subcontractors
16 that are on site. So I think they were going to have a barbecue
17 lunch and do all that. So I'm assuming that's about -- well,
18 they may be done by now.

19 COMMISSIONER BAKKER: We weren't invited?

20 JUDGE MAX BUNCH: I didn't get invited either. So...

21 We've got business to take care of.

22 COMMISSIONER BAKKER: I guess.

23 JUDGE MAX BUNCH: So -- other than that, everything's
24 moving forward. And we're looking good.

25 We're -- we've had a few issues with the telephone line. But
26 I think -- the fax lines, they have to have a separate copper plug
27 wire line in. But we think we've got that resolved, or we're
28 working on that. There's only so many pairs of phone lines that
29 can -- that they have. And it has to service two buildings: the
30 Sheriff's Office --

31 UNDERSHERIFF QUICK: They're stealing ours.

32 JUDGE MAX BUNCH: Huh?

33 UNDERSHERIFF QUICK: They're stealing ours.

34 JUDGE MAX BUNCH: Yeah. We're actually stealing some of
35 the sheriff's office pairs so that we can make sure that -- it's
36 the phone lines only -- only got so many going into that -- that
37 box on the side of the road. So the phone company.

38 VICE CHAIRWOMAN WAITS: They can't put a new box?

39 JUDGE MAX BUNCH: Well, they probably could. But they
40 don't even know that that -- those addresses exist. They are

1 that far behind in their planning; correct?

2 SHERIFF RON UNGER: Yes.

3 JUDGE MAX BUNCH: They -- every time we call them, they say
4 that address doesn't exist.

5 And the sheriff's office has been there close to 20 years,
6 and they still haven't got that figured out. So they're
7 planning department is, evidently, way behind, because every
8 time we call this particular lady, who is now starting to come
9 around, she has -- she's told us that that address doesn't
10 exist. But as of the other day, she realized it does exist.

11 COMMISSIONER BAKKER: Are you guys getting a phone bill?
12 Are we getting a phone bill at this point?

13 NAN ANCHO: No. We didn't have any account set up with
14 that address.

15 COMMISSIONER BAKKER: Gone and ruined it now. Now we're
16 going to start getting bills.

17 JUDGE MAX BUNCH: No. I will -- I will tell you that our
18 superintendent on the job did get some things moving. He -- he
19 got ahold of corporate AT&T in Dallas, Texas, and then
20 everything started to happen the next day.

21 So...

22 COMMISSIONER BAKKER: Just realized we haven't been paying
23 them for 20 years.

24 JUDGE MAX BUNCH: No. We've been paying them. It just
25 wasn't at that address --

26 COMMISSIONER BAKKER: Right.

27 JUDGE MAX BUNCH: -- because it's, you know, it's all
28 basically out of this address here. When it comes here and then
29 it gets -- all the mail gets shipped out.

30 COMMISSIONER BAKKER: Right.

31 COMMISSIONER MILLS: I got a -- I got a question about the
32 parking lot.

33 JUDGE MAX BUNCH: Parking lot?

34 COMMISSIONER MILLS: Because I understand, early on or at
35 some point there was some talk about the sheriff's office is
36 going to get paved at the same time the courthouse did. And now
37 I understand that's not going to happen.

38 JUDGE MAX BUNCH: Okay.

39 COMMISSIONER MILLS: Or something.

40 UNDERSHERIFF QUICK: They stuck it to us again.

1 COMMISSIONER MILLS: Yeah.
2 JUDGE MAX BUNCH: No, but --
3 COMMISSIONER MILLS: I'm wondering, is -- is the parking
4 between the sheriff's office and the courthouse, is that -- it's
5 unobstructed, you can drive back and forth between the two
6 sites?
7 JUDGE MAX BUNCH: Yeah, actu- --
8 COMMISSIONER MILLS: When this is all said and done here.
9 JUDGE MAX BUNCH: When -- when this is all said and done,
10 yes. There -- as you look at front of the building, we had two
11 alternates to this job, which was alternate one and alternate
12 two. And I think alternate one was in front of the building.
13 Alternate two was in back of the building to finish paving.
14 We'd only paved -- we only bid enough for the parking under the
15 covered parking back there.
16 COMMISSIONER MILLS: Okay.
17 JUDGE MAX BUNCH: And then in the front of the building,
18 only to where the public was going to be. We had an alternate
19 of one and two.
20 And -- and that depended on whether we -- whether we could
21 save the money in which to do that, in our sales tax savings, for
22 that whole building.
23 COMMISSIONER MILLS: Uh-huh.
24 JUDGE MAX BUNCH: By not paying sales tax on that, we were
25 -- we have been really, really close at being able to include
26 our alternate one bid and our alternate two bid. And it -- the
27 alternate one and two did not go up, because it was all about
28 paving and what the cost was. So they had a -- like an
29 inflation something in -- in the contract that if it went up.
30 But we contacted them the other day. There isn't --
31 everything's good on the same numbers that we had from before.
32 So it's -- eighty- -- \$87,763, or something like that. And
33 we've got it written up on the board and that's the goal we're
34 trying to get to and our sales tax savings. And I think that
35 we're -- we're really close to being there, which will allow us
36 to do the paving, which will then extend it out from about the
37 courthouse over towards the sheriff's office in front of the
38 building.
39 COMMISSIONER MILLS: Okay.
40 JUDGE MAX BUNCH: You'll see the great big humongous french

1 drain that's kind of in there. So that go- -- will go over
2 towards that. And then it will only give us just a few feet
3 from the upper level of where the sheriff's office is. There's
4 a little slope that comes down to grade where the parking lot
5 is.

6 So the only thing we have to do, or that we may have to do,
7 is just add that other in there. And if -- you mean as far as
8 making connections --

9 COMMISSIONER MILLS: Right.

10 JUDGE MAX BUNCH: -- so it can be used there. I think that
11 that's a possibility.

12 I'd have to -- it probably will be a little add to the
13 \$87,000 that we're trying to save. So it may cost us 95,000. I
14 don't know. It may be like an \$80,000 increase.

15 COMMISSIONER MILLS: Okay.

16 JUDGE MAX BUNCH: But -- but I -- I will look into that and
17 see if we can get it so that we can slope it off. Because the
18 current pavement has nothing to butt up against.

19 COMMISSIONER MILLS: Right.

20 JUDGE MAX BUNCH: So all your pavement at the sheriff's
21 office is all breaking off.

22 COMMISSIONER MILLS: Right.

23 JUDGE MAX BUNCH: And in order to fix that, you've got to
24 have something that that pavement butts up to. Make sense?

25 Donald's here. Paving has to have something to butt up to;
26 right? A curve or something like that in order -- so it doesn't
27 keep sloughing off.

28 COMMISSIONER BAKKER: We can put an edge on it or they can.
29 As long as you shoulder up, you're good.

30 JUDGE MAX BUNCH: So there's about three -- would you say
31 three or four feet between the two? I think. That -- which is
32 the slope of the base of the dirt. So I'm sure that there's
33 probably a way to bring it back and slope it off. And they can
34 build a (indiscernible).

35 But the gravel area, I believe, between where the sheriff's
36 office and everyone parks their employee cars --

37 COMMISSIONER MILLS: Uh-huh.

38 JUDGE MAX BUNCH: -- and over towards the barbecue, I think
39 that was cut in the 700,000 square foot plus other things we had
40 to cut out of the building -- not 700,000 -- 7,000 square feet

1 out of the building -- 7,000 square feet out of the building to
2 get into our budget originally for this project.

3 COMMISSIONER MILLS: Okay.

4 JUDGE MAX BUNCH: So -- but I think we've saved enough
5 money in the other while we were cutting -- and we've been
6 cutting all along different things throughout the whole process:
7 cutting, adding, cutting, adding. It's all staying within the
8 same money that's there.

9 UNIDENTIFIED PARTICIPANT: Somebody had a question.

10 SHERIFF RON UNGER: Max, where are we pulling in the
11 sheriff's office when we come off 305?

12 You know, when you make the left to go into the sheriff's
13 office, where that lift station is. Are you going to pave from
14 that road all the way back? Or are we going to have an area there
15 in front of us toward the highway that's going to not be paved?

16 JUDGE MAX BUNCH: There's going to be an area that's not
17 going to be paved where you see the big french drain there next
18 to the pump?

19 SHERIFF RON UNGER: You mean the reservoir that they put
20 in?

21 JUDGE MAX BUNCH: Yeah.

22 SHERIFF RON UNGER: Okay.

23 JUDGE MAX BUNCH: Does it got water in it now?

24 SHERIFF RON UNGER: No.

25 JUDGE MAX BUNCH: No?

26 SHERIFF RON UNGER: No.

27 COMMISSIONER BAKKER: It's not working very well.

28 JUDGE MAX BUNCH: Then that means the french drain's
29 working. It means it's working. If there's no water there,
30 it's working. Right? Isn't that how french drains work? They
31 leach out? No. There's a pipe that goes underneath and hooks
32 into the sewer portion of it, if I remember correctly.

33 So that stays.

34 SHERIFF RON UNGER: So that little reservoir there is going
35 to stay as dirt?

36 JUDGE MAX BUNCH: Well, it's going to stay as a french
37 drain. I believe.

38 I believe that's what the plan showed.

39 SHERIFF RON UNGER: Are they going to fence that off?

40 JUDGE MAX BUNCH: I don't know.

1 I mean, you see french drains all around the town that aren't
2 fenced -- fenced off.

3 SHERIFF RON UNGER: What's to stop people from driving into
4 it?

5 UNIDENTIFIED PARTICIPANT: Common sense.

6 SHERIFF RON UNGER: You know, because -- they'll be --
7 yeah. That is gone.

8 You know, they built up that base in front of me.

9 UNIDENTIFIED PARTICIPANT: Yellow paint.

10 SHERIFF RON UNGER: They built up that area. And then they
11 put that little reservoir in there. I' going to call it
12 reservoir. It's a water capture place. Where are you going to
13 start your paving at to go back toward -- to go s- --

14 JUDGE MAX BUNCH: Probably somewhere around the edge of it
15 there. I can't remember --

16 SHERIFF RON UNGER: Okay, that's --

17 JUDGE MAX BUNCH: -- how much --

18 SHERIFF RON UNGER: -- why I'm saying is --

19 JUDGE MAX BUNCH: -- that alternate is.

20 SHERIFF RON UNGER: -- if you've got your parking lot paved
21 there and it's all level, and then mine -- some of mine's going
22 to come into yours --

23 JUDGE MAX BUNCH: Well, it's not going to be level. It's
24 going to be set to grade.

25 SHERIFF RON UNGER: Well that's what I'm getting at.

26 JUDGE MAX BUNCH: Okay.

27 SHERIFF RON UNGER: But you have this open french drain
28 dirt area. What's to stop people from driving right into that?
29 That's what I'm asking.

30 COMMISSIONER BAKKER: We're going to put a big old boulder
31 right there.

32 COMMISSIONER MILLS: (Indiscernible.)

33 SHERIFF RON UNGER: Yeah.

34 UNDERSHERIFF QUICK: More rocks.

35 UNIDENTIFIED PARTICIPANT: Guarantee you.

36 UNIDENTIFIED PARTICIPANT: (Indiscernible.)

37 COMMISSIONER MILLS: Big rocks.

38 JUDGE MAX BUNCH: Well, and --

39 SHERIFF RON UNGER: See, and we had --

40 JUDGE MAX BUNCH: -- that's something --

1 SHERIFF RON UNGER: -- that conversation this morning on
2 the way over on -- from the road that goes into my parking area.
3 JUDGE MAX BUNCH: Remember the conversation we had. And
4 you guys were sitting here, the building committee -- How come
5 you didn't bring that up then?
6 SHERIFF RON UNGER: We --
7 JUDGE MAX BUNCH: Two years ago.
8 SHERIFF RON UNGER: -- got the impression that that --
9 COMMISSIONER MILLS: Three years ago.
10 SHERIFF RON UNGER: -- pave all of that.
11 JUDGE MAX BUNCH: Well, I -- I didn't realize it was going
12 to be the reservoir that you said that was there until they
13 built it.
14 SHERIFF RON UNGER: Well, see, and neither did we. And
15 that --
16 COMMISSIONER BAKKER: Is there a way to bury it, though,
17 and --
18 SHERIFF RON UNGER: Where are we going to --
19 COMMISSIONER BAKKER: -- slope to it?
20 COMMISSIONER CLARK: Do you want us to make an agenda item?
21 SHERIFF RON UNGER: I want you to go look at it. I was
22 just asking a question.
23 JUDGE MAX BUNCH: I -- I don't have an answer for you. I
24 wish I did.
25 I just -- you're asking where we're going to start paving and
26 I think it was up to about where that's at. It might be a little
27 bit back. There may be gravel or something that we're putting in
28 there.
29 SHERIFF RON UNGER: So then from there, toward my driveway,
30 back to the other driveway, we're going to have a big square
31 area there that's not going to be paved.
32 JUDGE MAX BUNCH: Now, say that one more time.
33 SHERIFF RON UNGER: Okay, when you go off of 305 and you
34 take a left to go to the sheriff's office --
35 JUDGE MAX BUNCH: Yeah.
36 SHERIFF RON UNGER: -- from that point south, because then
37 you're going make another right. So you've got a -- you've got
38 an area there. And you're coming off over here. You're going
39 to have this square area with nothing on it.
40 JUDGE MAX BUNCH: No, that's -- that's part of the

1 alternates.

2 SHERIFF RON UNGER: I thought the alternate was behind your
3 building.

4 JUDGE MAX BUNCH: There's two alternates.

5 There was alternate number one, which is public parking. And
6 alternate number two, which is behind the building in the secure
7 area.

8 SHERIFF RON UNGER: Okay.

9 JUDGE MAX BUNCH: Okay. So alternate number one is to
10 provide more public parking in the front of the building.

11 SHERIFF RON UNGER: In the front of your building and in
12 front of mine?

13 JUDGE MAX BUNCH: That's correct.

14 COMMISSIONER BAKKER: I thought that was, like, alternate
15 number three.

16 JUDGE MAX BUNCH: No.

17 SHERIFF RON UNGER: Or six.

18 UNDERSHERIFF QUICK: Three -- three's the repaving of --

19 JUDGE MAX BUNCH: But there -- there's --

20 COMMISSIONER MILLS: Here we go again.

21 JUDGE MAX BUNCH: -- there's actually four alternates in
22 this whole entire project. Two that we're talking about that
23 are saving for is the paving. And then when we get to the other
24 alternates potentially down the road.

25 SHERIFF RON UNGER: When you get time for something, come
26 by, grab me, and I'll show you what I'm talking about.

27 JUDGE MAX BUNCH: I --

28 COMMISSIONER CLARK: There you go.

29 JUDGE MAX BUNCH: And I --

30 COMMISSIONER MILLS: I was --

31 JUDGE MAX BUNCH: -- know what you're talking about.

32 COMMISSIONER MILLS: I was all, --

33 JUDGE MAX BUNCH: And from --

34 COMMISSIONER MILLS: -- look at it.

35 JUDGE MAX BUNCH: -- from the edge of the -- of where
36 courthouse is now, closest to the sheriff's office, --

37 SHERIFF RON UNGER: Right.

38 JUDGE MAX BUNCH: -- over towards the pump station, where
39 the reservoir is, that is alternate number one for paving.

40 So when you say it's a dirt lot, it is a dirt lot right now.

1 We have the money for alternate number one, which will be making
2 it a paved lot. So when you tell me it's going to be a dirt lot,
3 a dirt square, it's not going to be a dirt square, --
4 SHERIFF RON UNGER: Okay.
5 JUDGE MAX BUNCH: -- it's going to be paved.
6 SHERIFF RON UNGER: So that whole deal is all going to be
7 paved?
8 JUDGE MAX BUNCH: Well, if except for --
9 COMMISSIONER BAKKER: If we have the money.
10 JUDGE MAX BUNCH: -- except for where your pavement ends
11 and the other pavement, which is the slope down the hill. So
12 from that end to the other pavement, down the hill four feet
13 will not be paved at this point in time.
14 SHERIFF RON UNGER: Okay. So your slope or your shoulder,
15 whatever you want to call it.
16 JUDGE MAX BUNCH: Right. So --
17 SHERIFF RON UNGER: But from the road coming into mine,
18 there towards yours, is going to be paved other than the --
19 JUDGE MAX BUNCH: Other than -- than where -- where yours
20 is humped up.
21 SHERIFF RON UNGER: Yep.
22 JUDGE MAX BUNCH: I believe.
23 COMMISSIONER BAKKER: They -- they can plant some sage
24 brush right there --
25 SHERIFF RON UNGER: No. The weeds grow, like --
26 COMMISSIONER BAKKER: -- to make it look good.
27 SHERIFF RON UNGER: -- hell there is what I'm saying.
28 COMMISSIONER MILLS: Barbed wire fence.
29 COMMISSIONER BAKKER: Yeah. Something.
30 JUDGE MAX BUNCH: Well, and --
31 COMMISSIONER MILLS: Or razor wire.
32 JUDGE MAX BUNCH: And I understand that.
33 COMMISSIONER BAKKER: High voltage lines.
34 JUDGE MAX BUNCH: The weeds have always come there. And
35 we're trying to get as much paving as we can all the way over
36 with the money that we have. So...
37 UNDERSHERIFF QUICK: Get Donnie's money.
38 SHERIFF RON UNGER: Well, that was --
39 JUDGE MAX BUNCH: Well, no.
40 SHERIFF RON UNGER: That was the question I had.

1 JUDGE MAX BUNCH: Donald was talking about helping pave --
2 actually, if we couldn't afford that, we were going to bring
3 that in in the next couple of years.

4 SHERIFF RON UNGER: And that was -- that was my point.
5 Because I know we got a beautiful building there. Everything's
6 looking good when you drive by. And then here, you've got a --
7 horseshoe-shaped driveways on both of them, a parking area, and
8 then a big, weeded area is what I was --

9 JUDGE MAX BUNCH: Hopefully, we can get all the way over to
10 the reservoir where the weeds can grow.

11 Because there will be plenty of water there.

12 COMMISSIONER BAKKER: And in the meantime, we'll get you
13 some weed spray. And you can get the inmates out there doing
14 it.

15 VICE CHAIRWOMAN WAITS: Does that fall under landscaping?

16 COMMISSIONER CLARK: You have all that -- all that excess
17 workers in the back. You just send them out.

18 SHERIFF RON UNGER: Gave them all shovels this morning to
19 go out there and work.

20 COMMISSIONER CLARK: Good.

21 SHERIFF RON UNGER: They're all out there today.

22 JUDGE MAX BUNCH: Any other questions on the building?

23 COMMISSIONER BAKKER: Thanks, Max.

24 COMMISSIONER CLARK: No.

25 VICE CHAIRWOMAN WAITS: Thank you, Judge.

26 COMMISSIONER BAKKER: Good job.

27 JUDGE MAX BUNCH: Thanks for bringing it up.

28 COMMISSIONER CLARK: No questions.

29 COMMISSIONER MILLS: I'm sorry.

30 JUDGE MAX BUNCH: Yeah.

31
32 22) Discussion for possible action to approve letter of support
33 in support of BLM State Director John Ruhs, and other matters
34 properly related thereto.
35

36 VICE CHAIRWOMAN WAITS: We are going back to Agenda Item
37 Number 22.

38 DISTRICT ATTORNEY HERRERA: If I may read this letter -- to
39 the honorable commission.

40 VICE CHAIRWOMAN WAITS: Before you start, let me just give

1 you a -- a quick heads up on this. With our new temporary state
2 director, John Ruhs, for the BLM, when they sent Amy Lueders to
3 Washington, DC, it was just my understanding for -- what? --
4 three months. So therefore, Mr. Ruhs was appointed temporary.
5 And he's out of White Pine.

6 At the NACO meeting, everyone had wonderful things to say
7 about him and his cooperation and coordination with the -- with
8 all of the counties.

9 So with that, he stepped forward with our last little
10 crisis incident that we had with our local ranchers and their
11 Argenta allotments. And we were so happy to see that he not
12 only stepped up, but actually was -- was -- was willing to
13 respond to us so timely.

14 So with that, we wanted it on the agenda. We didn't want
15 to wait another two weeks to say, let's write a letter, so forth
16 and so on.

17 So we initially put the letter together. And our counselor
18 wants to read this. And we can make any changes to it
19 whatsoever if you want the send it.

20 DISTRICT ATTORNEY HERRERA: Right. June 11, 2015, Neil
21 Kornze, Director; Bureau of Land Management; U.S. Department of
22 the Interior; 1849 C Street, NW; Washington, D.C. 20240, reading
23 Nevada BLM State Director.

24 Mr. Kornze, as you know, Lander and the other counties
25 under the jurisdiction of Battle Mountain field office have
26 experienced several years of tumultuous relations with the
27 Bureau of Land Management. This has been counterproductive and
28 served neither of us well.

29 With the advent of Mr. John Ruhs, acting state director, the
30 corner seems to have turned toward more positive and constructive
31 interactions.

32 Mr. Ruhs stepped up and defused a potentially explosive
33 situation. For the first time in years, there is a renewed
34 confidence that an agenda of cooperation can prevail even on
35 some of the tough issues we will face.

36 We urge you to keep Mr. Ruhs in Nevada and make his
37 assignment permanent.

38 This is a crucial time to rebuild trust rather than to fall
39 back to adversarial positions.

40 Mr. Ruhs' extensive knowledge and ability to bring focus and

1 reasoning is -- is as valuable to the BLM as it is to our
2 constituents.

3 Thank you for your consideration, Patsy A. Waits, Vice
4 Chairman, Lander County Board of Commissioners.

5 With a copy to the Honorable Dean Heller and Honorable Mark
6 Amodei.

7 COMMISSIONER BAKKER: Well, sounds good.

8 COMMISSIONER CLARK: Sounds good to me.

9 COMMISSIONER BAKKER: I'll make a motion to approve the
10 letter of support for the BLM state director, John Ruhs, and
11 authorize our vice chair to sign.

12 COMMISSIONER MILLS: Second.

13 VICE CHAIRWOMAN WAITS: Thank you. Motion made by
14 Commissioner Bakker, seconded by Commissioner Mills.

15 Any other public discussion?

16 (No comment.)

17 VICE CHAIRWOMAN WAITS: All in favor?

18 COMMISSIONER BAKKER: Aye.

19 COMMISSIONER CLARK: Aye.

20 COMMISSIONER MILLS: Aye.

21 COMMISSIONER WAITS: Aye.

22 Thank you. We wanted it timely more than anything else.

23 So...

24 DISTRICT ATTORNEY HERRERA: You have the letter there,
25 Patsy.

26 VICE CHAIRWOMAN WAITS: I do. And we appreciate it. It
27 will be off.

28 COMMISSIONER CLARK: You fully understand what -- what took
29 place?

30 VICE CHAIRWOMAN WAITS: I think we do.

31 I think every --

32 COMMISSIONER CLARK: That --

33 VICE CHAIRWOMAN WAITS: -- commissioner individually.

34 Also, we contacted our representatives. I spoke with Donna Bath
35 who is from White Pine County. She's Senator Heller's,
36 northeastern representative. And Donna told me later that she
37 did get ahold of -- of -- of Mr. Ruhs and spoke with him
38 personally. Our sheriff spoke with him personally.

39 DISTRICT ATTORNEY HERRERA: I left him a message.

40 VICE CHAIRWOMAN WAITS: Our DA spoke with him personally.

1 COMMISSIONER CLARK: I spoke with him.
2 VICE CHAIRWOMAN WAITS: I didn't get a chance to speak with
3 him because his message machine was full and wouldn't take it.
4 But I did write a e-mail immediately.
5 COMMISSIONER BAKKER: I did the same.
6 COMMISSIONER MILLS: I left a voice mail and send sent him
7 an e-mail.
8 VICE CHAIRWOMAN WAITS: Great, so thank you to all, it was
9 a very critical situation and --
10 COMMISSIONER CLARK: But you understand fully what he did.
11 VICE CHAIRWOMAN WAITS: Yes.
12 COMMISSIONER CLARK: He didn't say the range is open.
13 VICE CHAIRWOMAN WAITS: No, I understand that.
14 COMMISSIONER CLARK: Okay. He just didn't interfere.
15 DISTRICT ATTORNEY HERRERA: He allowed --
16 VICE CHAIRWOMAN WAITS: He stepped aside.
17 DISTRICT ATTORNEY HERRERA: He allowed them to access
18 another permitted area --
19 VICE CHAIRWOMAN WAITS: Yep.
20 DISTRICT ATTORNEY HERRERA: -- that they were holding in
21 abeyance until they --
22 COMMISSIONER CLARK: Right.
23 DISTRICT ATTORNEY HERRERA: -- they resolve this other one.
24 So --
25 COMMISSIONER CLARK: But the issue --
26 DISTRICT ATTORNEY HERRERA: -- he did the right thing. And
27 he did what he should have done.
28 COMMISSIONER CLARK: He -- he did the right thing. But the
29 issue is still standing.
30 DISTRICT ATTORNEY HERRERA: Oh, it is.
31 VICE CHAIRWOMAN WAITS: Oh, yeah.
32 COMMISSIONER MILLS: Yeah. This issue didn't go away. He
33 just --
34 VICE CHAIRWOMAN WAITS: He simply said he defused the
35 situation. And --
36 COMMISSIONER CLARK: Right.
37 VICE CHAIRWOMAN WAITS: -- he did.
38 COMMISSIONER CLARK: He did.
39 VICE CHAIRWOMAN WAITS: I mean, those ranchers knew that
40 there were repercussions for what they were doing. And it was a

1 very serious situation.

2 So --

3 SHERIFF RON UNGER: I think if they leave them there,
4 you're not going to see the issues that we've had in the past
5 two to three years. He'll eliminate a lot of those issues.

6 COMMISSIONER CLARK: Well, the big issue with the Buffalo
7 Valley Allotment and Cottonwood is it hasn't been grazed for
8 three years. We have a fire issue up there --

9 SHERIFF RON UNGER: Absolutely.

10 COMMISSIONER CLARK: -- if we didn't graze. But now I
11 think we're okay.

12 SHERIFF RON UNGER: Well, I think he's got the trust and
13 the mainly the trust of the ranchers --

14 COMMISSIONER CLARK: Oh, yeah.

15 SHERIFF RON UNGER: -- where currently they don't.

16 VICE CHAIRWOMAN WAITS: Well, hopefully --

17 SHERIFF RON UNGER: Yeah, he's done everything he said he
18 would do.

19 VICE CHAIRWOMAN WAITS: Hopefully our letter expressed
20 that.

21 SHERIFF RON UNGER: Hopefully he'll be a big asset if the
22 government will keep him.

23 VICE CHAIRWOMAN WAITS: Thank you, Ron.

24

25 **26) Correspondence, reports, potential upcoming agenda items.**

26

27 VICE CHAIRWOMAN WAITS: Okay. Number 26. Correspondence,
28 reports, potential upcoming agenda items.

29 COMMISSIONER BAKKER: I don't have anything that I can
30 think of right now.

31 VICE CHAIRWOMAN WAITS: We have the one that was deferred,
32 of course.

33 COMMISSIONER BAKKER: Yep.

34 VICE CHAIRWOMAN WAITS: Nan? Counselor?

35 COMMISSIONER BAKKER: Upcoming --

36 VICE CHAIRWOMAN WAITS: Correspondence?

37 COMMISSIONER BAKKER: -- agenda items?

38 VICE CHAIRWOMAN WAITS: Upcoming agenda items.

39 DISTRICT ATTORNEY HERRERA: More contracts.

40 NAN ANCHO: More --

1 COMMISSIONER MILLS: More --
2 NAN ANCHO: -- contracts.
3 COMMISSIONER MILLS: -- contracts.
4 NAN ANCHO: And then the next meeting, our treasurer has
5 several items that she has to bring before you for the taxes.
6 COMMISSIONER MILLS: Do we need anything coming before the
7 commission pertaining to the audit?
8 NAN ANCHO: No. We are just beginning the audit. That
9 will not come before you until, probably, November.
10 So everything goes --
11 COMMISSIONER MILLS: But until then, the commission doesn't
12 need to have anything brought before us or anything?
13 VICE CHAIRWOMAN WAITS: Nope.
14 NAN ANCHO: Right.
15 COMMISSIONER MILLS: Okay.
16 VICE CHAIRWOMAN WAITS: All at once.
17 COMMISSIONER BAKKER: Okay.

18
19

20 **PUBLIC COMMENT**

21

22 VICE CHAIRWOMAN WAITS: Okay. Hearing none, we move to
23 public comment for non-agendized items.
24 Austin, anymore public comment?
25 MITESHELL LANHAM: No.
26 VICE CHAIRWOMAN WAITS: Okay. Thank you.

27
28

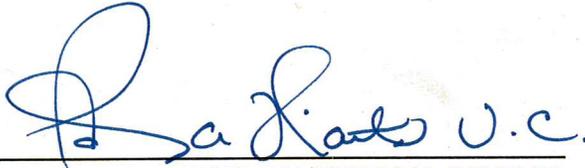
29 **ADJOURNMENT**

30

31 COMMISSIONER BAKKER: I'll make --
32 COMMISSIONER CLARK: Make --
33 COMMISSIONER BAKKER: -- a motion --
34 COMMISSIONER CLARK: -- a motion --
35 COMMISSIONER BAKKER: -- to adjourn.
36 COMMISSIONER CLARK: Second.
37 VICE CHAIRWOMAN WAITS: Motion by Commissioner Bakker --
38 COMMISSIONER MILLS: I'll second both of you.
39 VICE CHAIRWOMAN WAITS: -- to adjourn, seconded by
40 Commissioner Clark.

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All in favor?
COMMISSIONER BAKKER: Aye.
COMMISSIONER MILLS: Aye.
COMMISSIONER WAITS: Aye. Thank you.
COMMISSIONER CLARK: Okay. I was waiting for the vote,
Patsy.
VICE CHAIRWOMAN WAITS: That passes. We're adjourned.



**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.