

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 26, 2014, at 9:00
4 a.m.

5
6 **PRESENT:** **DEAN BULLOCK, COMMISSIONER**
7 **STEVEN STIENMETZ, COMMISSIONER**
8 **BRIAN GARNER, COMMISSIONER**
9 **DAVID MASON, COMMISSIONER**
10 **PATSY WAITS, COMMISSIONER**
11 **SADIE SULLIVAN, COUNTY CLERK**
12 **NICOLE TING, DEPUTY DISTRICT ATTORNEY**
13 **NAN ANCHO, FINANCE DIRECTOR**
14 **JOY SWEENEY, HUMAN RESOURCES DIRECTOR**
15

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

18
19 Let the record reflect the presence of Austin via telephone
20 conference.

21
22 [Meeting commenced on June 26, 2014, at 9:00 a.m.]
23

24 **CHAIRMAN GARNER:** Call the Lander County Commission
25 Meeting, Town Board of Battle Mountain, and Austin Board of
26 County Highway Commissioners to order.

27
28 (Pledge of Allegiance.)
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31 **APPROVAL OF AGENDA NOTICE**
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33 **CHAIRMAN GARNER:** Discussion for possible action regarding
34 approval of agenda notice.

35 **COMMISSIONER STIENMETZ:** I'll make a motion to approve the
36 agenda notice.

37 **COMMISSIONER WAITS:** I'll second the motion.

38 **CHAIRMAN GARNER:** Any public comment?

39 (No comment.)

40 **CHAIRMAN GARNER:** All those in favor? Aye.

1 COMMISSIONER STIENMETZ: Aye.

2 COMMISSIONER WAITS: Aye.

3 COMMISSIONER MASON: Aye.

4 COMMISSIONER BULLOCK: Aye.

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7 **APPROVAL & ACCEPTANCE OF MINUTES**

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9 CHAIRMAN GARNER: Discussion for possible action regarding
10 approval and acceptance of minutes of June 12th, 2014, regular
11 session.

12 COUNTY CLERK SULLIVAN: None.

13 CHAIRMAN GARNER: I didn't see those.
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16 **COMMISSIONER AND STAFF REPORTS**

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18 CHAIRMAN GARNER: Commissioners' reports on meetings,
19 conferences, and seminars attended.

20 JIM OLSON: We have the Austin Airport expansion contract
21 with (indiscernible) A & K Earth Movers for 696,000. They were
22 the apparent low bidder. And that project's -- is waiting for
23 the contracts to get signed. And we'll get them to produce all
24 their bonds. And we'll get that contract back before the board
25 for approval.

26 Yesterday, Joe and I traveled the levy to check that out
27 for the upcoming meeting with the Army Corps of Engineers and
28 RMJ Consultants. They'll be coming out the 8th and 9th of July
29 to look at the conditions and come up with a solution.

30 We had a department head meeting yesterday where we covered
31 status of the update of the divisions and operations,
32 communications, and forward-looking plans to increase
33 communications between individual departments.

34 Had a pool meeting -- pool committee meeting yesterday. We
35 had a presentation by Angela Bigotti and her -- and her team for
36 the pool committee.

37 We have established for the satisfaction of the -- of the
38 high school and for us that the -- the old carny lot will satisfy
39 our needs sufficiently. And everybody seemed to be rather pleased
40 with the presentation from Bigotti and the suggestion of where

1 we're going to locate the facility. They also did three
2 optional -- or I think -- two optional plans looking to the future
3 that were well received by everybody.

4 And so we're going to do a presentation coming up at the
5 next school board meeting on the 16th and do another
6 presentation here before the board (indiscernible) with Bigotti
7 to address all the designs and proposals at the following
8 meeting. I think it's on the 24th of July.

9 We're working on the county code updates. Working with
10 Roger Merriam, attorney for Muni Code on the various changes we
11 need to do to get in alignment with the NRS and get that back to
12 review to legal and the approval from the county for the board.
13 And I think that's about it right now.

14 COMMISSIONER MASON: On the 18th of June, we had the
15 Newmont breakfast. I attended. There were 13 people there.
16 And Walt Holland and Shar Peterson represented Newmont in the
17 meeting.

18 They were -- they have leveled off with their construction
19 and their projects. And they're -- they've got a mean figure of
20 about a little less than 500 people on salary constantly now.

21 And they're producing -- their goal is to produce
22 1.8 million pounds per month of copperplate, which is pretty
23 progressive.

24 Other than that, that's all I have.

25 COMMISSIONER WAITS: On June 13th, I had the Central
26 Nevada Regional Water Authority meeting, which was held in Ely.

27 And Ray Williams, who is also on the board, and I took the
28 county car. Frank Whitman also went with us.

29 And we had several -- actually, the information from three
30 different counties where our -- where the programs -- we had
31 Lincoln County water issues, Nye County water issues, and White
32 Pine water issues that all presented their information, all pretty
33 much in the same boat with the drought of all of Nevada. But it
34 was very interesting.

35 The monitoring of the wells that the -- the regional water
36 authority handles every year came up.

37 The gentleman who's been doing this for many, many years has
38 retired. And so there was a new contract. So with the new
39 contract, we asked if perhaps we could put in another well and
40 monitor one of the sites down by Austin where the oil and gas

1 lease will be going in, if we could do one of those. So they were
2 looking into adding that one.

3 On the June 18th I attended the Kingston board meeting.
4 They are going ahead with their heliport. Actually, the site
5 preparation is done. And they will be pouring concrete in the
6 next few weeks.

7 There's quite a nice article in the *Battle Mountain Bugle*
8 about their park system and their irrigation system and what
9 they've been doing on that.

10 And on Monday, 6/23, they had another meeting in Austin
11 regarding the oil and gas leases that are coming up in July from
12 BLM.

13 It wasn't an informational meeting as far as the hydraulic
14 fracking. It was strictly an update of what the ranchers have
15 been doing. And they have gone together and created an LLC. And
16 they are looking to legally try an injunction or whatever they can
17 do to the delay the hy- -- well, not the hydraulic fracking -- but
18 to delay the actual oil and gas lease that's set for July.

19 So that was very interesting.

20 That's the ones I've had. Thank you.

21 COMMISSIONER MASON: I have an added -- in the
22 correspondence we got as commissioners, there was -- there is a
23 meeting scheduled on August 6th. And I would like to ask Jim
24 Olson, executive director, to make sure that Rex Massey is
25 attending the meeting, because it's all about nuclear waste.
26 And I think it's important.

27 And I'll give these papers -- these two papers I'll give them
28 to Jim and let him coordinate that.

29 COMMISSIONER STIENMETZ: I attended hospital board trustees
30 symposium the 11th through the 13th. It was in Henderson. It
31 was a very good meeting.

32 It's put on by the hospital association. But it -- it goes
33 into the different things that as a board trustee what you should
34 do. A lot of it is tools. They talk more about acquisitions and
35 mergers, which is something we're lucky that hopefully if we
36 remain the way we are, we won't have to worry about our hospital
37 doing that.

38 Then also I attended the Newmont breakfast on the 18th. And
39 I don't have much to add from what Dave said.

40 But I attended SLUPAC. And I can't remember the date of

1 it. And I couldn't find it on my calendar.

2 But we had a -- a lady from the Bureau of Land Management
3 that -- she's assistant deputy state director. Her name is
4 Jenny Lesieru- -- Lesieutre. I got her card here.

5 But she would be more than happy -- She presented us a --
6 on fracking, what's going on in the state. And she's kind of
7 over it. And that -- granted they don't have any regulations or
8 anything passed right now, but they do have them written up and
9 they hope to have them passed by July.

10 And they are already holding anything on BLM to that
11 standard that -- they have to report different things and that.
12 And she'd be happy to come and tell us what it is.

13 And the state is also taking on and doing the same thing
14 that -- that the BLM's doing on that for private land, for oil
15 fracking and stuff like that.

16 And it was very interesting because they do require that
17 they give out the exact chemicals that they use. They don't
18 have to do the exact percentages or anything. But they do have
19 to tell exactly what they use to frack with and that. But the
20 percentages is a different for each case and that not all time
21 is the structure perfect for fracking. And they won't let them
22 do it unless it is a certain type. But she said if we would
23 contact her, she'd be happy to come up and give us a
24 presentation on it.

25 It was much more for informative than what we got in our
26 meeting here.

27 COMMISSIONER WAITS: We have Richard Perry, who is the
28 department head of division on minerals on this next agenda.

29 COMMISSIONER STIENMETZ: Do we?

30 COMMISSIONER WAITS: Mm-hm.

31 COMMISSIONER STIENMETZ: Good. And that's all I have.

32 COMMISSIONER BULLOCK: On the 12th and 13th, I attended
33 Nevada Works board meeting. Good and bad. The -- the federal
34 government is giving us \$2 million less a year to deal with.
35 But the good part of that is, is that's because our unemployment
36 rate in the state has gone down so much they didn't feel like we
37 needed as much. So we still have plenty of money to work with.
38 The biggest thing coming out of those that were offering grants
39 and sponsorship to is they can't find enough skilled workers in
40 the state.

1 So there is jobs available. They just can't find the skilled
2 workers to fill them. And so part of the objective of the Nevada
3 Works is to try to help in the training of people to get them into
4 the work force so that we can even lower the unemployment more.
5 So that's pretty much the update on that.

6 That's all I have.

7 CHAIRMAN GARNER: Moving on to --

8 COMMISSIONER STIENMETZ: I should say I attended the pool
9 meeting. And I don't have anything else to add to what Jim's
10 already put on it.

11
12 **PAYMENT OF THE BILLS**

13
14 CHAIRMAN GARNER: Discussion for possible action regarding
15 payment of bills.

16 JANE BIANCHI: Good morning. I have one to ratify this
17 morning: check #48474 in the amount of \$3,469.16 to Wells Fargo
18 Remittance.

19 CHAIRMAN GARNER: I'll be abstaining from check #48495, Car
20 Wash.

21 COMMISSIONER BULLOCK: And I'll be abstaining from check
22 #48501.

23
24 (Commissioners reviewing payment of the bills.)
25

26 **Wells Fargo Remittance**

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28 COMMISSIONER BULLOCK: I'll make a motion to ratify check
29 #48474 to Wells Fargo Remittance in the amount of \$3,469.16.

30 COMMISSIONER STIENMETZ: I'll second that motion.

31 CHAIRMAN GARNER: Any public comment?

32 (No comment.)

33 CHAIRMAN GARNER: All those in favor?

34 COMMISSIONER MASON: Aye.

35 COMMISSIONER WAITS: Aye.

36 CHAIRMAN GARNER: Aye.

37 COMMISSIONER STIENMETZ: Aye.

38 COMMISSIONER BULLOCK: Aye.
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1 **Submitted Expenditures**

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3 COMMISSIONER BULLOCK: I'll make a motion to approve
4 submitted expenditures in the amount of \$503,778.18 from check
5 #48487 through check #48609.

6 COMMISSIONER STIENMETZ: I will second that motion.

7 CHAIRMAN GARNER: Any public comment?

8 (No comment.)

9 CHAIRMAN GARNER: All those in favor?

10 COMMISSIONER WAITS: Aye.

11 CHAIRMAN GARNER: Aye.

12 COMMISSIONER MASON: Aye.

13 COMMISSIONER STIENMETZ: Aye.

14 COMMISSIONER BULLOCK: Aye.

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17 **PAYROLL CHANGE REQUESTS**

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19 CHAIRMAN GARNER: Discussion for possible action regarding
20 payroll change requests.

21 I didn't see -- is there one?

22 COUNTY CLERK SULLIVAN: Nineteen.

23 CHAIRMAN GARNER: Nineteen? That's why I didn't see.
24 (Indiscernible).

25 COMMISSIONER BULLOCK: I make a motion we approve the
26 employee change requests, on consensus, of all 19.

27 COMMISSIONER STIENMETZ: I will second that motion.

28 CHAIRMAN GARNER: Any public comment?

29 (No comment.)

30 CHAIRMAN GARNER: All those in favor?

31 COMMISSIONER MASON: Aye.

32 COMMISSIONER WAITS: Aye.

33 CHAIRMAN GARNER: Aye.

34 COMMISSIONER STIENMETZ: Aye.

35 COMMISSIONER BULLOCK: Aye.

36
37 CHAIRMAN GARNER: Item one, Finance. Discussion for
38 possible action regarding budget review, contracts, -- or --
39 Sorry. One second.

40

1 **PUBLIC COMMENT**

2
3 CHAIRMAN GARNER: Anything -- any public for non -- any
4 public comment for non-agendized items only?

5 (No comment.)

6 CHAIRMAN GARNER: With that being --

7 COMMISSIONER WAITS: I thought we were going to have one
8 from Austin. There's nobody there apparently.

9 CHAIRMAN GARNER: Do we have a public comment from Austin?
10 Austin?

11 COUNTY CLERK SULLIVAN: It's still counting.

12 CHAIRMAN GARNER: It's still going.

13 COUNTY CLERK SULLIVAN: They're there. Yeah.

14 CHAIRMAN GARNER: It's on.

15 COMMISSIONER MASON: Are they on?

16 COUNTY CLERK SULLIVAN: It's still counting.
17
18

19 **FINANCE**

20
21 1) **Discussion for possible action regarding budget review,**
22 **contracts, financial update, and other matters properly**
23 **relating thereto.**
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25 CHAIRMAN GARNER: Moving on to one, Finance. Discussion
26 for possible action regarding budget review, contracts,
27 financial update, and other matters properly related thereto.

28 NAN ANCHO: Good morning. Nan Ancho, Finance.

29 We have accounts receivable for the month of May are as
30 follows: Water, 15,874; Sewer, 16,915; Water and Sewer
31 Miscellaneous was 5,798; Landfill, 17,472; Ambulance, 410; and
32 active accounts at collections is \$1,010 for a total of \$57,479.

33 We have one ambulance account that is uncollectible. It's
34 run #2012054 in the amount of \$290, not 209, that needs to be
35 written off.

36 COMMISSIONER MASON: It's 290?

37 NAN ANCHO: Two hundred ninety.

38 And I have a line item transfer that I need to read into the
39 minutes.

40 And it is -- I will be moving 1,800,000 from 300-068-54010

1 Fixed Assets to Account Number 300-068-59045, Transfer of Revenues
2 to cover the transfer to the General Fund.
3 CHAIRMAN GARNER: To cover what?
4 NAN ANCHO: The transfer we made to the General Fund from
5 the Tech that Lura was putting into the new -- new building.
6 CHAIRMAN GARNER: Okay.
7 NAN ANCHO: And that's all I have for now.
8 CHAIRMAN GARNER: All right.
9 COMMISSIONER BULLOCK: I make a motion the commission write
10 off the uncollected ambulance run 2012054 in the amount of \$290.
11 COMMISSIONER STIENMETZ: I'll second the motion.
12 CHAIRMAN GARNER: Any public comment?
13 (No comment.)
14 CHAIRMAN GARNER: All those in favor?
15 COMMISSIONER MASON: Aye.
16 CHAIRMAN GARNER: Aye.
17 COMMISSIONER WAITS: Aye.
18 COMMISSIONER STIENMETZ: Aye.
19 COMMISSIONER BULLOCK: Aye.
20 NAN ANCHO: That's all I have.
21 CHAIRMAN GARNER: Do we have to read the transfer into the
22 motion?
23 NAN ANCHO: What's that?
24 CHAIRMAN GARNER: We have to put into the motion; don't we?
25 COMMISSIONER STIENMETZ: The transfer?
26 NAN ANCHO: The transfer.
27 CHAIRMAN GARNER: The transfer? Yeah.
28 COMMISSIONER BULLOCK: I'll make a motion we transfer
29 \$1,800,000 from Account Number 300-068-54010 Fixed Assets to
30 account number 300-068-59045, Transfer of Revenues.
31 COMMISSIONER STIENMETZ: I will second the motion.
32 CHAIRMAN GARNER: Any public comment?
33 (No comment.)
34 CHAIRMAN GARNER: All those in favor?
35 COMMISSIONER MASON: Aye.
36 CHAIRMAN GARNER: Aye.
37 COMMISSIONER WAITS: Aye.
38 COMMISSIONER STIENMETZ: Aye.
39 COMMISSIONER BULLOCK: Aye.
40 NAN ANCHO: That's all I have.

1 CHAIRMAN GARNER: Thanks, Nan.

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2) Discussion for possible action regarding approval/disapproval of Resolution No. 2014-10, a resolution to augment the FY 2013-2014 budget of the General Fund (001), Culture and Recreation Fund (052) and General Marker Fund (088); and other matters properly related thereto.

CHAIRMAN GARNER: Two, discussion for possible action regarding approval/disapproval of Resolution No. 2014-10, a resolution to augment the FY '13/'14 budget of the General Fund (001), Culture and Recreation Fund (052), and General Marker Fund (088); and other matters properly related thereto.

NAN ANCHO: This is just some year-end cleanup. We had to add some to repair and maintenance for the golf course and for salaries and wages in the finance, and for maintenance in the ambulance.

So this is just the year-end adjustments.

COMMISSIONER WAITS: I'll make a motion the commission approve and adopt Resolution Number 2014-10, a resolution augmenting the fiscal year 2013/'14 Lander County budget providing for augmentation for the Lander County General Fund (001) in the amount of 23,700, Culture and Recreation Fund (052) in the amount of 45,000, and the Genetic Marker Fund (088) in the amount of \$6,620, applying the specific resources as identified with the resolution.

COMMISSIONER STIENMETZ: I'll second the motion.

CHAIRMAN GARNER: Any public comment?

(No comment.)

CHAIRMAN GARNER: All those in the favor?

COMMISSIONER MASON: Aye.

COMMISSIONER WAITS: Aye.

COMMISSIONER BULLOCK: Aye.

3) Discussion for possible action regarding approval/disapproval of Resolution No. 2014-11, a resolution directing apportionment of net proceeds received on June 11, 2014, and other matters properly related thereto.

CHAIRMAN GARNER: Three, discussion for possible action

1 approval/disapproval of Resolution Number 2014-11, a resolution
2 redirecting appointment of net proceeds received on June 11th,
3 2014, and other matters properly related thereto.

4 NAN ANCHO: On June 11th, I was notified that we had
5 received \$14,171,840.57 in net proceeds.

6 And we distributed them as -- to the mandated funds first,
7 which were the Commission Fees for \$447,531.81; Assessor Tech
8 Fees, 298,354.54; China Springs, \$4,215.11; State Medical
9 Indigent, \$306,766.02; State Indigent NACO \$70,251.76; Capital
10 Acquisition, \$140,503.52; Landfill, \$234,173.53; Hospital, two
11 million two hundred seventy-three dollars one hundred thirty-six
12 dollars and 18 cents; the School District \$3,336,958.57, which was
13 a total of 7,111,891 and four cents.

14 The rest went to discretionary. The CCP Fund received
15 \$6,755,835.88; Building and Equipment received one million. And
16 we are putting 50,000 into the Austin Town Fund.

17 And I would like to remind you, these are for next year. So
18 we want to just sit on this money and not doing anything until we
19 know what we are going to be able to keep or return or -- we won't
20 know until next May.

21 COMMISSIONER BULLOCK: Any questions?

22 If not, I'd make a motion the commission approve and adopt
23 resolution 2014-10, a resolution directing apportionment of the
24 net proceeds mineral taxes received on June 11, 2014, in the
25 amount of \$14,917,726.91 and allocating the Lander County
26 portion in the amount of \$7,805,835.88 to the appropriate funds
27 as designated in the resolution.

28 CHAIRMAN GARNER: You said 2014-10. It's 2014-11, I think.

29 COMMISSIONER MASON: I second the motion.

30 COMMISSIONER BULLOCK: Hold on.

31 COMMISSIONER STIENMETZ: Hold on.

32 COMMISSIONER BULLOCK: I don't know. I've got 10 --

33 COMMISSIONER STIENMETZ: Up there it says 11.

34 COMMISSIONER BULLOCK: -- and 11. So --

35 NAN ANCHO: The resolution is 2014-11.

36 COMMISSIONER BULLOCK: Okay. So I amend my motion to make
37 it Resolution Number 2014-11.

38 COMMISSIONER STIENMETZ: I'll second the motion.

39 CHAIRMAN GARNER: Any public comment?

40 (No comment.)

1 CHAIRMAN GARNER: All those in favor? Aye.
2 COMMISSIONER STIENMETZ: Aye.
3 COMMISSIONER WAITS: Aye.
4 COMMISSIONER MASON: Aye.
5 COMMISSIONER BULLOCK: Aye.
6 CHAIRMAN GARNER: Thanks, Nan.
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9 COMMISSIONERS

- 10
11 4) Discussion for possible action regarding acceptance/
12 non-acceptance of the renewal proposal from the Nevada Public
13 Agency Insurance Pool (POOL/PACT) and approval for payment of
14 the premium, in the amount of \$294, 828.33 from FY 2014-2015
15 funds; and other matters properly related thereto.
16

17 CHAIRMAN GARNER: Four, discussion for possible action
18 regarding acceptance/non-acceptance of the renewal proposal from
19 the Nevada Public Agency Insurance (POOL/PACT) and approval for
20 payment of the premium, in the amount of \$294,828.33 from FY
21 2014/'15 funds; and other matters properly related thereto.

22 COMMISSIONER STIENMETZ: Good morning.

23 ANN WISWELL: Good morning.

24 COMMISSIONER WAITS: Hello.

25 ANN WISWELL: For the record, I'm Ann Wiswell, risk manager
26 with the Nevada Public Agency Insurance Pool, Public Agency
27 Compensation Trust.

28 SUSIE DAVIS: I'm Susie Davis.

29 ANN WISWELL: I believe you should have received a member
30 coverage summary. It's in your packets. This is a summary of
31 the coverage afforded you under the municipal risk sharing pool
32 of which you are a member and have been a member for many, many
33 years.

34 There haven't been any significant changes in your
35 coverages.

36 Your member annual premium is down just a little over
37 \$16,000 this year.

38 And this is not attributed to a rate decrease, but rather a
39 decrease in ratable exposures. The number of officers reported
40 under your sheriff's department went from 29 to 12. So you have a

1 number of vacancies there. And you can anticipate that next year,
2 if that's staffed up again, you'll see that rated appropriately.

3 But the number of officers reported on your renewal
4 application was -- was much lower than what we had last year.
5 We don't true that up or come back in and increase rates midterm
6 if those positions are filled. We just base the premium on what
7 was reported to us at the time that the premium was estimated.
8 And then next year if that's different, then it -- it'll be
9 increased next year. But we don't go back and retroactively
10 charge you for that. Okay?

11 COMMISSIONER WAITS: So that holds true then if it goes the
12 other way? That we have 29 officers and drop down, we pay for
13 the 29?

14 ANN WISWELL: Correct.

15 COMMISSIONER WAITS: Because the risk was there.

16 ANN WISWELL: Correct.

17 COMMISSIONER WAITS: Yeah, it's just up.

18 COMMISSIONER MASON: What was that amount again? The
19 reduction amount?

20 ANN WISWELL: \$16,760.

21 COMMISSIONER MASON: Thank you.

22 ANN WISWELL: Mm-hm.

23 I would also like to bring to your attention one change in
24 your coverage. We used to have a hundred million dollars' worth
25 of earthquake limit under this policy. And this year that's
26 been increased to 125 million. We were just able to acquire
27 additional earthquake limits this year at a very reasonable
28 cost. And so for the benefit of the overall membership, we
29 increased the earthquake limits by 25 million.

30 You continue to utilize the risk management services that
31 are available to you through the POOL program. You utilize our
32 human resource consulting services quite frequently. Your
33 sheriff's department uses our law enforcement consulting and
34 training services quite a bit.

35 And I'm hearing that you have a swimming pool being built. I
36 would also like to let you know that we do have a full-time
37 aquatic, risk management consultant that we work with. Once your
38 pool has been built, he'll be coming around and inspecting that
39 about every three years. If you'd like to have him take a look at
40 the plans before you have construction done, he's a very

1 experienced aquatic consultant. He was the aquatic facilities
2 manager at Penn State University for 20 years. And now he travels
3 all over the world doing nothing but aquatic consulting, both
4 public sector and private at large resort complexes and that type
5 of thing.

6 He comes out once a year and inspects a quadrant or a
7 region of the state so that every one of our -- we have 23
8 swimming pools that we insure. So each year we kind of send him
9 out to a quadrant, and he inspects five or six pools. And then
10 he holds a one-day aquatic risk management training program for
11 all the swimming pool managers.

12 So it would be great for you to get yourself acquainted
13 with him. His name is Tom Griffiths.

14 Are there any questions that I can answer for you
15 concerning your coverages or the services available to you or
16 anything at all?

17 COMMISSIONER WAITS: I do have one.

18 ANN WISWELL: Yeah.

19 COMMISSIONER WAITS: Perhaps just general information. I
20 actually sat on the POOL/PACT board when they decided to have an
21 agent represent --

22 ANN WISWELL: Yes.

23 COMMISSIONER WAITS: -- everyone.

24 ANN WISWELL: Mm-hm.

25 COMMISSIONER WAITS: And since our agent is here. Susie,
26 -- right? -- I'm wondering when we have concerns we usually go
27 right to POOL/PACT --

28 ANN WISWELL: Mm-hm.

29 COMMISSIONER WAITS: And of course always when right there,
30 we use you many times throughout the year.

31 ANN WISWELL: Yep.

32 COMMISSIONER WAITS: We're glad you're there. But I'm
33 wondering if there's anything we should be using with our agent
34 or utilizing more or something that we're missing now that
35 agents are involved?

36 ANN WISWELL: Yeah. So agents have always been involved.
37 And the primary function of your insurance agent is to
38 facilitate the acquisition of your renewal information each
39 year.

40 It would not be cost effective for us to have full-time

1 employees going out into the field to look at things like payroll,
2 building values, number of vehicles, number of people employed in
3 all of the various departments, your ratable exposures, right? So
4 we need somebody out in the rural communities that is your primary
5 point of contact that gets that renewal application completed for
6 us each year and then submits it.

7 And then if there's something you need for them do,
8 certificates of insurance are usually requested through your
9 insurance agent. So if the county is using a facility or
10 entering into some type of MOU or an inter-local or something
11 like that and there is liability or risk sharing that's
12 addressed in a contractual agreement that requires that a
13 certificate of insurance be produced, Susie takes care of that
14 as well.

15 COMMISSIONER WAITS: Okay. I just wanted to be sure we
16 weren't missing anything somewhere. If you don't ask, sometimes
17 we don't know the right questions to ask on it, so thank you.

18 ANN WISWELL: Yep.

19 COMMISSIONER WAITS: I'll make a motion the -- the
20 commission accept the renewal proposal for the Nevada Public
21 Agency Insurance Pool for the Lander County all-risk and general
22 liability insurance for the 2014-2015 fiscal year and the
23 approval of the premium in the amount of \$294,828.33.

24 COMMISSIONER MASON: I'll second that.

25 CHAIRMAN GARNER: Any public comment?

26 (No comment.)

27 CHAIRMAN GARNER: All those in favor?

28 COMMISSIONER MASON: Aye.

29 CHAIRMAN GARNER: Aye.

30 COMMISSIONER WAITS: Aye.

31 COMMISSIONER STIENMETZ: Aye.

32 COMMISSIONER BULLOCK: Aye.

33 ANN WISWELL: Thank you for your continued support --

34 COMMISSIONER STIENMETZ: Thank you.

35 ANN WISWELL: -- with the pool.

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1 BUILDING

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3 5) Discussion for possible action regarding approval/disapproval
4 of the Battle Mountain Airport Fuel Systems Replacement
5 Project; consideration of funding for the replacement fuel
6 dispensing system; and other matters properly related
7 thereto.
8

9 CHAIRMAN GARNER: Five, discussion for possible action
10 regarding approval/disapproval of the Battle Mountain Airport
11 Fuel System Replacement Project; consideration of funding for
12 the replacement fuel dispensing system; and other matters
13 properly related thereto.

14 JOE LINDSEY: Good morning.

15 CHAIRMAN GARNER: Good morning, Joe.

16 COMMISSIONER STIENMETZ: Good morning, Joe.

17 JOE LINDSEY: Joe Lindsey with the building department.

18 COMMISSIONER WAITS: Good morning, Joe.

19 JOE LINDSEY: When I initially completed this agenda
20 request, I was a little less informed than I am right now. I
21 found out early this week that the money for this project had
22 already been budgeted for. And so we're looking at possibility
23 of going out to bid after July 1 for this project.

24 We do have one quote from a Nevada local contractor. I
25 think with the cost of the project we'll probably have to get a
26 couple more quotes. So we'll be working on that here in the
27 next couple of weeks.

28 So that's it.

29 COMMISSIONER WAITS: When we go out for bid then, we also
30 are including the optional items in there for them to bid on
31 also; is that correct?

32 JOE LINDSEY: The optional items?

33 COMMISSIONER WAITS: The ones that were listed: The tanks
34 and then they have all these optional items that you can
35 purchase along with it?

36 JOE LINDSEY: Oh yes, yes. Absolutely. We're going to
37 make sure this is a complete turn-key project and that the old
38 tanks are removed and the place is cleaned up. It's going to be
39 quite a nice --

40 COMMISSIONER WAITS: I read --

1 JOE LINDSEY: -- facility.

2 COMMISSIONER WAITS: -- that. And I read the proposal, but
3 I think that the part that I found confusing was when they
4 started -- they're saying, like, here's the tanks. Here's --
5 we'll do this. And the whole proposal was very clear. And then
6 it said, would you like to purchase all these things? Would you
7 like to purchase a ladder that goes on the top? Would you like
8 to do this?

9 And I'm going, number one, I didn't see anything
10 safety-wise, or I'm assuming that would not be an option. We
11 would have it included. Assuming then that J.D. or somebody
12 else would be looking at that, guiding us a little bit on what
13 is important and what isn't important?

14 JOE LINDSEY: We have two different quotes in here. One of
15 those quotes was just for the -- the tank units themselves.

16 The other quote was for going out, removing fuel from the old
17 tanks, removing the old tanks, --

18 COMMISSIONER WAITS: Right.

19 JOE LINDSEY: -- installing the new facility, and new tank
20 facilities and pumping stations.

21 These things are pre-manufactured. They do have ladders.
22 They do have all the safety equipment on them. And they are
23 fire marshal approved systems.

24 So that's one thing that we want to look at is to make sure
25 that everything is brought up to current fire code and federal --
26 federal regulations.

27 So, yes, we are going to make sure that -- that when I go
28 out to bid that everything is addressed for these facilities.

29 COMMISSIONER WAITS: Okay. That -- that I understand,
30 but -- but my clarification is: If you look at the very last
31 part, it says, listing of optional equipment available --

32 JOE LINDSEY: Which one are you looking at?

33 COMMISSIONER WAITS: The bulk loading system, the last one.
34 Then it goes on to say --

35 JOE LINDSEY: Are you looking at Garsite?

36 COMMISSIONER WAITS: Yes.

37 JOE LINDSEY: This one here?

38 COMMISSIONER WAITS: Yes.

39 JOE LINDSEY: Because I provided that to you.

40 COMMISSIONER WAITS: Yes. It's on the very last part.

1 JOE LINDSEY: Yes. And this is just a quote for the tanks
2 themselves. It's not for installation or removal of the old
3 system.

4 COMMISSIONER WAITS: No, I understand that.

5 JOE LINDSEY: Okay.

6 COMMISSIONER WAITS: But what I'm saying is: I'm hoping
7 you will clarify that for us so when that comes back we have all
8 these options. And I don't know what's important to us and not.
9 I mean, it could be oversale. And we may not need it because
10 we're not a huge airport. But I'm hoping we'll have input from
11 you that would be researched with our engineers and that type of
12 thing when you come back to us.

13 JOE LINDSEY: Absolutely.

14 COMMISSIONER WAITS: That was my point.

15 JOE LINDSEY: Well, I'm not going to include the engineers
16 in this project, because it's not a engineering project.

17 COMMISSIONER WAITS: Okay.

18 JOE LINDSEY: However, the fire code requirements for this
19 project will absolutely be met.
20 And the safety code requirements.

21 COMMISSIONER WAITS: That I understand. But when you throw
22 on extra, optional equipment, I want some kind of an expert's
23 informational along with it. That's what I'm asking.

24 JOE LINDSEY: I will give you whatever you'd like.

25 COMMISSIONER WAITS: Thank you.

26 CHAIRMAN GARNER: Is our FBO have any comment? Rick
27 Harless?

28 RICK HARLESS: Yeah, we'll work closely with Joe and our
29 fuel supplier to make sure that everything that is included in
30 this is proper. And I mean, there are some things you have to
31 have, you know, for quality of fuel and expensing, and -- you
32 know, I think it's important that we work with Joe. Because,
33 you know, we have been operating it for a long time and we know
34 what's needed out there.

35 COMMISSIONER STIENMETZ: Have him state his name.

36 COUNTY CLERK SULLIVAN: Rick Harless. Rick Harless.

37 RICK HARLESS: We're not going to get flowers painted on or
38 anything, just, you know, what we need. And if --

39 COMMISSIONER WAITS: But you understand what I'm saying?

40 RICK BELL: I do. Yes.

1 COMMISSIONER WAITS: When it comes to all kinds of optional
2 equipment, I'm looking at expert's opinion coming in to say --
3 just like buying a new car.
4 RICK HARLESS: Absolutely.
5 COMMISSIONER WAITS: I mean, do you have to have the
6 leather seats? Maybe not. We're not that big of an airport.
7 Maybe we don't need to do that.
8 But when I looked at that today and said, I'm hoping when
9 you come back that you will say, these are the things we feel
10 are important and not this, just the optional equipment, not the
11 standard things that we have to have. That's not what I'm
12 talking about.
13 RICK HARLESS: I would -- I would assume that Joe and I
14 will work together --
15 COMMISSIONER WAITS: Right.
16 RICK HARLESS: -- at least. And then you should know that,
17 I would assume before --
18 COMMISSIONER WAITS: Thank you.
19 RICK HARLESS: -- it goes out to bid.
20 COMMISSIONER WAITS: Thank you, Joe.
21 JOE LINDSEY: And we -- excuse me -- I had a brain cramp.
22 COMMISSIONER MASON: I think the word we're looking for is
23 all inclusive.
24 COMMISSIONER WAITS: No.
25 JOE LINDSEY: But we're not going to give it a bunch of
26 frills that aren't -- aren't necessary --
27 COMMISSIONER MASON: Right.
28 JOE LINDSEY: -- or aren't required.
29 We have a budget to work under. And we're going to try
30 to -- to maintain or come in under that budget.
31 CHAIRMAN GARNER: Could you fix the air conditioner too,
32 Joe?
33 JOE LINDSEY: Is it is down again?
34 CHAIRMAN GARNER: Yeah.
35 DEPUTY DISTRICT ATTORNEY TING: Yep.
36 CHAIRMAN GARNER: Off the subject.
37 JOE LINDSEY: I'll take care of that today.
38 CHAIRMAN GARNER: Thanks, guys.
39 JOE LINDSEY: Thank you.
40 COMMISSIONER STIENMETZ: Thank you.

1 RICK BELL: Thanks.

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4 ROAD AND BRIDGE SOUTH

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

9

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

13 Bert.

14 BERT RAMOS: Good morning.

15 COMMISSIONER STIENMETZ: Good morning, Bert.

16 COMMISSIONER WAITS: Hello.

17 BERT RAMOS: How's everybody doing?

18 COMMISSIONER STIENMETZ: Okay.

19 CHAIRMAN GARNER: Good.

20 BERT RAMOS: All right. Well, we've had a few things going
21 on.

22 I met with Abandoned Mines for Nevada, the State of Nevada,
23 for filling in some mine shafts that are alongside the county
24 roads in the township of Austin and right there on the boarder
25 of. And so that will be coming back before you guys later on,
26 probably next meeting. Make sure we can get that approved.

27 And then I did talk with Kyle Snyder of Ormat. They don't
28 want to come sit back in front of you guys. You guys must have
29 been rough on them last time.

30 COMMISSIONER STIENMETZ: Mm-hm.

31 BERT RAMOS: And provided him the paperwork that shows that
32 we do have the rights to that right-of-way, because they were
33 under the impression that it was a 2477 road and that they could
34 do as they pleased if they pleased.

35 So I did provide them the paperwork that showed that we did
36 have that.

37 CHAIRMAN GARNER: Good.

38 BERT RAMOS: And I haven't heard back from them since.

39 CHAIRMAN GARNER: Hm.

40 BERT RAMOS: So.

1 COMMISSIONER WAITS: May I ask a question on that, Bert?
2 Was that the same paperwork that you gave me?
3 BERT RAMOS: Yes. Not all of it. Not the whole package.
4 Just the BLM right-of-way number and the permit that shows that
5 we're with the BLM.
6 COMMISSIONER WAITS: Could we talk later?
7 BERT RAMOS: Sure.
8 COMMISSIONER MASON: Did your -- did your discussion with
9 Ormat, did that include all the points that we talked about at
10 our last meeting?
11 BERT RAMOS: No. It was just -- it was just real basic
12 that if they thought we didn't have the rights to the road. And
13 I thought we did. So I sent them our permit number that shows
14 that we did register with the BLM. And -- and that's it. That
15 was about the extent of it. That's not really on the agenda so
16 I was just roughing over it.
17 And then we did finish the dirt work for the helipad in
18 Kingston there. And we've been spraying nap weeds, thistle, and
19 white top, kind of getting that all wrapped up for the year now
20 that they're about finished with their bloom. So have that almost
21 finished up.
22 The Austin pool's doing well. I think that we're probably at
23 50 percent of use of propane that we were last year and years
24 past. And hopefully that will go down more, because we just got
25 our pool cover in last week. So we'll start covering it every day
26 and hopefully knock that down a little bit more.
27 And then, that's about it unless you guys have anything for
28 me?
29 COMMISSIONER WAITS: Clarification, please, then on the
30 pool, because we had asked last time we met -- I guess you were
31 not here -- if we had monthly rates and family rates. And
32 Donnie told us, yes, we did, that he would get in contact with
33 you because they're not being publicized in Austin.
34 BERT RAMOS: Yeah, now they're being posted.
35 COMMISSIONER WAITS: As of?
36 BERT RAMOS: As of yesterday. I just found out.
37 COMMISSIONER WAITS: Thank you.
38 BERT RAMOS: Yeah.
39 COMMISSIONER MASON: Are they posted at the park, where the
40 pool is?

1 BERT RAMOS: Park, post office, all the local postings.
2 COMMISSIONER MASON: Okay.
3 COMMISSIONER STIENMETZ: Thanks, Bert.
4 BERT RAMOS: Yep.
5 COMMISSIONER BULLOCK: Thank you.
6 COMMISSIONER MASON: Thank you.
7 CHAIRMAN GARNER: Thanks.
8
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10 ROAD AND BRIDGE NORTH
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12 7) Discussion possible action regarding operations and projects
13 for the Road and Bridge North Department, and other matters
14 properly related thereto.
15

16 CHAIRMAN GARNER: Discussion possible action regarding
17 operations and projects for the Road and Bridge North
18 Department, and other matters properly related thereto.

19 DONALD NEGRO: Morning. Donald Negro, North, Road and
20 Bridge.

21 Our -- our town cleanup was a success. The way I kind of
22 looked at it is we were up probably ten more loads than we were
23 last year.

24 And I'd like to give an attaboy to Janet and Keith from
25 Desert Disposal for putting up with us. They -- we work with
26 them on the dumpsters. And people have a tendency to overfill
27 the dumpsters and people drive by and go through and scavenger
28 out of the dumpsters, which is whatever, the metal.

29 But it was pretty much a success.

30 The weekends were -- you know, they're heavy. People, you
31 know, because they're cleaning up on weekends. But I'd rather
32 see it on the outside of the dumpster than out on the --

33 COMMISSIONER STIENMETZ: Right.

34 DONALD NEGRO: -- gravel pit road. So yeah, it went really
35 good.

36 We got two more working days so we can barely make it
37 through on our budget. We're -- my guys aren't spending any
38 money, so we're okay on our budget year.

39 The -- okay, the land out back, I talked to you last year
40 about the -- or last meeting about the -- more land out back

1 behind our shop, the acquiring.

2 I've been working on it for four years. And it's seemed to
3 have went through. We made an offer. They started out
4 \$300,000. And then it was down to 180-. And I think we
5 acquired it for 67,000.

6 So we're -- and I -- Kimmy Davis or Buffington, she's been
7 helping me on it. And we took the contract to Angie. And she
8 looked it all over and was happy with it. So it's -- it's --
9 we're moving on.

10 But it just -- but it was -- been budgeted item for -- for
11 four years.

12 We'll be able to expand our yard and get -- we have stuff
13 kind of scattered all over. And we'll be able to bring it all
14 in. Like our material piles, we'll be able to stockpile our
15 sand in the yard and stuff.

16 COMMISSIONER MASON: How many acres is that?

17 DONALD NEGRO: Six and a half.

18 I don't know if Commissioner Bullock's going to like his new
19 neighbors, but he's going have to live with them.

20 But I got to looking and kind of in the back yesterday and,
21 you know, it's a throughway for -- yeah, there was pretty scary
22 people going through there. So we'll fence it and move the
23 fences around and fence it.

24 CHAIRMAN GARNER: Cool.

25 DONALD NEGRO: Okay. That's it.

26 CHAIRMAN GARNER: I think -- so wish -- could you do
27 something a little special for Desert Disposal? I think they've
28 done a hell of a job. And they --

29 COMMISSIONER STIENMETZ: Yeah.

30 CHAIRMAN GARNER: They go way above and beyond.

31 COMMISSIONER STIENMETZ: Right.

32 CHAIRMAN GARNER: Those guys were --

33 COMMISSIONER STIENMETZ: I know that one out there in the
34 airport road, on that frontage road.

35 CHAIRMAN GARNER: I mean, it's a huge --

36 COMMISSIONER STIENMETZ: It wasn't there. The next day it
37 was there, and it was plumb full, overflowing.

38 CHAIRMAN GARNER: Yeah.

39 COMMISSIONER STIENMETZ: And the next day they had it all
40 cleaned up and back. And it was filled up again.

1 CHAIRMAN GARNER: But it's not -- I mean, we don't pay them
2 to -- I mean, I saw them throwing stuff in. And it's --
3 COMMISSIONER STIENMETZ: Yeah.
4 CHAIRMAN GARNER: -- a huge benefit to our community.
5 COMMISSIONER STIENMETZ: They do a very good job --
6 DONALD NEGRO: Yeah.
7 COMMISSIONER STIENMETZ: cleaning up around --
8 CHAIRMAN GARNER: If you want do something a little extra
9 for them, I think that would be great. But -- because it was --
10 DONALD NEGRO: We can do that.
11 CHAIRMAN GARNER: -- it was a huge benefit to have that
12 stuff cleaned up.
13 COMMISSIONER STIENMETZ: Yeah.
14 CHAIRMAN GARNER: For people that -- people now are, I
15 guess, they're constantly asking. And it's a big deal. And
16 it's -- really helps the look of town to get a lot of that
17 stuff --
18 COMMISSIONER STIENMETZ: Mm-hm.
19 CHAIRMAN GARNER: -- cleaned up. But they go above and
20 beyond.
21 DONALD NEGRO: Yeah, helping us.
22 CHAIRMAN GARNER: Helping us out. Yeah.
23 DONALD NEGRO: Yeah, I agree. Okay.
24 CHAIRMAN GARNER: That's all I got.
25 DONALD NEGRO: Thank you.
26 COMMISSIONER STIENMETZ: Thanks, Donnie.
27 DONALD NEGRO: Thank you.

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PUBLIC WORKS

32 8) **Discussion for possible action regarding operations and**
33 **projects for the Public Works Department and other matters**
34 **properly related thereto.**
35

36 CHAIRMAN GARNER: Eight, discussion for possible action
37 regarding operations and projects for the Public Works
38 Department and other matters properly related thereto.
39 No, Jake?
40 He's not here?

1 COMMISSIONER BULLOCK: Jake's out on a well being pulled.
2 One of the wells at the golf course went down last week. So
3 we're trying to hurry and get it back up and running.
4
5

6 COMMISSIONERS
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8 9) Discussion for possible action regarding approval/disapproval
9 of the Agreement between Lander County and Desmond Skeath,
10 dba D.S. Construction, for maintenance and repair services
11 for buildings and facilities owned by Lander County in
12 Austin, Nevada; and other matters properly related thereto.
13

14 CHAIRMAN GARNER: Number nine, discussion for possible
15 action regarding approval/disapproval of the agreement between
16 Lander County and Desmond Skeath, dba D.S. Construction, for
17 maintenance and repair services for buildings and facilities
18 owned by Lander County in Austin, Nevada.

19 I have a que-. Was this put out to bid?

20 COMMISSIONER WAITS: I don't believe it's been out to bid.
21 I know we talked about it first.

22 But along those same lines, Commissioner, my -- my question
23 was: This particular one, it -- it looks like a new contract
24 and yet, the maintenance services contract that we have with
25 him, it doesn't come up till this fall.

26 I have Austin building maintenance due October 30th.

27 CHAIRMAN GARNER: Mm-hm.

28 COMMISSIONER WAITS: And the parks and snow removal
29 December 31st. So it appears that we just simply -- because we
30 added the visitor's center, we may have done a new contract; --

31 JIM OLSON: Yes.

32 COMMISSIONER WAITS: -- is that it?

33 JIM OLSON: Yes.

34 COMMISSIONER WAITS: And I don't think that was our
35 intention. I think it was just to amend the one we had and go
36 out to bid this fall was my --

37 COMMISSIONER STIENMETZ: Right.

38 COMMISSIONER WAITS: -- interpretation.

39 JIM OLSON: Okay.

40 COMMISSIONER WAITS: Was that --

1 CHAIRMAN GARNER: That was mine.
2 COMMISSIONER STIENMETZ: That was mine too.
3 COMMISSIONER WAITS: Okay. So perhaps if you could amend
4 the contract to include the visitor's center then?
5 CHAIRMAN GARNER: Then that -- and then it would go back
6 out as a general.
7 COMMISSIONER WAITS: Right.
8 COMMISSIONER STIENMETZ: General, when it's due.
9 COMMISSIONER WAITS: Rather than a new one now, because
10 then we don't have the opportunity --
11 CHAIRMAN GARNER: To bid it.
12 COMMISSIONER WAITS: And we've been kind of under the
13 impression that we're going out to bid on these things.
14 CHAIRMAN GARNER: Defer.
15 COMMISSIONER WAITS: It's a bit more prudent. So you --
16 I'll make a motion that we defer this to the next agenda -- to
17 the next commissioner's meeting?
18 COMMISSIONER STIENMETZ: I'll second the motion.
19 CHAIRMAN GARNER: Any public comment?
20 (No comment.)
21 CHAIRMAN GARNER: All those in favor?
22 Aye.
23 COMMISSIONER MASON: Aye.
24 COMMISSIONER WAITS: Aye.
25 COMMISSIONER STIENMETZ: Aye.
26 COMMISSIONER BULLOCK: Aye.

27
28 **10) Discussion for possible action regarding approval/disapproval**
29 **of the Agreement between Lander County and the Battle**
30 **Mountain Archery Club for lease of a parcel of land located**
31 **in Sections 26 and 35, T31N, R45E, MDB&M, Battle Mountain,**
32 **for the purpose of maintaining a non-profit archery shooting**
33 **range; and other matters properly related thereto.**
34

35 CHAIRMAN GARNER: Ten, discussion for possible action
36 regarding approval/disapproval of the agreement between Lander
37 County and the Battle Mountain Archery Club for lease of a
38 parcel of land located in Section 26 and 35, T31N, R45E, MBM --
39 correction -- MDB&M, Battle Mountain, for the purpose of
40 maintaining a non-profit archery shooting range; and other

1 matters properly related thereto.
2 Wayne Alexander, for the record.
3 WAYNE ALEXANDER: So in the contract it says that we needed
4 to carry insurance. We do have insurance. The county has been
5 added to the insurance, but I haven't received confirmation from
6 it yet.
7 CHAIRMAN GARNER: Okay.
8 COMMISSIONER WAITS: Wayne, let me clarify then, because we
9 have time under the contract for you to -- to bring that forth.
10 WAYNE ALEXANDER: Okay.
11 COMMISSIONER WAITS: That's -- we -- we understand the time
12 --
13 WAYNE ALEXANDER: Okay.
14 COMMISSIONER WAITS: -- constraints on that. But --
15 WAYNE ALEXANDER: As far as the other --
16 COMMISSIONER WAITS: -- you are a 501C; right?
17 WAYNE ALEXANDER: Right.
18 COMMISSIONER WAITS: So we do need a copy of that also.
19 WAYNE ALEXANDER: That is currently in -- in the process.
20 It's been in there for over a year now.
21 COMMISSIONER WAITS: With the Secretary of State?
22 WAYNE ALEXANDER: For the IRS, for a nonprofit.
23 COMMISSIONER WAITS: Oh, okay.
24 CHAIRMAN GARNER: Mm.
25 I don't think the 501C(3) comes into effect unless we're
26 giving money.
27 COMMISSIONER STIENMETZ: Right.
28 CHAIRMAN GARNER: It doesn't come into effect.
29 COMMISSIONER STIENMETZ: But when he gets it, it doesn't
30 affect it, but it would be nice to have a copy of it once -- he
31 gets it.
32 CHAIRMAN GARNER: Yes, but --
33 WAYNE ALEXANDER: Once I get it --
34 CHAIRMAN GARNER: But I don't believe if --
35 WAYNE ALEXANDER: -- I'll be able to --
36 COMMISSIONER WAITS: Right.
37 CHAIRMAN GARNER: -- unless we're giving him money, unless
38 we're granting him money.
39 COMMISSIONER WAITS: But Number 17 in the contract says,
40 Lessee shall provide Lessor with satisfactory evidence of

1 Lessee's corporate and/or nonprofit status.
2 WAYNE ALEXANDER: Right.
3 CHAIRMAN GARNER: But that would come into effect if we
4 give him a grant.
5 COMMISSIONER WAITS: Then we have to --
6 CHAIRMAN GARNER: Right.
7 COMMISSIONER WAITS: -- amend the contract so it so reads.
8 WAYNE ALEXANDER: Within 60 days of -- after receiving a
9 written request.
10 I've been on the phone with the -- the gal at the IRS that's
11 handling our case. And she's so booked up, she's -- like I said,
12 it's been there a year already.
13 And the more I hound them, the more it seems to --
14 COMMISSIONER STIENMETZ: They drag their feet.
15 COMMISSIONER WAITS: So Commissioner, then -- then your
16 understanding is if we don't request it in writing that we're
17 still okay? So we can approve the contract? Is that what
18 you're saying?
19 CHAIRMAN GARNER: Yeah, but the 501C(3) is one that comes
20 back if Convention and Tourism gives money, then they -- they --
21 that comes into -- because then they need that to show that they
22 are.
23 COMMISSIONER STIENMETZ: That they're giving to a
24 nonprofit.
25 CHAIRMAN GARNER: That they are a absolute, one hundred
26 percent nonprofit organization.
27 COMMISSIONER WAITS: Well, right. That I understand. But
28 I'm saying --
29 CHAIRMAN GARNER: For tax purposes. But we don't have any
30 tax purposes related to this.
31 COMMISSIONER WAITS: So I know Number 17 of the contract,
32 what you're saying is if we don't request it in writing, we can
33 approve the contract, and we're all okay with that.
34 COMMISSIONER STIENMETZ: But -- but you have a form that
35 shows you applied for it, right?
36 WAYNE ALEXANDER: Yeah, I've got a copy of the form.
37 COMMISSIONER STIENMETZ: Yeah, that would be showing that
38 he is come forth and is trying to get that for the purpose of
39 the contract. I mean, --
40 COMMISSIONER WAITS: Well, Commissioner Garner's saying we

1 don't need it. And all I'm doing is clarifying what's actually
2 in the contract that we're approving. So I'm okay with that if
3 we don't request it, he doesn't provide it.

4 CHAIRMAN GARNER: Yeah, but he still has 90 days either
5 way, so --

6 COMMISSIONER STIENMETZ: Yeah.

7 WAYNE ALEXANDER: I'm hoping within the next 90 days it
8 gets done. Like I said, she's actually called me back. And
9 she's actually -- I had to fax her back some stuff.

10 CHAIRMAN GARNER: It's up to -- it's up to legal.

11 WAYNE ALEXANDER: Yeah, so --

12 CHAIRMAN GARNER: Nicole, --

13 WAYNE ALEXANDER: -- it's in the process.

14 CHAIRMAN GARNER: Are we good?

15 DEPUTY DISTRICT ATTORNEY TING: Yeah, it's fine.

16 CHAIRMAN GARNER: Do we have a motion?
17 Anyone?

18 WAYNE ALEXANDER: Did you guys get a copy of the insurance
19 that we currently hold?

20 COMMISSIONER BULLOCK: Mm-hm.

21 CHAIRMAN GARNER: Yeah.

22 WAYNE ALEXANDER: Yeah?

23 COMMISSIONER BULLOCK: I make a motion the commission
24 approve the agreement between Lander County and the Battle
25 Mountain Archery Club for lease of a parcel of land located in
26 Section 26 and 35, T31N, R45E, MDB&M Battle Mountain for the
27 purpose of maintaining a nonprofit archery shooting range.

28 COMMISSIONER STIENMETZ: I'll second that motion.

29 CHAIRMAN GARNER: Any public comment?

30 COMMISSIONER WAITS: Just a quick clarification. On the
31 insurance that you actually submitted with this, it shows
32 effective March 11th. So just to be sure that you are
33 requesting we are an additional insured. And they will send us.
34 Because sometimes they forget. And if you don't ask them to
35 send it, we don't get it.

36 WAYNE ALEXANDER: Okay.

37 COMMISSIONER WAITS: So --

38 WAYNE ALEXANDER: So you guys need a copy? You want them
39 --

40 COMMISSIONER WAITS: We have to be named as an additional

1 insured. And then --
2 WAYNE ALEXANDER: Right.
3 COMMISSIONER WAITS: -- they send that over.
4 WAYNE ALEXANDER: Yeah, that's already been done. The
5 county already has --
6 COMMISSIONER WAITS: Right.
7 WAYNE ALEXANDER: That's already in process. I just don't
8 have -- they never e-mailed me anything back yet.
9 COMMISSIONER WAITS: I -- I understand. But I'm saying
10 it's three months. And usually they're right around -- so you
11 may have to call and remind them. That's all.
12 WAYNE ALEXANDER: Right.
13 COMMISSIONER WAITS: Thank you.
14 CHAIRMAN GARNER: All those in favor?
15 COMMISSIONER MASON: Aye.
16 COMMISSIONER WAITS: Aye.
17 COMMISSIONER STIENMETZ: Aye.
18 COMMISSIONER BULLOCK: Aye.
19 CHAIRMAN GARNER: Aye.
20 COMMISSIONER STIENMETZ: Thank you.
21 WAYNE ALEXANDER: Thank you.
22 COMMISSIONER WAITS: Thank you, Wayne.

23
24 11) Discussion for possible action regarding presentation by
25 Bennie Hodges and Frank Dimick of the Pershing County Water
26 Conservation District on the progress and status of the title
27 transfer of portions of the Humboldt Project to Lander
28 county; and other matters properly related thereto.
29

30 CHAIRMAN GARNER: Number eleven. Discussion for possible
31 action regarding presentation by Bennie Hodges and Frank Dimick
32 of the Pershing County Water Conservation District on the
33 progress and status of the title transfer of portions of the
34 Humboldt Project to Lander County; and other matters properly
35 related thereto.

36 BENNIE HODGES: Commissioners, Staff, thank you for having
37 us here this morning.

38 I'm Bennie Hodges. And with me is Frank Dem- -- Frank
39 Dimick from -- and we're representing the Pershing County Water
40 Conservation District. And we're here to give you -- update you

1 on the status and progress of a title transfer of a portion of
2 the Humboldt Project that will in turn go to Lander County.

3 This -- this process was started many years ago with the
4 Lander County commissioners, obviously a different group of
5 people than today.

6 We wanted to kind of bring it forward and let you know what's
7 going on. But bef- -- when I'm sitting here and I realize that I
8 had all new different people here. And I was wondering if --
9 should we give you a little background check or a little bit of
10 background of what lands we're talking about that the county is
11 about to receive here. Or are -- or are all of you fairly
12 familiar with that?

13 CHAIRMAN GARNER: I'd like a little background.

14 COMMISSIONER STIENMETZ: Yeah.

15 BENNIE HODGES: Okay.

16 Basically, Pershing County Water District's going through a
17 title transfer from the federal government for land that they'd
18 already bought and paid for that make up what we call the Muleshoe
19 Ranch.

20 In the process of going through the title transfer and
21 that, the agreements and stipulations were signed and agreed to
22 that would give Lander County certain land that they thought
23 would benefit them.

24 And some of the land that you're going to get is -- Frank,
25 -- and on the acreage -- correct me if I'm wrong, you're getting
26 a total acreage of just under a thousand acres, 990, 960, 940,
27 something like that.

28 You're going to get a large chunk of ground over there in
29 your industrial park that surrounds the, I think, the existing
30 storage plant right now.

31 You're going to get the ground that the livestock events
32 center sits on. That's part of your district ground. That's
33 part of the water district ground there.

34 And then over there where -- what I used to call the old BLM
35 fire station, which is now the community college now, I think;
36 isn't it?

37 CHAIRMAN GARNER: Mm-hm.

38 COMMISSIONER STIENMETZ: And then there's that other
39 building too.

40 BENNIE HODGES: Well, we -- well, but there is the old BLM

1 fire building there, fire station.

2 And that building actually that goes to Lander County. Then
3 you will go down north Battle Mountain on the north Battle
4 Mountain highway, you're going to have -- is that plenty of park
5 area? Thirty acres?

6 FRANK DIMICK: Thirty acres.

7 BENNIE HODGES: Thirty acres on the right-hand side of the
8 road, kind of a pie piece shape. And the area is a pretty nice
9 little meadow pasture. And that's supposed to be designated as
10 a primitive park or campground to be locally used for the --
11 used by the community.

12 And then on the other side of the highway, there's a
13 one-acre parcel of ground for a parking lot.

14 And then there will be -- from the north Battle Mountain
15 road, headed back -- I call it to the east or to the west -- you
16 will have an easement and a right-of-way for fishing and nature
17 taking along the course of the river itself.

18 Having said that, we're about to wrap up some agreements.
19 And we would like to get this transfer -- this title transferred
20 to you I think this year; isn't it, Frank?

21 FRANK DIMICK: Yes.

22 BENNIE HODGES: Having said that, that's kind of a little
23 bit of background. And I'll turn it over to Frank here. And he
24 can give you some more details on this and the progress on it.

25 FRANK DIMICK: Just as a clarification on this, this land
26 would transfer to the county at no cost for the land. The land
27 itself is being donated by the Pershing County Water
28 Conservation District to you guys.

29 BENNIE HODGES: The district initially paid for and bought
30 the land many years ago.

31 FRANK DIMICK: So the -- the land will be transferred to
32 you for no cost for the land. There is a cost for title
33 transfer. For instance, we just have completed a survey of the
34 land. And your previous -- your predecessors authorized that
35 survey. And that bill will be coming to you in the very near
36 future. I just picked up the final maps to be recorded by your
37 county today from the surveyor. And that -- cost like that will
38 be what you will have to come up with.

39 The -- the law was passed by Congress in 19-- 2001. But
40 we've been working on it since 1996 to give you an idea of how

1 long it takes to work with the federal government.

2 We have completed all the NEPA compliance on this through
3 an EIS that was written. We have now completed all resources
4 cultural resources surveys.

5 The land that would be transferred to you is free of cultural
6 resources problems, except for the California Trail, which runs
7 through the parallel to the freeway on the west side of town
8 through that area you will be getting as -- for your industrial
9 areas.

10 The USBR is now working with the State Historical
11 Preservation Office and National Parks Service and the
12 California Trail Association to determine what needs to be done
13 about that.

14 I will mention that the only part that is of significance
15 as far as they are concerned, although the trail runs through
16 all of that property, is a very short piece up near the
17 northwest corner of that property, which is about a mile west of
18 town and about three-fourths of a mile off the freeway. So it's
19 kind of in a remote location and probably you will never, ever
20 get to. Because one of the things they may require you to do is
21 to fence that and keep it pristine-type thing. But that's very
22 small question.

23 There's eight segments found that trail along there, but
24 the only part you have to worry is half of segment seven and
25 half of -- all of segment eight, which are two small sections in
26 there.

27 CHAIRMAN GARNER: Isn't that where the marker's at?

28 FRANK DIMICK: I don't know if those are marked or not.
29 I'm not sure.

30 CHAIRMAN GARNER: There's a big marker.

31 BENNIE HODGES: You mean with the railroad T-markers like
32 this?

33 CHAIRMAN GARNER: No, there's a big marker out there
34 designating --

35 FRANK DIMICK: Could be.

36 CHAIRMAN GARNER: Designating.

37 FRANK DIMICK: Could be. And maybe that's all they're
38 going to require.

39 What they -- they will require somewhere between marking
40 and fencing off and mitigating of some sort, digging up relics

1 or whatever. We -- we don't know that until it's all -- the --
2 the negotiations are finished between SHPO, the Bureau of
3 Reclamation, and the National Park Service.

4 COMMISSIONER WAITS: With that part aside, is there any
5 other expenses in the actual transfer of land? Do we have to do
6 any environmental assessments or anything like that?

7 FRANK DIMICK: The environmental assessments are all
8 completed. The -- the culture resources have all been completed
9 and paid for.

10 The only thing left to do is whatever mitigation is
11 required for that portion of the California Trail. And we don't
12 know what that cost is going to be now.

13 COMMISSIONER WAITS: Yes.

14 FRANK DIMICK: But we've been assured it will be very
15 minimal cost on that.

16 COMMISSIONER WAITS: Thank you.

17 FRANK DIMICK: We have completed the survey of all the
18 lands, a -- a cadastral survey of all the lands. The bid on
19 that was \$18,800 at the maximum. So it should be some- --
20 something under that, but we don't know exactly what it's going
21 to be.

22 We have left to do a few things that will involve perhaps
23 working with your county staff.

24 One is the -- the issue of the Reese River flood control
25 dike.

26 We -- we are unable to find -- I have been unable to find out
27 what relationship that has to the property, who -- who built that.
28 We're fairly sure the Corps of Engineers built it. But we don't
29 know who is responsible for maintaining it. And is there a permit
30 for that? If anybody has any information on that, we would be
31 glad to do it.

32 BENNIE HODGES: Now, is there a proposal out right now to
33 even raise that levy some more?

34 COMMISSIONER BULLOCK: Correct.

35 FRANK DIMICK: Who -- who is going to be raising that?

36 COMMISSIONER BULLOCK: Well, it has to go through the Corps
37 of Engineers.

38 FRANK DIMICK: Yes.

39 COMMISSIONER BULLOCK: The problem that happened before is
40 the Corps of Engineers built it, FEMA did not accept it.

1 BENNIE HODGES: Really?

2 COMMISSIONER BULLOCK: So we're in negotiating right now to
3 make the levy up to the standards that FEMA will accept it.

4 FRANK DIMICK: Will the county be doing that or --

5 COMMISSIONER BULLOCK: The county is involved in it, but it
6 has to go through the Corps of Engineers.

7 FRANK DIMICK: Our problem is is that if the Corps of
8 Engineers built it, it was built on Bureau of Reclamation land
9 and there was no permit ever issued for that.

10 And now that you will be taking ownership of the land, what
11 responsibility will you as a county have for that portion of the
12 dike, which is on the land out by your livestock events center?

13 COMMISSIONER BULLOCK: According to the Corps of Engineers,
14 we have all the responsibility to maintain it.

15 FRANK DIMICK: Obviously.

16 COMMISSIONER BULLOCK: We're still looking into some of
17 these agreements ourselves. But -- but that's where it is at on
18 that.

19 FRANK DIMICK: Okay.

20 COMMISSIONER BULLOCK: And it's -- it's all being worked
21 out.

22 BENNIE HODGES: Commissioners, can I ask why FEMA didn't
23 accept it? Did they say it was too short or --

24 COMMISSIONER BULLOCK: Wasn't up to standards. Wasn't tall
25 enough.

26 BENNIE HODGES: It was pretty good, I thought.

27 FRANK DIMICK: Commissioner, we'll be working with you on
28 that to make sure as that title is transferred that there is the
29 proper permits and stuff for that, because you will then own the
30 underlying land underneath that flood control dike.

31 We have a question on the state highway right-of-way, the
32 freeway. Some of the land you will be getting is -- underlies
33 the Interstate 80 freeway. And there is an easement presently
34 on that. But the Bureau of Reclamation has with the state.
35 That particular document states that it cannot be assigned to
36 anybody. The Bureau of Reclamation contends all they're going
37 to do is give you all right, title, and interest to what they
38 have.

39 That's going have to be something that you and your legal
40 folks are going to have to work on as to whether you write a new

1 legal agreement with the state for that right-of-way or whether
2 you try to trust the one that's existing or how you work that.
3 But there is a document.

4 The interesting thing is that that document was originally
5 done when the freeway was completed. But later they modified
6 it. And when they modified it, they specifically put in there
7 the clause that it could not be assigned.

8 And so the legal people have to work on that. But that's
9 one of the issues we're working on. The surveys and everything
10 have been done on that easement. And that -- so it's just a
11 matter of working out the language and whether or not you want
12 to get a new easement with the State of Nevada or not for that
13 right-of-way.

14 There are also numerous easements and licenses for gas
15 lines, power lines, water lines, electric lines, telephone
16 lines, that we are identifying presently. And we will have to
17 then look at each one of those and see whether or not they can
18 be assigned from the federal government to you or they have to
19 be renewed.

20 My experience so far on this title transfer with these
21 properties and other -- Pershing County, for instance -- is the
22 licenses have expired. So you'll have to get new licenses. The
23 Bureau has not been very diligent in making sure their licenses
24 were current. Consequently, we will have go to the various
25 utility companies and get new licenses for them.

26 And the last -- the last item that we just mentioned very
27 briefly. And then that because it is coming is that in title
28 transfers like this, because of the -- the significance of it,
29 it might be appropriate for you to have some type of title
30 transfer ceremony where you have the Bureau come in and actually
31 present you with the title at a commissioners meeting or
32 something that -- which you can get a little bit of publicity.
33 You are getting a thousand acres of land around your -- your
34 community here that will be very useful to you and have some
35 great opportunities for recreation, as well as your Livestock
36 Event Center, as well as your business expansion.

37 Any questions on this?

38 CHAIRMAN GARNER: Sounds good.

39 COMMISSIONER BULLOCK: Now this -- this transfer -- because
40 you are -- you've received federal monies for all of this,

1 right? And it's a --
2 FRANK DIMICK: No.
3 COMMISSIONER BULLOCK: No grants?
4 BENNIE HODGES: We're paying for it.
5 FRANK DIMICK: You have been paying your share. There's an
6 agreement between you and the Pershing County Water Conservation
7 District that you pay 50 percent of the cost of the -- the title
8 transfer, except for the land costs.
9 And so, like, the survey you have to pay 100 percent of
10 that.
11 COMMISSIONER BULLOCK: No, I understand for all of that.
12 But up to this point, did you guys receive federal grants for
13 this land or anything at any --
14 BENNIE HODGES: No.
15 COMMISSIONER BULLOCK: -- time.
16 BENNIE HODGES: No.
17 COMMISSIONER BULLOCK: Okay, it's --
18 BENNIE HODGES: All this land --
19 COMMISSIONER BULLOCK: I have letter here in front of me
20 which is contradicting that statement.
21 BENNIE HODGES: Okay. Let me --
22 COMMISSIONER BULLOCK: And that's why --
23 BENNIE HODGES: -- give you a -- in the year 1930 --
24 COMMISSIONER BULLOCK: I need this out here.
25 BENNIE HODGES: In the early 1930s, the commissioners or
26 some of the board members of the water district come up through
27 the country here. And they were looking for willing sellers and
28 willing buyers in the Battle Mountain area, the Aldous and the
29 Filippini family.
30 They signed agreements, options, to purpose these lands at a
31 set price, free market.
32 And went back, presented to the Bureau of Reclamation, here's
33 what we have lined up in Battle Mountain -- and in the Battle
34 Mountain area. And here's what was lined up in the Valmy area.
35 Reclamation then said, okay, you now have secured enough
36 water rights to justify the existing water rights; you have to
37 build a reservoir.
38 Those were all purchased at market value. And the deal was
39 set by the Aldous family and the Filippini family, which in turn
40 the district paid off in 40 years in the Bureau of Reclamation.

1 There's two types of lands in these projects here. There's
2 withdrawn lands, like would be BLM grounds or federal grounds
3 that were withdrawn for the projects.

4 And then there were lands that were acquired for the
5 projects that were paid for, for the project.

6 That's all of these lands up here.

7 Those were acquired specifically for the project.

8 There was no grants. There was no federal monies involved.

9 Now, one of the things people like to harp on in the
10 construction of the Humboldt Project, the money was interest
11 free. We paid 100 percent of the cost. But the money was
12 interest free. But in the mid-30s that was the law. They were
13 trying to develop the west and get people to come out here. And
14 that's what happened.

15 COMMISSIONER BULLOCK: Okay.

16 FRANK DIMICK: All the lands that will be transferred
17 to you were -- are what we call fee title lands. They were
18 actually privately owned by the Bureau of Reclamation with a
19 deed. They are not federal lands. They are owned by the Bureau
20 of Reclamation.

21 And we paid the cost, fully we paid by the -- one of the
22 requirements of the title transfer under federal regulations is
23 that the federal treasury must be kept whole. And because of
24 that, then for instance, the -- the land that transfer that may
25 be withdrawn lands has to be a paid for at the current market
26 value. But these lands were paid for when they were originally
27 purchased from the farmers.

28 COMMISSIONER BULLOCK: Okay.

29 FRANK DIMICK: If -- if some people would constr- -- some
30 people may construe the fact that by having the interest-fee
31 loan, they got a grant from the government for that. But that's
32 -- that was the agreement. That was the law of Congress. And
33 that's what was (indiscernible).

34 COMMISSIONER BULLOCK: Okay. I guess the only question I
35 got is: Okay, you're -- you're a water district. Of course
36 we're a -- a public ent- -- or a public entity. Do we have to
37 publicize this for a public meeting --

38 DEPUTY DISTRICT ATTORNEY TING: Um.

39 COMMISSIONER BULLOCK: -- to have the transfer? Can there
40 be protests, I guess is what I'm -- or -- do you follow where

1 I'm going?

2 DEPUTY DISTRICT ATTORNEY TING: Yeah. Whatever
3 requirements need to be met, will be looked into, and we'll let
4 you guys know. This is the -- yeah.

5 Yeah. Yeah. We'll look into anything. And any
6 requirements, including a public meeting, advertising it.

7 FRANK DIMICK: We had -- under the -- under the
8 environmental documentation process, we did have public meetings
9 here in Battle Mountain concerning the title -- proposed title
10 transfer.

11 And so those were held in about -- in about mid- -- no
12 later than that, I think, about 2000 and -- I can't remember.

13 COMMISSIONER BULLOCK: Okay. So there has been a public
14 meeting? We can find records of that?

15 FRANK DIMICK: We did have public meetings. We had them
16 over at the BLM building across the freeway. And --

17 COMMISSIONER BULLOCK: Okay.

18 FRANK DIMICK: -- so we did have public meetings here under
19 the EIS and under NEPA compliance. Yes.

20 COMMISSIONER BULLOCK: All right.

21 BENNIE HODGES: We did our meetings in Lovelock, Battle
22 Mountain, and in Reno.

23 COMMISSIONER BULLOCK: Okay.

24 FRANK DIMICK: Yes.

25 COMMISSIONER WAITS: So why do we have such a delay? I
26 guess --

27 BENNIE HODGES: Federal government.

28 COMMISSIONER WAITS: -- between there and here.

29 COMMISSIONER MASON: Yeah. Right.

30 COMMISSIONER WAITS: That says it all.

31 FRANK DIMICK: I think the process of NEPA compliance.
32 NEPA -- because of the land involved -- in this particular case,
33 there's about 80,000 acres of land involved total. Because
34 there's land here, down at Rye Patch, and also in the Humboldt
35 Sink clear down by Fernley.

36 Because of the extent of that, they required an
37 environmental impact statement, which took about two to three
38 years to do at a cost of over a million dollars, which you paid
39 a share of that. Don't get me wrong. You guys paid your share
40 of that.

1 We then had to go and do cultural resources, to do cultural
2 resources on a large piece of ground like this is out here,
3 about 30,000 acres total took -- what? -- four years to do the
4 survey, about four years to do the survey by the federal
5 government.

6 And now, it's been a process of trying to figure out what
7 to do with those cultural resources. We've been struggling with
8 that for about three to four years now.

9 They found -- just to briefly explain why it's taken so
10 long -- they found about 30 sites on the pasture here out north
11 and east of town of which there were 30 sites that qualified for
12 the National Historic Register. Those sites have to be mitigated.
13 Under the -- under the National Historic Preservation Act, section
14 106, it says that the mere signature of the secretary transferring
15 lands out of federal ownership to private ownership is an
16 impact -- adverse impact to those cultural resources.

17 Consequently they have to be mitigated. Well, we've been
18 discussing trying to work between SHPO, the advisory council --
19 the National Advisory Council, and the Bureau of Reclamation,
20 and us as to what that mitigation would be (indiscernible).

21 COMMISSIONER WAITS: Okay. So other than the one we spoke
22 of earlier with the trail, everything else has been mitigated so
23 our -- our total then is the 900 and some plus acres.

24 FRANK DIMICK: Yours -- your 900 and some acres, the only
25 site on that was the trail --

26 COMMISSIONER WAITS: Okay.

27 FRANK DIMICK: -- that had to be -- that will have to
28 mitigated. And it's just a small portion, the very north.

29 BENNIE HODGES: You were lucky.

30 FRANK DIMICK: Yeah. You were lucky. The other -- the
31 other sites were on this land that we've been (indiscernible).

32 COMMISSIONER WAITS: So on all these portions we've been
33 paying, it's been on roughly under a thousand acres that we're
34 paying our share on all this time. It hasn't been on more?

35 FRANK DIMICK: I'm sorry. I didn't understand.

36 COMMISSIONER WAITS: How -- how we've been prorating our
37 share of what we've been paying has been on the thousand acres,
38 not --

39 FRANK DIMICK: Yes, that's correct.

40 COMMISSIONER WAITS: Okay. Thank you.

1 FRANK DIMICK: You're -- it's a per -- based on a
2 percentage acre-wise for the -- for the cultural resources all
3 on a percentage acre-wise. And so it was between you, the State
4 of Nevada, and the district paid 50 percent of the cost. The
5 recipients have to pay 50 percent. The Bureau of Reclamation
6 pays the other 50 percent.

7 COMMISSIONER WAITS: Okay. Thank you.

8 FRANK DIMICK: I don't remember exactly what your
9 percentage came out to be.

10 COMMISSIONER WAITS: No, that's okay. I -- I --

11 FRANK DIMICK: One-thirtieth of the cost.

12 COMMISSIONER WAITS: My only concern was: Did we have
13 2,000 acres we've been paying on and all the rest has been --

14 BENNIE HODGES: No.

15 COMMISSIONER WAITS: -- mitigated? So we're actually
16 getting back the thousand that we've been using the whole time
17 --

18 FRANK DIMICK: Right.

19 COMMISSIONER WAITS: -- roughly.

20 FRANK DIMICK: That's correct.

21 COMMISSIONER WAITS: Thank you.

22 BENNIE HODGES: Your monies went to your grant and not
23 everybody else's.

24 COMMISSIONER WAITS: Thank you.

25 FRANK DIMICK: We're hoping to have this transferred by the
26 end of this year. And that's our goal. That's the Bureau of
27 Reclamation's goal.

28 In fact, we have a meeting next Tuesday with Congressman
29 Amodei and -- and the Bureau of Reclamation, and the environment
30 -- the cultural resources people to try to hammer out the final
31 stuff on this. So we're getting there. It's a slow process
32 though.

33 Benny and I thought we would be retired a long time ago.

34 BENNIE HODGES: We were -- (indiscernible).

35 COMMISSIONER BULLOCK: Thank you.

36 COMMISSIONER STIENMETZ: Thank you.

37 BENNIE HODGES: Thank you, fellows. Have a good day.

38 COMMISSIONER WAITS: I can see you've got some time
39 involved here.

40 CHAIRMAN GARNER: Do we have public comment on this?

1 COUNTY CLERK SULLIVAN: You can come forward.
2 JERALD LaMIAUX: Yeah, I just.--
3 COMMISSIONER STIENMETZ: State your name, please.
4 JERALD LaMIAUX: I was one of the people that they were --
5 Jerald LaMiaux, former commissioner.
6 I -- I presented you with a -- a little summary of -- of
7 what was going on here, so --
8 BENNIE HODGES: Can I sit here and look? I read lips. So
9 excuse me.
10 JERALD LaMIAUX: Mr. Hodges and I know each other from a
11 long, long time.
12 BENNIE HODGES: Yes, we do.
13 JERALD LaMIAUX: Since the mid-90s as a matter of fact.
14 And we haven't always seen eye to eye, but I certainly like the
15 man.
16 I wanted to call attention also to the history of the
17 Humboldt Project. The contract that they referenced in which
18 they were to pay the entire amount back was in fact in that
19 contract.
20 They also in that contract was a -- a very specific
21 statement that said the BOR will retain title to all lands and
22 properties and assets for the project. Period.
23 Everybody signed that. So everybody with the -- with the
24 district signed that. So what I'm trying to say is that there's
25 no -- no moral imperative that they own it. They had bargained
26 to get water rights, to get a dam built, to get the irrigation
27 system going, and they got it.
28 And they made good use of it over the many years. And I --
29 I -- I applaud them for that.
30 But Lander County, on the other hand, was on the other end
31 of that. They lost the ranches. They lost the water rights
32 forever. They lost the tax base.
33 And now, to compound that, we're talking about giving land,
34 22,000 acres roughly, completely -- almost completely
35 surrounding this town.
36 And why does a -- does a -- water district with status as a
37 quasi government entity in the state need land holdings in
38 Lander County? Why is that? That doesn't make sense to me.
39 That's why I've always resisted this.
40 The -- the size of the -- of the -- of the amount of land

1 to be transferred is -- is -- as you might have seen in the maps
2 that I -- that I gave you. Those maps are from the EIS from --
3 from the EIS document for -- by the district.

4 Pershing County Water Conservation District has been a
5 long-time consistent beneficiary of public largess. Not only
6 did they get a million-dollar loan, so-called, or a -- a payment
7 with no interest, which effectively they paid back, giving --
8 using a present-value analysis, they paid back roughly 50- -- 51
9 percent of that. In today's dollars, it would be like
10 \$14 million. In \$95 it would have been about \$14 million --
11 about 20 dol- -- 20 million today. And they paid 51 percent of
12 that back. Good deal.

13 They continue getting subsidized. We are continuing --
14 there's a \$4.4 million project recently completed in which they
15 paid 15 percent. The state paid the 3.7 or -- -8 million that
16 was left. So this is not a stand-on-its-own-feet type of
17 operation. This is a quasi-governmental subsidized co-op or --
18 or irrigation district.

19 JERALD LaMIAUX: Their -- their reason for having land in
20 this county is beyond me. I never -- I never understood that.
21 That was my comment. Thank you.

22 BENNIE HODGES: Can I make a comment to that?

23 First I'd like to address the repayment. The repayment
24 portion was for 40 years at zero percent. And that contract was
25 paid off in 1976.

26 The district has always felt once you've paid something off,
27 especially the acquired lands that you physically paid for
28 yourself, you should have title to it.

29 As far as -- that's like saying that today's value, that that
30 wasn't a fair deal.

31 If you buy a house today and you pay on it for 30 years, you
32 can't come and in and say, well, you got a good deal back then.
33 That doesn't equate. That was the law of the land. That was
34 congressional law. The President in 2002 signed the law that made
35 the title transfer of the Humboldt Project.

36 There was another thing I was going to say. I can't remember
37 now.

38 But basically, let's talk about -- when we're talking about
39 the Water Smart Project. We did. We applied for what they call
40 a water smart project or a water conservation grant. And we

1 presented that land. We presented a scenario. And that board
2 for funding water projects goes through, and they picked out the
3 ones that they thought would be the best and the most beneficial
4 to everybody involved.

5 Yes, irrigation got a benefit. Recreation got a benefit.
6 Wildlife got a benefit. And so did sportsmens get a benefit. So
7 that is a win-win situation. But we were competing with many
8 other things -- with many other applic- -- applicants for that --
9 for that grant.

10 The board's financial water project fit us in there. And
11 because of what we did with it, they thought it was the most
12 beneficial.

13 It was an application process that we qualified for and we
14 won.

15 Thank you.

16 COMMISSIONER BULLOCK: Thank you.

17 CHAIRMAN GARNER: Thank you.

18 COMMISSIONER STIENMETZ: Thank you.

19
20 12) Discussion for possible action regarding approval/disapproval
21 of the Agreement between Lander County and the Battle
22 Mountain Motocross Board for lease of a parcel of land
23 located in Sections 26 and 35, T31N, R45E, MDB&M, Battle
24 Mountain, for the purpose of maintaining a non-profit
25 motocross dirt track; and other matters properly related
26 thereto.
27

28 CHAIRMAN GARNER: Discussion for possible -- twelve,
29 discussion for possible action regarding approval/disapproval of
30 the agreement between Lander County and the Battle Mountain
31 Motocross Board for lease of a parcel of land located in
32 Sections 26 and 35, T31N, R45E, MBD&M, Battle Mountain, for the
33 purpose of maintaining a non-profit motocross dirt track; and
34 other matters properly related thereto.

35 CANDY TOOLEY: Good morning. Candy Tooley, Battle Mountain
36 Motocross.

37 CHAIRMAN GARNER: Good morning, Candy.

38 COMMISSIONER STIENMETZ: Good morning.

39 CANDY TOOLEY: Good morning.

40 CHAIRMAN GARNER: So we have a new agreement for you guys?

1 CANDY TOOLEY: Okay.

2 CHAIRMAN GARNER: Nothing changed besides the -- just
3 the -- the legal definitions of it; correct?

4 COMMISSIONER STIENMETZ: Yeah, you actually have a legal
5 description.

6 CHAIRMAN GARNER: Exactly.

7 COMMISSIONER STIENMETZ: Shows a description of your
8 property now.

9 CANDY TOOLEY: Oh, okay.

10 COMMISSIONER STIENMETZ: That's what's in there.

11 CANDY TOOLEY: And I know Troy did come work on some of
12 that.

13 CHAIRMAN GARNER: Yeah. It's just so they can -- actually
14 all three complexes never had an actual legal description.

15 CANDY TOOLEY: Okay.

16 CHAIRMAN GARNER: So now you guys actually have a legal
17 description. So they could effectively split the back side of
18 that for the archery club.

19 CANDY TOOLEY: Oh, okay.

20 COMMISSIONER WAITS: I just have a quick question on the
21 insurance.

22 CANDY TOOLEY: Mm-hm.

23 COMMISSIONER WAITS: Do you have an annual policy --

24 CANDY TOOLEY: Yes.

25 COMMISSIONER WAITS: -- that you send to us? Because I
26 know the contract says, or every seven days -- or seven days
27 before one of your events. And I thought, do you buy
28 individually or all at once?

29 CANDY TOOLEY: No we buy once a year.

30 COMMISSIONER WAITS: Okay. I don't think we have that on
31 file.

32 CANDY TOOLEY: Okay. And I can get that to you.

33 COMMISSIONER WAITS: Please do.

34 CANDY TOOLEY: Okay.

35 COMMISSIONER WAITS: I'm also noticing this is --

36 CHAIRMAN GARNER: Last year it was provided.

37 COMMISSIONER WAITS: That it was an increase?

38 CHAIRMAN GARNER: No, last year their insurance was
39 provided.

40 COMMISSIONER WAITS: No, I -- I heard that. Thank you.

1 I'm -- I was looking for a current one. And I didn't see it.
2 That's all.

3 CHAIRMAN GARNER: Oh.

4 CANDY TOOLEY: And was it just renewed.

5 COMMISSIONER WAITS: No, what I meant was there was an
6 increase. It looks like the time frame? That it usually
7 doesn't come to us until September 30th. So we're just amending
8 it because of the -- the new legal information. And now it will
9 go from June to June, right?

10 CHAIRMAN GARNER: Correct.

11 COMMISSIONER WAITS: So -- is that right? Okay.

12 CANDY TOOLEY: Okay. Perfect.

13 COMMISSIONER WAITS: Great. And everything is going well?
14 Your attendance as well?

15 CANDY TOOLEY: Yes, it is. We just had an event last
16 weekend which was --

17 COMMISSIONER WAITS: The mud bogging.

18 CANDY TOOLEY: -- well attended.

19 COMMISSIONER STIENMETZ: No, not --

20 COMMISSIONER WAITS: Oh, yeah. Yes.

21 COMMISSIONER STIENMETZ: Are you guys going to have a night
22 event?

23 CANDY TOOLEY: Yes, we have another one scheduled
24 July 25th.

25 COMMISSIONER STIENMETZ: All right, because I know that was
26 the reason for getting the lights in there, so you could have --

27 CANDY TOOLEY: Yes.

28 COMMISSIONER STIENMETZ: -- a night event.

29 CANDY TOOLEY: Yes.

30 CHAIRMAN GARNER: There was an event last weekend.

31 COMMISSIONER STIENMETZ: Yeah, but was it at night?

32 CHAIRMAN GARNER: Yeah.

33 CANDY TOOLEY: Yeah, both events --

34 COMMISSIONER STIENMETZ: I didn't know. I didn't go by
35 there.

36 CANDY TOOLEY: Both events were at night.

37 COMMISSIONER STIENMETZ: All right. I didn't know that.
38 That's why I was asking.

39 COMMISSIONER WAITS: Do you have a website or some way to
40 advertise it more in the other areas?

1 CANDY TOOLEY: Oh, we do go in with the Circle Track on
2 with theirs. And we are on the -- the Lander County --
3 COMMISSIONER STIENMETZ: Website?
4 CANDY TOOLEY: With Paula or --
5 COMMISSIONER WAITS: Calendar?
6 CANDY TOOLEY: Yes, the calendar. But we haven't really
7 gotten our own started yet.
8 CHAIRMAN GARNER: But they're also -- aren't you in the
9 series with Carlin too?
10 CANDY TOOLEY: Yes.
11 CHAIRMAN GARNER: So Carlin, --
12 CANDY TOOLEY: Correct.
13 CHAIRMAN GARNER: -- they --
14 CANDY TOOLEY: We are with the -- the Gold Rush, their
15 series during the year. So we advertise out with them also.
16 COMMISSIONER WAITS: Thank you.
17 COMMISSIONER MASON: What was the question about the legal
18 description originally? What did you guys ask for?
19 COMMISSIONER STIENMETZ: Well, we just -- we had it
20 surveyed so that we had a legal description of the racetrack.
21 COMMISSIONER MASON: I think it's on the last page here.
22 Did you see it?
23 CHAIRMAN GARNER: That's what the survey is about.
24 COMMISSIONER WAITS: Yeah, that's what's new.
25 COMMISSIONER BULLOCK: That's what we're doing.
26 COMMISSIONER WAITS: Yeah, that's what we're saying.
27 COMMISSIONER STIENMETZ: That's what we're doing. We're
28 approving that as part of their thing.
29 COMMISSIONER BULLOCK: I'll make a motion the commission
30 approve the agreement between Lander County and the Battle
31 Mountain Motocross Board for lease of a parcel of land located
32 in sections 26 and 35, T31N, R45E, MDB&M Battle Mountain for the
33 purpose of maintaining a nonprofit motocross dirt track.
34 COMMISSIONER STIENMETZ: I'll second the motion.
35 CHAIRMAN GARNER: Any public comment?
36 (No comment.)
37 CHAIRMAN GARNER: All those in favor?
38 COMMISSIONER STIENMETZ: Aye.
39 CHAIRMAN GARNER: Aye.
40 COMMISSIONER WAITS: Aye.

1 COMMISSIONER MASON: Aye.
2 COMMISSIONER BULLOCK: Aye.
3 COMMISSIONER WAITS: Do you -- do you have your 501C?
4 CANDY TOOLEY: It's in the process.
5 COMMISSIONER WAITS: Okay, when you --
6 CANDY TOOLEY: It was all new for us --
7 COMMISSIONER WAITS: When you get that --
8 CANDY TOOLEY: -- this year. So --
9 COMMISSIONER WAITS: Thank you.
10 CANDY TOOLEY: Thank you.
11 CHAIRMAN GARNER: Let's take a ten-minute break.

12
13 (Break taken between 10:26 a.m. and 10:37 a.m.)
14

15 CHAIRMAN GARNER: Call the meeting back to order.
16

17 13) Discussion for possible action regarding the possibility of
18 creating a Master Plan Committee, including appointment of
19 members to the committee; and other matters properly related
20 thereto.
21

22 CHAIRMAN GARNER: Thirteen, discussion for possible action
23 regarding the possibility of creating a Master Plan Committee,
24 including appointment of members to the committee; and other
25 matters properly related thereto.

26 COMMISSIONER WAITS: I thought we already had this. Isn't
27 that what the planning commission is working on is the master
28 plan?

29 CHAIRMAN GARNER: I don't know what this is.

30 COMMISSIONER MASON: Oh, it was the airport master plan.

31 COMMISSIONER WAITS: I -- I thought --

32 COMMISSIONER MASON: Well, J-U-B.

33 COMMISSIONER WAITS: -- for sure we had a county master
34 plan.

35 COMMISSIONER GARNER: We do.

36 COMMISSIONER MASON: No.

37 COMMISSIONER WAITS: No?

38 COMMISSIONER MASON: No. I don't think so.

39 The last master plan that came before the commission was
40 about the airport.

1 CHAIRMAN GARNER: Yeah.

2 COMMISSIONER MASON: And that was needed. I mean, we

3 really needed to update that.

4 JIM OLSON: Right.

5 CHAIRMAN GARNER: Who put this on?

6 COMMISSIONER MASON: But do you have an idea --

7 COMMISSIONER STIENMETZ: I thought the county had a master

8 plan.

9 UNIDENTIFIED PARTICIPANT: I thought they did too.

10 COMMISSIONER MASON: How you want to run that? I -- I

11 mean, I would like to see you on as keeping the master plan

12 together.

13 CHAIRMAN GARNER: We have a master plan.

14 UNIDENTIFIED PARTICIPANT: Yeah, we do.

15 CHAIRMAN GARNER: The county --

16 COMMISSIONER MASON: Yeah, I know. But it's -- this is a

17 committee to expand the master plan.

18 CHAIRMAN GARNER: For what?

19 COMMISSIONER MASON: To look int- -- huh? -- -- for -- as

20 far as I know.

21 COMMISSIONER STIENMETZ: Update.

22 COMMISSIONER MASON: Who put this in?

23 JIM OLSON: Not I.

24 CHAIRMAN GARNER: Not I.

25 COMMISSIONER WAITS: Not me.

26 COMMISSIONER BULLOCK: You asked for it on the last --

27 COMMISSIONER MASON: Oh, okay. I did. Yeah. Well, that

28 was --

29 COMMISSIONER BULLOCK: -- the last commission meeting.

30 COMMISSIONER MASON: All right. But I didn't sign this

31 thing, you know. So that kind of surprised me when I read it

32 too.

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

34 CHAIRMAN GARNER: I'll second that. I can't. Go ahead.

35 COMMISSIONER STIENMETZ: I'll second the motion.

36 COMMISSIONER MASON: Until when?

37 COMMISSIONER STIENMETZ: Until we determine what we need.

38 CHAIRMAN GARNER: Any public comments?

39 COMMISSIONER MASON: This came up because of the planning

40 commission wanted a committee to start working on a master plan.

1 expansion of Battle Mountain.

2 COMMISSIONER BULLOCK: The planning commission is the
3 committee.

4 CHAIRMAN GARNER: Yeah.

5 LURA DUVALL: Lura Duvall, assessor. Might not be a bad
6 idea to just kind of review and update the existing master plan.
7 But we do have an adopted master plan. It's just that it
8 hasn't really been reviewed. And there has been some
9 transitional changes demographically since that time that it
10 might not be a bad idea to just do a review and update.

11 CHAIRMAN GARNER: But that's what they --

12 LURA DUVALL: I think it would be initiated by the planning
13 commission.

14 CHAIRMAN GARNER: That's what they do.

15 COMMISSIONER STIENMETZ: Yeah, the planning commission --

16 CHAIRMAN GARNER: And they just did one.

17 COMMISSIONER STIENMETZ: -- should do that and then they
18 give it to us to approve it.

19 CHAIRMAN GARNER: They just did it. They just did north of
20 the tracks three years ago and readjusted a bunch of stuff over
21 there.

22 LURA DUVALL: No. That was zoning compliance. That's
23 totally --

24 CHAIRMAN GARNER: But, I mean, that was part of their
25 master plan review; remember?

26 LURA DUVALL: But I think this sh- -- goes back to them.

27 CHAIRMAN GARNER: Yeah.

28 COMMISSIONER STIENMETZ: Yes.

29 LURA DUVALL: But not a bad idea to just revisit it every
30 so many years. And I think that's kind of standard with the
31 planning commission. So I'm surprised to see it on this agenda.

32 CHAIRMAN GARNER: We are too.

33 Any public?

34 (No comment.)

35 CHAIRMAN GARNER: All those in favor?

36 COMMISSIONER BULLOCK: Aye.

37 CHAIRMAN GARNER: Aye.

38 COMMISSIONER WAITS: Aye.

39 COMMISSIONER MASON: Aye.

40 COMMISSIONER STIENMETZ: Aye.

1 TREASURER

2
3 14) Discussion for possible action regarding the following items
4 related to the County credit card: a) approval/disapproval of
5 the current "ELITE" credit card to stay active until the new
6 "ELITE" credit card is in production; b) approval/disapproval
7 of the application for a new "ELITE" credit card; c)
8 approval/disapproval for Lander County Treasurer Grace Powrie
9 to be the designated Company Contact Administrator; d)
10 approval/disapproval for each Elected Official and Department
11 Head to be issued a credit card; e) approval/disapproval to
12 give Elected Officials the authority to set their credit card
13 limits not to exceed \$10,000.00; f) approval/disapproval to
14 give the Executive Director the authority to set Department
15 Head credit card limits not to exceed \$5,000.00; g)
16 approval/disapproval of the Maximum Combined County limit to
17 be \$125,000.00; h) approval/disapproval of the Authorization
18 to Borrow Letter; and other matters properly related thereto.
19

20 CHAIRMAN GARNER: Fourteen, discussion for possible action
21 regarding the following items related to the county credit card:
22 a) approval/disapproval of the current ELITE credit card to stay
23 active until the new ELITE credit card is in production; b)
24 approval/disapproval of the application for the new ELITE credit
25 card; c) approval/disapproval for Lander County Treasurer, Grace
26 Powrie, to be the designated company contact administrator; d)
27 approval/disapproval for each elected official and department
28 head to be issued a credit card; e) approval/disapproval to give
29 elected officials the authority to give their credit card limits
30 not to exceed 10,000; f) approval/disapproval to give the
31 Executive Director the authority to set the department head
32 credit card limits not to exceed 5,000; g) approval/disapproval
33 of the maximum combined county limit to be 125,000; h)
34 approval/disapproval of the authorized -- authorization to
35 borrow letter; and other matters properly related thereto.

36 GRACE POWRIE: Good morning.

37 COMMISSIONER MASON: Hey.

38 COMMISSIONER WAITS: Good morning, Grace.

39 GRACE POWRIE: Sorry, Steve, I have two in one hand there.

40 COUNTY CLERK SULLIVAN: Do you have an additional one for

1 the packet?

2 GRACE POWRIE: I will, yes.

3 COUNTY CLERK SULLIVAN: Okay. Thank you.

4 COMMISSIONER WAITS: I have a --

5 GRACE POWRIE: I had been approached a year ago, even two
6 years ago, for the county to have credit cards, you know, the
7 individual department heads and the elected officials. And
8 we've made due with the one we've had.

9 And I think a year ago we came in and instead of doing new
10 credit cards, we chose to pay on the credit card -- the existing
11 credit card twice a month so that we could keep the balance down
12 so that we didn't max out. I think our limit's only 5,000 on
13 our county credit card right now. It isn't sufficient.

14 CHAIRMAN GARNER: No.

15 GRACE POWRIE: It -- it has been a very big obstacle in our
16 path for the elected officials to send our staffs to trainings
17 and to conferences as well as whatever the department heads are
18 going through.

19 So I have been approached by a couple of department heads.
20 The finance director, myself have spoke about this. I talked to
21 the executive director and also some elected officials. And
22 they asked me to bring this before you to see if we could get
23 this going.

24 So the card we have today is an ELITE card, but it's --
25 it's -- I can't raise the maximum. The -- what am I trying to
26 say? I'm just blanking.

27 COMMISSIONER WAITS: Credit limit?

28 GRACE POWRIE: The limit. Yes. I can't raise the limit on
29 it. So we're stuck. I can't add any new signers to it. So
30 what the best thing I can see is to just keep it running the way
31 it's running until we can get a new one initiated and going and
32 then we'll phase that one out.

33 And so the stipulations on it. The minimum application has
34 to be 10,000. I'm asking for the county limit to be 125,000.

35 We have to have at least three cards. And I'm asking that
36 each elected official and each department head be allowed to have
37 one to have each of their departments function properly.

38 I would be the administrator of that. The minimum is 500.
39 We can make the maximum whatever you want. I'm recommending
40 10,000 for the elected official cards and 5,000 for the department

1 cards.

2 I can drop them to 500 at any time, but I can't drop them
3 less than 500.

4 I can raise them to the ten or the five if that's approved
5 by the board when they need that money. And then we can drop it
6 back down so the fraud limit is less.

7 So I have a lot of control over the amount of money each
8 department, you know, needs. I can -- I can recommend that they
9 keep it down to 1,000 or 2,000 but then if they see a big need to
10 go to a conference that's very expensive, I can raise that.

11 The accountability will come through my office. If I don't
12 get the backup and I cannot -- I mean, we're going to have to pay
13 the card. But if I can't get the backup, then can I shut any
14 particular one card down at any time without affecting the other
15 departments.

16 So if you are going to be a -- if you're going to be
17 negligent, then I can -- I can shut that down. And I would like
18 the right to do that. I would like to have the authority to --

19 COMMISSIONER STIENMETZ: Need to control.

20 GRACE POWRIE: -- need to monitor it and so it runs
21 smoothly. And if I have a -- a person that's not ap- --
22 complying to get things in on time, I'd like to be able to use
23 that as my leverage until I get the -- the paperwork before they
24 charge anything more.

25 But that's the -- that's the gist of it. Basically, there's
26 a driver's license I would need from each person and the -- their
27 phone number. And they fill out an enrollment card. And then I
28 send them all in. And then we'll get a card for everybody. They
29 will have their name on it. So I would -- I would ask that the --
30 the card is given out in the name of the driver's license so that
31 you can show identification, you know, for Lander County.

32 And that's -- that's the gist of it.

33 CHAIRMAN GARNER: I don't have a --

34 COMMISSIONER STIENMETZ: I was just going to ask: By using
35 this card, it also lets them know so you can get the government
36 rate because it's a government credit card; right?

37 GRACE POWRIE: Yes.

38 COMMISSIONER STIENMETZ: That would help everybody --

39 GRACE POWRIE: It will say Lander County on it, yes.

40 COMMISSIONER STIENMETZ: Yeah.

1 CHAIRMAN GARNER: Well --
2 COMMISSIONER STIENMETZ: That's good.
3 CHAIRMAN GARNER: -- that's my question. I don't have a
4 problem with this. I think it's a long time coming.
5 What I have problem with where -- what's -- what rate --
6 what's the government rate you're talking about or whatever?
7 COMMISSIONER STIENMETZ: For motel rooms.
8 GRACE POWRIE: Oh, he -- he's saying you get a discount
9 when you go motel rooms if you're a government employee. And
10 it's hard to prove you're a government employee unless you take
11 letterhead or a business card. Because when it said Rogene
12 Hill, or if you're paying it with your personal card, it's very
13 difficult to prove that you are --
14 CHAIRMAN GARNER: I was just --
15 GRACE POWRIE: -- a county person.
16 CHAIRMAN GARNER: I was just going to recommend that if
17 you -- I don't know how you or if you can -- but could you go
18 through a different company, like a company that gives re- --
19 I mean, if you're going to put this much -- amount of money
20 through a credit card, why can't we get sky miles for it? Why
21 can't we get GM credit card? Why can't we get --
22 GRACE POWRIE: Most of the time --
23 CHAIRMAN GARNER: -- this towards our -- our --
24 GRACE POWRIE: -- government entities don't --
25 CHAIRMAN GARNER: -- towards our government --
26 GRACE POWRIE: -- get kickbacks as a general rule. I don't
27 know the answer to that, but I would question that. That would
28 have to be a legal question.
29 CHAIRMAN GARNER: Well, I mean, if you use the card,
30 period, you get sky miles or whatever.
31 GRACE POWRIE: Mm-hm.
32 CHAIRMAN GARNER: That would all be a collected -- then
33 when you need to buy a plane ticket most of the time for running
34 this much money through a credit card, the plane tickets would
35 be free.
36 GRACE POWRIE: I'm following you. I don't know the answer
37 to that.
38 CHAIRMAN GARNER: Just a thought. I mean, I use the GM
39 credit card for flight. And I never pay for flying personally.
40 But if you set it that way, there's incentive programs with

1 those cards. If we use a lot of money through these cards, it
2 could get a lot of air miles or --

3 COMMISSIONER BULLOCK: I think you got to be careful
4 though, because you can't accept perks --

5 COMMISSIONER STIENMETZ: Right.

6 COMMISSIONER BULLOCK: -- as a county official.

7 CHAIRMAN GARNER: No, the county itself can accept --

8 COMMISSIONER BULLOCK: I understand that.

9 CHAIRMAN GARNER: -- the miles and then purchase tickets
10 through.

11 COMMISSIONER BULLOCK: And we just need to be a little
12 careful. But also my concern on this too though --

13 GRACE POWRIE: That what's the --

14 COMMISSIONER BULLOCK: -- is if you issue these cards to
15 individuals, do they understand this is going to reflect on
16 their credit rating?

17 It will reflect. Because if you go to get a loan, it's going
18 to show you have the ability to charge this much amount. It goes
19 against people's credit ratings by having a credit card with a
20 limit on it. It will affect the credit rating.

21 NAN ANCHO: But those -- Nan Ancho. If the cards are
22 issued in your name with your Social Security or your driver's
23 license, yes, it does go on your report.

24 CHAIRMAN GARNER: I think the county -- the county would --
25 would be the EIN number, though. You wouldn't use your
26 personal --

27 GRACE POWRIE: Right.

28 CHAIRMAN GARNER: You wouldn't use your personal Social
29 Security number.

30 NAN ANCHO: What information do they ask for on these
31 cards?

32 CHAIRMAN GARNER: Just a driver's license.

33 NAN ANCHO: Just a phone number?

34 GRACE POWRIE: It's the tax ID number --

35 CHAIRMAN GARNER: Yeah.

36 GRACE POWRIE: -- of the county.

37 CHAIRMAN GARNER: Yeah. So it wouldn't a- -- it wouldn't
38 reflect.

39 GRACE POWRIE: I think we're okay there.

40 COMMISSIONER BULLOCK: Okay.

1 COMMISSIONER WAITS: I have a question on the amounts,
2 approve each elected official card limit with a maximum of
3 10,000.

4 COMMISSIONER MASON: Well, she can limit the amount.

5 COMMISSIONER STIENMETZ: She's going to have the --

6 COMMISSIONER MASON: She has the power to limit it.

7 COMMISSIONER WAITS: I heard her say that, but this is the
8 automatic of what she's asking for.

9 GRACE POWRIE: It's -- I'm --

10 COMMISSIONER STIENMETZ: Maximum.

11 COMMISSIONER WAITS: And I'm saying why did you choose
12 10,000 as a maximum?

13 COMMISSIONER MASON: Special events do come up.

14 GRACE POWRIE: I have one elected official in particular
15 that runs over a \$5,000 limit when she sends her whole staff to
16 training.

17 And so it was earmarked over the one that would exceed that
18 instead of just making it an exception, it was easier just to make
19 it a min- -- or a maximum. And then we can keep it down as -- I
20 personally don't want that much. I can keep mine down. Mine will
21 be set at \$500 until I use it.

22 COMMISSIONER WAITS: Well, that explains it. You said
23 department head taking all of her staff. So I mean, I can see
24 that.

25 GRACE POWRIE: Each elected official can pick and choose
26 what their need is.

27 COMMISSIONER WAITS: Okay.

28 GRACE POWRIE: Because I don't want to micromanage them.
29 But I want them to be able to truly be able to function. So
30 that's up to the board. That was just a suggestion.

31 COMMISSIONER BULLOCK: I don't think the amount of the
32 maximum's going to hurt to have it up there. It's not like it's
33 not being monitored, I mean --

34 COMMISSIONER STIENMETZ: Yeah, and --

35 COMMISSIONER WAITS: Right.

36 COMMISSIONER STIENMETZ: People have got to --

37 COMMISSIONER BULLOCK: If they're going to do, you know,
38 something they shouldn't be doing with the money, but --

39 GRACE POWRIE: Did Donna put the acceptance letter in your
40 packet? Do you have the acceptance letter?

1 COMMISSIONER BULLOCK: Yes, it did.
2 GRACE POWRIE: It shows each of the elected officials. It
3 shows each of the --
4 COMMISSIONER BULLOCK: Yes.
5 GRACE POWRIE: -- department heads and the -- and the
6 commissioners. And if you will proof that for me and make sure
7 I don't need to make any adjustments there, then we'll put it on
8 county letterhead. And once it's approved --
9 COMMISSIONER BULLOCK: The only thing that I see is each
10 card will have a limit of \$500.
11 COMMISSIONER WAITS: On the second page, that's what you
12 had. Each card will have a limit of 500.
13 COMMISSIONER BULLOCK: Is that what you want?
14 GRACE POWRIE: Well, it's -- it's -- it's -- five hundred
15 is the mandated by the -- the card company.
16 COMMISSIONER STIENMETZ: (Indiscernible) and then she sets
17 whatever they want.
18 COMMISSIONER BULLOCK: Okay.
19 GRACE POWRIE: I can't go less than 500.
20 COMMISSIONER WAITS: Okay. So it's a minimum limit?
21 COMMISSIONER BULLOCK: Minimum limit.
22 COMMISSIONER WAITS: That's what you want.
23 COMMISSIONER BULLOCK: Okay.
24 COMMISSIONER WAITS: Okay. Now we understand.
25 GRACE POWRIE: Should I put just "minimum of" instead of
26 "limit of"?
27 CHAIRMAN GARNER: Yeah, "minimum of."
28 COMMISSIONER BULLOCK: Yeah. Because of -- the way it
29 has -- you have a limit of that means you can't go over 500, the
30 way I understand when I read it.
31 COMMISSIONER WAITS: Yeah, it sounded like a maximum.
32 GRACE POWRIE: Thank you.
33 COMMISSIONER BULLOCK: And also --
34 GRACE POWRIE: And I'll put a -- yeah, there we go.
35 COMMISSIONER BULLOCK: Not to pick on Jim, but that should
36 be executive director not county manager.
37 GRACE POWRIE: Where are you, Jim?
38 COMMISSIONER BULLOCK: Right above.
39 COMMISSIONER STIENMETZ: Federal finance officer.
40 JIM OLSON: And it's -O-N on Olson, --

1 GRACE POWRIE: Okay.
2 JIM OLSON: -- instead of -E-N.
3 COMMISSIONER BULLOCK: -O-N. Yeah.
4 GRACE POWRIE: Okay.
5 COMMISSIONER BULLOCK: You asked for critique.
6 GRACE POWRIE: I really want that.
7 JIM OLSON: Minor stuff.
8 GRACE POWRIE: It's important though that when the card
9 comes you're identified correctly.
10 COMMISSIONER STIENMETZ: And my name's wrong.
11 GRACE POWRIE: Do I?
12 COMMISSIONER STIENMETZ: Yeah, it's -I-E-, not -E-I-.
13 LURA DUVAL: I before E, except after --
14 GRACE POWRIE: Okay. Check mine. Mine might be spelled
15 wrong.
16 Before we sign it, we'll -- I'll have Donna look at it,
17 because she's pretty good at this too.
18 COMMISSIONER BULLOCK: I make a motion the commission
19 approve the following: the current ELITE credit card stay
20 active until the new ELITE credit card is in production;
21 application for a new elite credit card; for Grace Powrie,
22 Lander County treasurer to be the company contact administrator;
23 that each elected official and department head be issued a
24 credit card; the elected officials the authority to set their
25 credit card limits not to exceed \$10,000; the executive director
26 the authority to set department head credit card limits not to
27 exceed \$5,000; the maximum combined county limit to be \$125,000;
28 and the authorization to borrow letter; and authorize the
29 commissioners to sign.
30 Should be all.
31 GRACE POWRIE: The -- the contract just states that two
32 people on the board have to sign.
33 COMMISSIONER BULLOCK: You want an authorization, okay.
34 GRACE POWRIE: So the authorization --
35 COMMISSIONER BULLOCK: So to authorize the Lander County
36 chair and vice chair to sign.
37 GRACE POWRIE: Thank you.
38 COMMISSIONER STIENMETZ: I'll second the motion.
39 CHAIRMAN GARNER: Any public comment?
40 (No comment.)

1 CHAIRMAN GARNER: All those in favor?
2 COMMISSIONER MASON: Aye.
3 CHAIRMAN GARNER: Aye.
4 COMMISSIONER WAITS: Aye.
5 COMMISSIONER STIENMETZ: Aye.
6 COMMISSIONER BULLOCK: Aye.
7 GRACE POWRIE: Thank you, very much.
8 COMMISSIONER STIENMETZ: Thank you.
9 CHAIRMAN GARNER: Thank you.
10 COMMISSIONER STIENMETZ: This has been a long time coming.
11 I've been pushing --
12 CHAIRMAN GARNER: Yeah.
13 COMMISSIONER STIENMETZ: -- for this for a quite a while.
14

15 15) Discussion for possible action regarding approval/disapproval
16 of Resolution No. 2014-12, a resolution to levy the Ad
17 Valorem (property) tax rate required for Fiscal Year July 1,
18 2014 through June 30, 2015, in accordance with Nevada Revised
19 Statutes (NRS) 361.460; and other matters properly related
20 thereto.
21

22 CHAIRMAN GARNER: Fifteen, discussion for possible action
23 regarding approval/disapproval of Resolution Number 2014-12, a
24 resolution to levy the Ad Valorem (property) tax rate required
25 for fiscal year July 1, 2014 through July 30, 2015, in
26 accordance with Nevada Revised Statutes 361.460; and other
27 matters properly related thereto.

28 GRACE POWRIE: Okay, the tax commission has certified the
29 tax rate. And each year I have to come before the commissioners
30 and have them levy our new tax rate. And I believe the motion
31 is the third page of your -- in your packet.

32 And it's -- has stayed the same. So if you read that into
33 the record, I will have the chair sign the -- the resolution. And
34 we will be done.

35 CHAIRMAN GARNER: It's like the sixth page.

36 GRACE POWRIE: I have one here if you guys --

37 CHAIRMAN GARNER: We've got it. We've got it. It's the
38 last page..

39 COMMISSIONER BULLOCK: Mm-hm.

40 CHAIRMAN GARNER: Oh.

1 COMMISSIONER BULLOCK: I make a motion the commission
2 approve Resolution Number 2014-12, a resolution to levy the Ad
3 Valorem property tax rate required for fiscal year July 1st,
4 2014, through June 30th, 2015, in accordance with the Nevada
5 rised -- Revised Statute 361.460.
6 Let the record reflect that the General Fund is 1.2708;
7 Road and Bridge, .1850 --
8 GRACE POWRIE: That's incorrect. I'm not sure what you're
9 reading. Excuse me.
10 COMMISSIONER STIENMETZ: 2014-12.
11 GRACE POWRIE: Excuse me. I have two. My bad.
12 COMMISSIONER BULLOCK: Indigent, .0755; Ag Extension,
13 .0150; Aging Services, .0850; Airport, .0400; Cultural and
14 Recreation, .0895; Youth Services, .003; State Indigent NACO,
15 .0150; State Medical Indigency, .0655; Capital Acquisition, .03;
16 Lander County Landfill, .05; Hospital, .5109; School .75; State
17 Rate, .17 with the base being 3.3552; and the specials, the
18 Sewer and Water District #2, .0677; Austin Town, .2213; Battle
19 Mountain Town, 0.05; Kingston Town, .3048; and authorize the
20 chair to sign.
21 COMMISSIONER STIENMETZ: I will second that motion.
22 CHAIRMAN GARNER: Any public comment?
23 (No comment.)
24 CHAIRMAN GARNER: All those in favor?
25 COMMISSIONER MASON: Aye.
26 CHAIRMAN GARNER: Aye.
27 COMMISSIONER WAITS: Aye.
28 COMMISSIONER STIENMETZ: Aye.
29 COMMISSIONER BULLOCK: Aye.
30 COUNTY CLERK SULLIVAN: Was that not the original that's in
31 my packet?
32 GRACE POWRIE: It went to Donna the other day.
33 COUNTY CLERK SULLIVAN: Because I have to have one to
34 record.
35 GRACE POWRIE: It's exactly -- so you won't need to do that
36 one.
37 COUNTY CLERK SULLIVAN: Okay.
38 GRACE POWRIE: Thank you, Sadie.
39
40

1 16) Discussion for possible action regarding the letter on one
2 (1) year delinquent taxes per Nevada Revised Statutes (NRS)
3 361.5648 and 361.565; and other matters properly related
4 thereto.
5

6 CHAIRMAN GARNER: Discussion for possible action --
7 Sixteen, discussion for possible action regarding the letter on
8 one-year delinquent taxes per Nevada Revised Stat- -- Revised
9 Statute (NRS) 361.5648 and 361.565; and other matters properly
10 related thereto.

11 GRACE POWRIE: This is just a -- an old NRS that affirms
12 that I did my mailings when the one-year delinquents went out.
13 And so it just needs to be basically read in -- not necessarily
14 read into the record, but acknowledged for the record.

15 COMMISSIONER BULLOCK: So what do you do with those that
16 weren't deliverable? Do you just publish them in the newspaper?

17 GRACE POWRIE: No, the ones that aren't deliverable we keep
18 in the files.

19 COMMISSIONER BULLOCK: So we don't publish the --

20 GRACE POWRIE: And then they become a two-year delinquent.

21 COMMISSIONER BULLOCK: Okay.

22 GRACE POWRIE: Then we keep that in the files. And then
23 they become a three-year delinquent, and we keep that in the
24 files.

25 And eventually I sell the property.

26 COMMISSIONER BULLOCK: So we don't -- only when you
27 publicize, do you sell the property?

28 GRACE POWRIE: Yeah. This statute only is for the first --
29 when I first take the certificate is what it pertains to.

30 COMMISSIONER BULLOCK: I make a motion the commission
31 accept the letter of one-year delinquent taxes per Nevada
32 Revised Statute (NRS) 361.5648 and 361.565.

33 COMMISSIONER WAITS: I second that motion.

34 CHAIRMAN GARNER: Any public comment?

35 (No comment.)

36 CHAIRMAN GARNER: All those in favor?

37 COMMISSIONER MASON: Aye.

38 CHAIRMAN GARNER: Aye.

39 COMMISSIONER WAITS: Aye.

40 COMMISSIONER STIENMETZ: Aye.

1 COMMISSIONER BULLOCK: Aye.

2
3 17) Discussion for possible action regarding approval/disapproval
4 of the following adjustments to the tax roll: a) adjustments
5 to the 2008-2009 through 2013-2014 secured tax roll; b)
6 adjustments to the 2007-2008 though 2013-2014 unsecured tax
7 roll; and other matters properly related thereto.
8

9 CHAIRMAN GARNER: Eighteen. Seventeen. Discussion for
10 possible action regarding approval/disapproval of the following
11 adjustments to the tax roll: adjustment to the 2008-2009 through
12 2013-2014 scheduled tax roll; b) adjustment to the 2007 through
13 '08 through 2013 through '14 unsecured tax roll; and other
14 matters properly related thereto.

15 GRACE POWRIE: There you go, Dave.

16 CHAIRMAN GARNER: I think we have all this.

17 COMMISSIONER BULLOCK: Mm-hm.

18 CHAIRMAN GARNER: We have all this.

19 GRACE POWRIE: Do you?

20 CHAIRMAN GARNER: Mm-hm.

21 GRACE POWRIE: I didn't know what -- what you kept.

22 COMMISSIONER BULLOCK: This is easier to read.

23 COMMISSIONER STIENMETZ: Yeah.

24 GRACE POWRIE: Thank you.

25 COMMISSIONER WAITS: Yes, we do.

26 GRACE POWRIE: Each year, we have adjustments through the
27 roll between the assessor's office and the treasurer's office.
28 And at the end of the year, we come in and reconcile all of them
29 and have you approve the adjustments that we've made.

30 It's a formality. We can't not make these. It's just needs
31 to be read into the record again.

32 So if you want to glance at them and ask me any questions,
33 you're sure welcome to. Otherwise there's a page of motions on
34 the front to make sure that we include everything.

35 COMMISSIONER BULLOCK: I make a motion the commission
36 approve the adjustments made to the secured tax roll in 2013/'14
37 fiscal year as follows: 2008/'09, 67 -- that would be minus
38 \$67.76; 2009 and '10, minus \$73.17; 2010 and '11, minus \$138;
39 2011 and '12, one hundred and thirt- -- minus \$137.13; 2012/'13;
40 minus \$518.81; 2013/'14, minus \$636.62; making a total, negative

1 \$1,571.49.

2 COMMISSIONER STIENMETZ: I'll second that motion.

3 CHAIRMAN GARNER: Any public comment?

4 (No comment.)

5 CHAIRMAN GARNER: All those in favor?

6 COMMISSIONER MASON: Aye.

7 CHAIRMAN GARNER: Aye.

8 COMMISSIONER STIENMETZ: Aye.

9 COMMISSIONER WAITS: Aye.

10 COMMISSIONER BULLOCK: Aye.

11 I make a motion the commission -- the commission approve
12 the adjustments made to unsecured tax roll in 2013/'14 fiscal
13 year as follows: 2007 and '08, minus \$7.11; 2008 and '09, minus
14 \$44.39; 2009/'10, minus \$44.39; 2010 and '11, minus \$44.39; 2011
15 and '12 is \$278.66; 2012/'13 is \$430.13; and 2013/'14 is minus
16 \$3,417.06; giving a total of a negative \$2,848.55

17 COMMISSIONER STIENMETZ: I will second that motion.

18 CHAIRMAN GARNER: any public comment?

19 (No comment.)

20 CHAIRMAN GARNER: All those in favor?

21 Aye.

22 COMMISSIONER WAITS: Aye.

23 COMMISSIONER MASON: Aye.

24 COMMISSIONER STIENMETZ: Aye.

25 COMMISSIONER BULLOCK: Aye.

26 GRACE POWRIE: Thank you.

27 COMMISSIONER STIENMETZ: Thank you.

28

29 18) Discussion for possible action regarding approval/disapproval
30 of the 2012-2013 and 2013-2014 delinquent Water Basin
31 Accounts to be charged back to the State of Nevada; and other
32 matters properly related thereto.

33

34 CHAIRMAN GARNER: Eighteen, discussion for possible action
35 regarding approval/disapproval of 2012/'13 and 2013/'14
36 delinquent water basin accounts to be charged back to the State
37 of Nevada; and other properly -- other matters properly related
38 thereto.

39 GRACE POWRIE: Last week when I handed these to Donna, they
40 may have not been one hundred percent and depending on whether I

1 did anything up through yesterday.

2 So -- you're welcome.

3 Each year in December/January you approve water basin budgets
4 for the State of Nevada.

5 We are asked to put them on the tax roll, collect them, and
6 send them back to the State of Nevada. And these are accounts
7 that we have not had payment. They've been deceased and/or we are
8 unable to find them.

9 So there's six accounts that need to be charged back to the
10 state. And they total \$29.20.

11 CHAIRMAN GARNER: I make a motion the commission approve to
12 move to charge back to the State of Nevada the following water
13 basin budget amounts for the following fiscal years: 2012/'13,
14 \$5.94; 2013/'14, \$23.26 for a total of \$29.20.

15 COMMISSIONER STIENMETZ: I'll second the motion.

16 CHAIRMAN GARNER: Any public comment?

17 (No comment.)

18 CHAIRMAN GARNER: All those in favor?

19 COMMISSIONER MASON: Aye.

20 COMMISSIONER WAITS: Aye.

21 COMMISSIONER STIENMETZ: Aye.

22 CHAIRMAN GARNER: Aye.

23 COMMISSIONER BULLOCK: Aye.

24 GRACE POWRIE: Thank you.

25

26 19) Discussion for possible action regarding approval/disapproval
27 of the following transfers of delinquent water/sewer accounts
28 to the 2013-2014 secured tax roll: a) transfers according to
29 Lander County Code (LCC) 13.04.050(7)(E) -- Battle Mountain;
30 b) transfers according to Lander County Code (LCC) 13.08.050
31 -- Lander County Combined Sewer and Water District #2; and
32 other matters properly related thereto.
33

34 CHAIRMAN GARNER: Nineteen, discussion for possible action
35 regarding approval/disapproval of the following transfers of
36 delinquent water/sewer accounts to the 2013/'14 secured tax
37 roll: a) transfers according to Lander County Code LLC- -- (LCC)
38 13.04 dash 050(7)(E) -- Battle Mountain; b) transfers according
39 to Lander County Code (LCC) 13.08.050 -- Lander County Combined
40 Sewer and Water District #2; and other matters properly related

1 thereto.

2 GRACE POWRIE: Okay. In Lander County, Battle Mountain,
3 Austin, the water and sewer departments have ordinances that
4 instead of shutting people off, we transfer the delinquent water
5 accounts to the secured property tax roll if you're 90 days or
6 more delinquent at the end of -- basically, at the 24th, 23rd of
7 June.

8 So the list that you have in front of you, the first part
9 of the -- the agenda is the Battle Mountain. It fills the 58
10 accounts that are behind in the total of the back of whatever
11 page that is.

12 And then the last page will be the Austin four accounts
13 that are behind and the total there.

14 So if you have any questions or need me to explain the
15 process, I would be willing to do that.

16 CHAIRMAN GARNER: These are people that owe.

17 GRACE POWRIE: These are people that owe as of today that
18 are 90 days or more delinquent on the water and sewer accounts
19 both in Battle Mountain and Austin.

20 CHAIRMAN GARNER: And what happens to these?

21 GRACE POWRIE: They get put on my property tax bill I
22 transfer. I will be transferring this 38,000 to my tax roll.

23 The next agenda item will be paying the water and sewer for
24 that. And I will collect it in the same manner at the same time
25 as I do my property taxes.

26 It will be a delinquent on their first installment of their
27 property taxes. And it will be --

28 COMMISSIONER BULLOCK: So has this been working pretty
29 good?

30 GRACE POWRIE: Very good. If the property taxes get to a
31 three-year delinquent status, then I recover our water and sewer
32 monies when I take it to tax sale. And we collect very good
33 interest in the meantime.

34 COMMISSIONER WAITS: So what happens if they -- you move
35 this over, but they -- they don't pay anything on it? So every
36 90 days --

37 GRACE POWRIE: What will happen, Commissioner Waits, is
38 what we do is I transfer this dollar amount over. July 1, the
39 person that was delinquent will get a normal water bill for
40 June's usage. But the delinquent I transfer over is considered

1 a property tax at that point.

2 COMMISSIONER WAITS: Okay.

3 GRACE POWRIE: So it just --

4 COMMISSIONER WAITS: So it goes away and they start over?

5 COMMISSIONER STIENMETZ: Right?

6 GRACE POWRIE: The -- the balance of the water and sewer is
7 satisfied by me through your -- your payment. Then I collect
8 the -- the water tax per se and the property taxes together.
9 But they're -- they're combined as one. They will get charged
10 the same interest as property tax. I collect them in the same
11 manner at the same time as property tax. They are -- they fall
12 under the same law and rules as property tax.

13 So in the laws of the property tax, once we transfer them
14 over -- many of these people on your list, this happens every
15 year. You know, there's thousands of dollars that gets
16 transferred from a water account to a tax. And that builds over
17 here. And then the next year another amount builds and gets --
18 but eventually at the three-year mark I will collect all the
19 monies.

20 COMMISSIONER WAITS: But on their monthly billing, they --
21 the water department considers it as paid, and they start over
22 billing month to month.

23 GRACE POWRIE: Correct. Because once you approve this to
24 be transferred, then the next agenda is going to be to pay them.
25 Because I'm -- I'm taking over the responsibility for this
26 monies.

27 COMMISSIONER WAITS: Yes, I understand that. I just wanted
28 to be clear that -- that they think -- that it's done with.

29 COMMISSIONER STIENMETZ: Every three months you do this.

30 COMMISSIONER WAITS: Yeah. And you do this every three
31 months?

32 GRACE POWRIE: I put a lien on every time -- every month I
33 put a lien on. For instance, we have some accounts that are 60
34 days delinquent today. But they don't fall under this ordinance
35 of being 90 days delinquent. So when they get their bill in
36 July, I will be putting a lien on every one of those properties
37 in July.

38 And then I release the lien in August and put new liens on in
39 August. And I do this every month of the year. But only at the
40 end of the year in June do I satisfy --

1 COMMISSIONER STIENMETZ: Oh.
2 GRACE POWRIE: -- anything that's 90 days or older.
3 COMMISSIONER WAITS: Okay. That's the clarification I
4 needed. I've got it. Thank you. Okay.
5 GRACE POWRIE: No, it's good. It's good.
6 COMMISSIONER STIENMETZ: I'll make a motion the commission
7 approve delinquent water and sewer accounts be transferred from
8 the Battle Mountain water and sewer to the secured 2013/2014 tax
9 roll per Lander County Code Section 13.04.050(7)(E) in the
10 amount not to exceed \$38,432.93.
11 CHAIRMAN BULLOCK: Second.
12 CHAIRMAN GARNER: Any public comment?
13 (No comment.)
14 CHAIRMAN GARNER: All those in favor?
15 COMMISSIONER MASON: Aye.
16 CHAIRMAN GARNER: Aye.
17 COMMISSIONER WAITS: Aye.
18 COMMISSIONER STIENMETZ: Aye.
19 COMMISSIONER BULLOCK: Aye.
20
21 COMMISSIONER STIENMETZ: I'll make motion that the
22 commission approve delinquent water and sewer accounts be
23 transferred from Lander County Combined Sewer and Water District
24 #2 to the secured 2013-14 tax roll for Lander County Code
25 Section 13.08.050 in the amount not to exceed \$625.92.
26 COMMISSIONER WAITS: I'll second that motion.
27 CHAIRMAN GARNER: Any public comment?
28 (No comment.)
29 CHAIRMAN GARNER: All those in favor?
30 COMMISSIONER MASON: Aye.
31 CHAIRMAN GARNER: Aye.
32 COMMISSIONER STIENMETZ: Aye.
33 COMMISSIONER WAITS: Aye.
34 COMMISSIONER BULLOCK: Aye.
35 GRACE POWRIE: Thank you.
36
37
38
39
40

1 20) Discussion for possible action regarding approval/disapproval
2 of payment for delinquent water and sewer accounts for
3 2013-2014: a) to pay accounts according to Lander County Code
4 (LCC) 13.04.050(7)(E) -- Battle Mountain; b) to pay accounts
5 according to Lander County Code (LCC) 13.08.050 -- Lander
6 County Combined Sewer and Water District #2; and other
7 matters properly related thereto.
8

9 CHAIRMAN GARNER: Twenty, discussion for possible action
10 regarding approval/disapproval of payment for delinquent water
11 and sewer accounts for 2013/'14: a) to pay accounts according to
12 Lander County Code thirt- -- (LCC) 13.04.050(7)(E) -- Battle
13 Mountain; b) to pay accounts according to Lander County Code
14 (LCC) 13.08.050 -- Lander County Combined Sewer and Water
15 District #2; and other matters properly related thereto.

16 COMMISSIONER BULLOCK: I make a motion to approve payment
17 to the Battle Mountain Water and Sewer in the amount of
18 38,432.93 for the Battle Mountain Water and Sewer delinquent
19 accounts 90 days or older per Lander County Code Section
20 13.04.050 subgroup 7, subscript E.

21 COMMISSIONER STIENMETZ: I'll second the motion.

22 CHAIRMAN GARNER: Any public comment?

23 (No comment.)

24 CHAIRMAN GARNER: All those the favor?

25 COMMISSIONER MASON: Aye.

26 CHAIRMAN GARNER: Aye.

27 COMMISSIONER WAITS: Aye.

28 COMMISSIONER STIENMETZ: Aye.

29 COMMISSIONER BULLOCK: Aye.

30

31 I make a motion to approve payment in the amount of \$625.92
32 to Lander County Combined Sewer and Water District #2 for
33 delinquent accounts 90 days or older per Lander County Code
34 Section 13.08.050.

35 COMMISSIONER STIENMETZ: I'll second that motion.

36 CHAIRMAN GARNER: Any public comment?

37 (No comment.)

38 CHAIRMAN GARNER: All those in favor?

39 COMMISSIONER MASON: Aye.

40 CHAIRMAN GARNER: Aye.

1 COMMISSIONER STIENMETZ: Aye.
2 COMMISSIONER WAITS: Aye.
3 COMMISSIONER BULLOCK: Aye.
4

5 21) Discussion for possible action regarding approval/disapproval
6 of payment of the 2014 estimated net proceeds received on May
7 29, 2014, for the Lander County School District and the
8 Lander County Hospital District; and other matters properly
9 related thereto.
10

11 CHAIRMAN GARNER: Twenty-one, discussion for possible
12 action regarding approval/disapproval of payment of the 2014
13 estimated net proceeds received on May 29, 2014, for the Lander
14 County School District and the Lander County Hospital District;
15 and other matters properly related thereto.

16 So the net proceeds we just got, we're going to pay the
17 hospital?

18 GRACE POWRIE: Yes. It's apportioned by the tax rate.

19 CHAIRMAN GARNER: Yeah. I understand that.

20 GRACE POWRIE: The net proceeds are so --

21 CHAIRMAN GARNER: But if we -- wait --

22 GRACE POWRIE: Okay.

23 CHAIRMAN GARNER: If we cannot use the money and touch the
24 money and might have to pay it back, why are we paying other
25 people?

26 GRACE POWRIE: We apportion the money whether we pay it
27 back or not.

28 CHAIRMAN GARNER: So what if they have to pay it back?

29 COMMISSIONER STIENMETZ: Then they have to pay it back.

30 COMMISSIONER BULLOCK: They have to pay it.

31 COMMISSIONER WAITS: Then they have to.

32 CHAIRMAN GARNER: We have to go around and collect
33 everything?

34 GRACE POWRIE: Yes. And that was the old-school way of
35 doing it many years ago. And then they started paying actual.
36 And then -- what was it? -- 2008/'09 when the legislature asked
37 the --

38 COMMISSIONER STIENMETZ: Mines.

39 GRACE POWRIE: Mines to go ahead and do a projected --

40 COMMISSIONER WAITS: Estimated.

1 GRACE POWRIE: -- advance, we've been dealing with this
2 ever since. So to this date, the 14 million that Nan presented
3 this morning is what we have projected for next -- you know, for
4 the 2014 calendar year. But we're only in the month of June.
5 So we have six more months to go before we'll find out whether
6 this is correct or not. Okay. So here's the vouchers for this
7 as well I need to have signed so we can get those checks out.
8 UNIDENTIFIED PARTICIPANT: These two?
9 GRACE POWRIE: And those other two I (indiscernible).
10 COMMISSIONER WAITS: Hopefully they don't use it for their
11 day-to-day. And they -- they save it --
12 COMMISSIONER STIENMETZ: I don't know about the school
13 district.
14 COMMISSIONER WAITS: -- the same as we do --
15 COMMISSIONER STIENMETZ: -- but I know the hospital --
16 COMMISSIONER WAITS: -- for the final and capital projects.
17 COMMISSIONER BULLOCK: The school district hasn't. They've
18 been really good about holding off.
19 COMMISSIONER WAITS: And the hospital too.
20 COMMISSIONER STIENMETZ: Yes. I think we're all right.
21 COMMISSIONER WAITS: Some counties haven't been so
22 fortunate.
23 COMMISSIONER STIENMETZ: Mm-hm.
24 (Cross talk.)
25 COMMISSIONER BULLOCK: Ready?
26 CHAIRMAN GARNER: Yep.
27 GRACE POWRIE: Yes. Sorry.
28 COMMISSIONER BULLOCK: I make a motion to approve payment
29 of the 2014 estimated net proceeds received on May 29th, 2014,
30 to the Lander County School District \$3,336,958.57 and to the
31 Lander County Hospital District \$2,273,136.18.
32 COMMISSIONER WAITS: I'll second that motion.
33 CHAIRMAN GARNER: Any public comment?
34 (No comment.)
35 CHAIRMAN GARNER: All those in favor?
36 COMMISSIONER MASON: Aye.
37 COMMISSIONER WAITS: Aye.
38 CHAIRMAN GARNER: Aye.
39 COMMISSIONER STIENMETZ: Aye.
40 COMMISSIONER BULLOCK: Aye.

1 CHAIRMAN GARNER: They don't want to talk today.

2

3 22) Discussion for possible action regarding the affidavit of
4 publication of notice of sale and return of sale of the
5 County delinquent real property tax sale held April 29, 2014,
6 in accordance with Nevada Revised Statutes (NRS) 361.595; and
7 other matters properly related thereto.

8

9 CHAIRMAN GARNER: Twenty-two, discussion for possible
10 action regarding the affidavit of publication of notice of sale
11 and return of sale of the county delinquent real property tax
12 sale held April 29, 2014, in accordance with the Nevada Revised
13 Statutes (NRS) 361.595; and other matters properly related
14 thereto.

15 COMMISSIONER WAITS: Grace, when you do this, do you send
16 copies to Austin?

17 GRACE POWRIE: As far as?

18 COMMISSIONER WAITS: They -- they should also have
19 everything you're handing out should be available to Austin.

20 GRACE POWRIE: It would be if they request it, but I just
21 basically give it to the commissioners and the clerk -- this
22 here. I mean, if they -- if they requested a packet?

23 CHAIRMAN GARNER: But every -- I guess what she's trying to
24 say, is everything that you're giving us should be in this.

25 GRACE POWRIE: I can't do this too far in advance on some
26 of these items because of the timeliness.

27 COMMISSIONER STIENMETZ: Yeah.

28 GRACE POWRIE: I was actually posting things this morning.

29 COMMISSIONER WAITS: I understand that. That's why I'm
30 saying you need to think about faxing it to the commissioners'
31 office in Austin so that they have the same packet right now.

32 GRACE POWRIE: Oh. Okay.

33 COMMISSIONER WAITS: If anyone was there and requested it,
34 we wouldn't have --

35 GRACE POWRIE: Right.

36 COMMISSIONER WAITS: -- it to give them.

37 GRACE POWRIE: I follow you.

38 COMMISSIONER WAITS: Yes.

39 GRACE POWRIE: I'm following you.

40 Thank you. I will do that.

1 This is a summary of the tax delinquent property sale that I
2 had in April.

3 I came before you in January and requested that you approve
4 the tax delinquent properties, which I believe at that time I
5 believe I had 54 properties to bring before you. I only took
6 and advertised 38 of them. Of the 38, 26 were sold and 12
7 received no bid -- no successful bid.

8 The 16 parcels that weren't advertised, the first part of
9 that page just basically says that three of them were requested by
10 the district attorney not to put them on because they have estates
11 pending.

12 There was one that Kingston Water had, you know, requested to
13 acquire.

14 There are two that were paid prior to advertising.

15 There were six that I have payment plans with.

16 And there were two that are in bankruptcy.

17 So the 38 that went to sale, 24 did -- or excuse me --
18 twenty-, 26 sold and 12 did not sell.

19 And we ended up getting 51,000. Let me look real quick.
20 (Indiscernible) here. \$51,050, which of that basically 23,000
21 was excess.

22 COMMISSIONER BULLOCK: I make a motion the commission
23 approve the affidavit of publication of notice of sale and
24 return of sale of the county delinquent real property tax sale
25 held April 29, 2014, in accordance with Section 361.595 of the
26 Nevada Revised Statutes.

27 COMMISSIONER STIENMETZ: I'll second the motion.

28 CHAIRMAN GARNER: Any public comment?

29 (No comment.)

30 CHAIRMAN GARNER: All in favor?

31 COMMISSIONER MASON: Aye.

32 CHAIRMAN GARNER: Aye.

33 COMMISSIONER WAITS: Aye.

34 COMMISSIONER STIENMETZ: Aye.

35 COMMISSIONER BULLOCK: Aye.

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1 23) Discussion for possible action regarding approval/disapproval
2 of payment to the Lander County Treasurer for taxes held for
3 2014-2015; and other matters properly related thereto.
4

5 CHAIRMAN GARNER: Twenty-three, discussion for possible
6 action regarding approval/disapproval of payment to the Lander
7 County Treasurer for taxes held for the 2014/'15; and other
8 matters properly related thereto.

9 GRACE POWRIE: (Indiscernible.) During the -- the year,
10 some people pay me monthly. Some people come in toward the end
11 and they're getting ready to go on vacation and they ask me if
12 they can pay their taxes in advance.

13 So we do hold on to some of the monies at this -- at this
14 meeting.

15 I basically come in and just have you approve it at the
16 end, so that I can post it to next year's taxes. So it's
17 basically just money collected to post to 2014/'15 tax year on
18 the tax rolls.

19 COMMISSIONER BULLOCK: I make a motion to approve payment
20 to the Lander County Treasurer in the amount of \$11,619.42 for
21 taxes collected in advance from pa- -- specific taxpayers for
22 the 2014/'15 tax year.

23 COMMISSIONER STIENMETZ: I'll second the motion.

24 CHAIRMAN GARNER: Any public comment?

25 (No comment.)

26 CHAIRMAN GARNER: All those in favor?

27 COMMISSIONER MASON: Aye.

28 COMMISSIONER STIENMETZ: Aye.

29 COMMISSIONER WAITS: Aye.

30 COMMISSIONER BULLOCK: Aye.

31 GRACE POWRIE: Thank you, very much.
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1 SENIOR CENTER

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3 24) Discussion for possible action regarding ratification and
4 acceptance of Grant Award No. 09-000-10-LX-15, Nevada Aging
5 and Disability Services Division, for the transportation
6 program in the amount of \$15,000.00, with required match of
7 \$2,250.00; acknowledgment of Confidentiality Addendum; and
8 other matters properly related thereto.
9

10 CHAIRMAN GARNER: Twenty-four, discussion for possible
11 action regarding ratification and acceptance --

12 COMMISSIONER BULLOCK: Thank you, Grace.

13 GRACE POWRIE: Thank you.

14 CHAIRMAN GARNER: -- of Grant Award Number 09-000- --
15 correction -- 09-000-10-LX-15, Nevada Aging and Disability
16 Services Division, for the transportation program in the amount
17 of \$15,000, with the required match of \$2,250; acknowledgment of
18 Confidentiality Addendum; and other matters properly related
19 thereto.

20 COMMISSIONER STIENMETZ: I'll make a motion the commission
21 ratify and accept the Grant Award Number 09-00 -- three zeroes
22 dash 10-LX-15, Nevada Aging and Disability Services Division,
23 for the transportation program in the amount of \$15,000, which
24 require a match of \$2,250 and acknowledgment of the
25 Confidentiality Addendum.

26 COMMISSIONER BULLOCK: Second.

27 CHAIRMAN GARNER: Any public comment?

28 (No comment.)

29 CHAIRMAN GARNER: All those in favor?

30 COMMISSIONER MASON: Aye.

31 CHAIRMAN GARNER: Aye.

32 COMMISSIONER STIENMETZ: Aye.

33 COMMISSIONER WAITS: Aye.

34 COMMISSIONER BULLOCK: Aye.
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1 COMMISSIONERS

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3 25) Notice of the Lander County Commissioners attending the
4 groundbreaking ceremony of the Lander County
5 Courthouse/Administration Building during the recess.
6

7 CHAIRMAN GARNER: Twenty-five, notice of the Lander County
8 Commissioners attending the groundbreaking ceremony of the
9 Lander County Courthouse/Administration Building during the
10 recess.

11 COMMISSIONER STIENMETZ: We are -- way early.

12 CHAIRMAN GARNER: One o'clock is the --

13 COMMISSIONER STIENMETZ: Groundbreaking.

14 CHAIRMAN GARNER: -- ground breaking.

15 COMMISSIONER STIENMETZ: Yeah.

16 CHAIRMAN GARNER: So we recess now and one o'clock we all
17 --

18 COMMISSIONER STIENMETZ: Meet out there.

19 CHAIRMAN GARNER: -- meet out there. Do we have to -- we
20 don't have to pull that back together, do we?

21 UNIDENTIFIED PARTICIPANT: Hm-mm.

22 CHAIRMAN GARNER: It's just for a groundbreaking. And
23 we'll be back here at 2:30.

24 COMMISSIONER STIENMETZ: Yeah. They will have lunch for
25 us, they said.

26 CHAIRMAN GARNER: Is there anything on here that doesn't
27 have anything to do with the time sensitive?

28 COMMISSIONER BULLOCK: We can't pull it, because it's --
29 it's --

30 CHAIRMAN GARNER: Sensitive.

31 COMMISSIONER BULLOCK: -- advertised after 2:30.

32 CHAIRMAN GARNER: Yeah.

33 COMMISSIONER WAITS: So we're having lunch out there?

34 COMMISSIONER STIENMETZ: Out there. Yeah.

35 CHAIRMAN GARNER: Having lunch out there?

36 COMMISSIONER STIENMETZ: Well, they said they were
37 providing lunch for us yesterday.

38 CHAIRMAN GARNER: Oh, they did?

39 COMMISSIONER STIENMETZ: Yeah.

40 COMMISSIONER WAITS: We just --

1 COMMISSIONER STIENMETZ: When we were here at our -- at the
2 meeting we had over there.

3 CHAIRMAN GARNER: What time was that? Noon or 1:00?

4 COMMISSIONER STIENMETZ: Well after this the groundbreaking
5 ceremony.

6 COMMISSIONER BULLOCK: 1:15. I don't know.

7 COMMISSIONER STIENMETZ: Oh. They said there would be
8 lunch out there for us. Didn't they at the meeting yesterday?
9 With Bigotti? With --

10 COMMISSIONER BULLOCK: Yeah, they're --

11 COMMISSIONER STIENMETZ: -- Van Woert and Bigotti. Where
12 they said they'd provide --

13 JIM OLSON: Oh, out there at the golf course, I believe, or
14 something? Is that where it was?

15 COMMISSIONER STIENMETZ: Well, they didn't say where it
16 was. They just said after the groundbreaking they'd be
17 providing lunch.

18 JIM OLSON: Oh, okay.

19 COMMISSIONER STIENMETZ: They didn't say where. So you
20 have go to the groundbreaking if you want to go to lunch.

21 COMMISSIONER BULLOCK: Or you can go to lunch now.

22 COMMISSIONER STIENMETZ: Yeah. Forget about it.

23 CHAIRMAN GARNER: Recess.

24 COMMISSIONER MASON: But we're supposed to meet out there
25 at 1:00 o'clock?

26 COMMISSIONER STIENMETZ: Yeah.

27 CHAIRMAN GARNER: Yeah. Recess.

28

29 (Recess for lunch between 11:23 a.m. and 2:30 p.m.)

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31 CHAIRMAN GARNER: Call the meeting back to order.

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1 PLANNING COMMISSION

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3 26) Discussion for possible action regarding approval/disapproval
4 of a parcel map for V. Keith and Deborah Piazza, located 2.5
5 miles east of Izzenhood Gap along Rock Creek Road in Battle
6 Mountain, APN 010-020-08, splitting one (1) parcel into two
7 (2) parcels; and other matters properly related thereto.
8

9 CHAIRMAN GARNER: Item 26, discussion for possible action
10 regarding approval/disapproval of a parcel map for V. Keith and
11 Deborah Piazza, located 2.5 miles east of Izzenhood Gap along
12 Rock Creek Road in Battle Mountain, APN 010-20- -- -020-08,
13 splitting one parcel into two parcels; and other matters
14 properly related thereto.

15 JAN MORRISON: Jan Morrison, community services officer. I
16 have the map and all signatures have been obtained on it with
17 the exception of the county commission.

18 There's proven access to and it's got everything in there.
19 It's been done right.

20 The applicant Mr. Piazza is here also if you have any
21 questions for him.

22 COMMISSIONER MASON: Is the map all signed?

23 JAN MORRISON: It's all signed except for the commission --
24 county commission.

25 COMMISSIONER BULLOCK: I'll make a motion the commission
26 uphold the recommendation of the Lander County Planning
27 Commission and approve the parcel map for V. Keith and Deborah
28 Piazza, located 2.5 miles east of Izzenhood Gap along Rock Creek
29 Road APN 010-020-08, splitting one parcel into two parcels as
30 presented and authorize the chair to sign the mylar.

31 COMMISSIONER MASON: I second that.

32 CHAIRMAN GARNER: Any public comment?

33 (No comment.)

34 CHAIRMAN GARNER: All those in favor?

35 COMMISSIONER MASON: Aye.

36 COMMISSIONER WAITS: Aye.

37 COMMISSIONER STIENMETZ: Aye.

38 COMMISSIONER BULLOCK: Aye.

39 CHAIRMAN GARNER: Aye.

40 JAN MORRISON: And I'm sorry. Do you -- do you sign this

1 now?

2 CHAIRMAN GARNER: Sure.

3 You sign it too?

4 COUNTY CLERK SULLIVAN: Yeah.

5 JAN MORRISON: Thanks.

6

7 27) Discussion for possible action regarding approval/disapproval
8 of a road dedication for Jay Wintle, Northern Lights Road at
9 Sheep Creek Road in Battle Mountain, APN 011-140-01, to
10 accept a portion of Northern Lights Road into the Lander
11 County Rural Road System; and other matters properly related
12 thereto.

13

14 CHAIRMAN GARNER: Twenty-seven, discussion for possible
15 action regarding approval/disapproval of a road dedication for
16 Jay Wintle, Northern -- Northern Lights Road at Sheep Creek in
17 Battle Mountain, APN 011-140-01, to accept a portion of Northern
18 Lights Road into the Lander County Rural Road System; and other
19 matters properly related thereto.

20 JAN MORRISON: I'm Jan Morrison, community services
21 officer. That road has been tested and inspected. And Donnie
22 Negro from Road and Bridge is here. And we have all the
23 signatures again, except for the board of county commissioners.

24 CHAIRMAN GARNER: Good to go, Donnie?

25 DONALD NEGRO: Yeah. We had Summit come in and inspect it.
26 And it looks good. Just the shoulders need to be pulled when we
27 pave it. And yeah, it turned out good. Another fine Jay Wintle
28 job -- his roads -- building them like they should be.

29 COMMISSIONER WAITS: You know, I noticed everybody's
30 comments in signing off. But I thought it was kind of strange
31 at the very end of Summit's report when they said that they feel
32 it's not built to county standard. That's because of the --

33 DONALD NEGRO: Because of the shoulders haven't been pulled
34 out yet.

35 COMMISSIONER WAITS: -- shoulder areas. Okay. That's all.
36 So they had to put it in like a catchall?

37 DONALD NEGRO: Yeah, for now. And when we pave it, we'll
38 pull the shoulders up, and it will be good.

39 COMMISSIONER WAITS: Thank you.

40 COMMISSIONER BULLOCK: I'll make a motion the commission

1 uphold the recommendation of the certifications and approvals of
2 the engineer, Road and Bridge foreman, Lander County Planning
3 Commission and approve the acceptance of a portion of Northern
4 Lights Road into the Lander County Rural Road System.

5 COMMISSIONER MASON: I'll second that.

6 CHAIRMAN GARNER: Any public comment?

7 (No comment.)

8 CHAIRMAN GARNER: All those in favor?

9 COMMISSIONER MASON: Aye.

10 CHAIRMAN GARNER: Aye.

11 COMMISSIONER WAITS: Aye.

12 COMMISSIONER STIENMETZ: Aye.

13 COMMISSIONER BULLOCK: Aye.

14 JAN MORRISON: Thank you.

15
16
17 LANDER ECONOMIC DEVELOPMENT AUTHORITY

18
19 28) Discussion for possible action regarding approval to execute
20 the termination clause of the Investment Strategy Marketing
21 Agreement between Lander County and Research Consultants
22 International FDI, Inc. (RCI) by providing a thirty (30)
23 day's written notice to RCI; and other matters properly
24 related thereto.

25
26 CHAIRMAN GARNER: Twenty-eight, discussion for possible
27 action regarding approval to execute the termination clause of
28 the Investment Strate- -- Strategy Marketing Agreement between
29 Lander County and Research Consultants International FDI,
30 Incorporated (RCI) by writing a 30 days' written notice to RCI;
31 and other matters properly related thereto.

32 JAN MORRISON: Again, Jan Morrison, Lander County community
33 services officer.

34 This has been discussed. And it -- it was moved and approved
35 by the LEDA board to do so. Probably Commissioner Bullock can
36 fill in any other information. He's certainly versed on it. But
37 I have -- if you have any questions, I'll be glad to answer them.

38 COMMISSIONER BULLOCK: We're spending a lot of money here
39 and not getting any results.

40 And I -- you know, we could spend the money more wisely

1 within the LEDA if we do away with this contract and do it more in
2 house. And there's no sense in spending money on a firm that's
3 not really giving us our bang for our buck. So --
4 COMMISSIONER WAITS: We're actually cutting this -- what?
5 -- three, four months short of the contract -- right? -- by the
6 time we give them notice.
7 COMMISSIONER BULLOCK: We just have to give them a 30-day
8 notice.
9 COMMISSIONER WAITS: And then we'll save a few months?
10 It's almost -- the year is almost up.
11 COMMISSIONER BULLOCK: Yeah, but they want to renew and --
12 COMMISSIONER WAITS: I think it's great if we can have the
13 economic development in house and save the extra money. We
14 didn't always have that when we first looked at this contract, I
15 think.
16 COMMISSIONER BULLOCK: So I'll make a motion we uphold the
17 Lander Economic Development Authority recommendation that the
18 Lander County Board of Commissioners execute the termination
19 clause of the Investment Strategy Marketing Agreement between
20 Lander County and Researcher Consultants International FDI,
21 Incorporated (RCI) by providing a 30-days' written notice to
22 RCI.
23 COMMISSIONER WAITS: I'll second that motion.
24 CHAIRMAN GARNER: Public comment?
25 (No comment.)
26 CHAIRMAN GARNER: All those in favor?
27 COMMISSIONER MASON: Aye.
28 CHAIRMAN GARNER: Aye.
29 COMMISSIONER WAITS: Aye.
30 COMMISSIONER STIENMETZ: Aye.
31 COMMISSIONER BULLOCK: Aye.
32 JAN MORRISON: Thank you.
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1 COMMISSIONERS

2
3 29) Discussion for possible action regarding approval of Contract
4 Change Order No. 3 from Southwest Gas Corporation extending
5 the Mt. Lewis Radio Space Agreement between Lander County and
6 Southwest Gas Corporation dated May 22, 2014, for a period of
7 two (2) years and adding an additional \$3,000.00 to the
8 contract to cover the annual space rental fee for the next
9 two years; and other matters properly related thereto.

10
11 CHAIRMAN GARNER: Twenty-nine, discussion for possible
12 action regarding approval of Contract Change Order Number 3 from
13 Southwest Gas Corporation extending the Mt. Lewis Radio Space
14 Agreement between Lander County and Southwest Gas Corporation
15 dated May 22, 2014, for a period of two years and then adding an
16 additional 3,000 to the contract to cover the annual space
17 rental fee for the next two years; and other matters properly
18 related thereto.

19 COMMISSIONER WAITS: Now, have we paid this 3,000 -- this
20 annual space rental fee previously?

21 They're just including it in the contract?

22 And we paid for this some other way? Is that it? Or is this
23 brand new that we've never paid for space rental before.

24 CHAIRMAN GARNER: I don't think we've ever paid for space
25 rental that I can remember.

26 COMMISSIONER WAITS: Have they spoken to anybody here who's
27 --

28 CHAIRMAN GARNER: Jim, do you know anything about this?
29 I don't know where the space rent would be.

30 RAY WILLIAMS: It's up on Mt. Lewis.

31 COMMISSIONER BULLOCK: Mm-hm.

32 RAY WILLIAMS: You rent it to them for 3,000. You don't
33 (indiscernible) 3,000.

34 CHAIRMAN GARNER: It looks like we're paying.

35 COMMISSIONER STIENMETZ: For them to use ours.

36 COMMISSIONER BULLOCK: It's for them to pay.

37 COMMISSIONER STIENMETZ: They need to pay us.

38 CHAIRMAN GARNER: Mm-hm. And then they want to -- they --
39 they want to do a change order to increase it to -- so it's not
40 -- so it's not due every year. They just want it every two

1 years.

2 JOY SWEENEY: Right.

3 CHAIRMAN GARNER: So --

4 Well, I don't understand where they're getting their math.

5 The original contract was 5,000. The prior contract was 3250.

6 And this one's 3,000. It's three different prices.

7 COMMISSIONER WAITS: For a total of 11,250.

8 CHAIRMAN GARNER: Yeah, so they're trying to give

9 themselves a discount for paying another year in advance?

10 COMMISSIONER WAITS: But the change order itself is \$3,250.

11 CHAIRMAN GARNER: To add --

12 COMMISSIONER WAITS: I don't --

13 CHAIRMAN GARNER: -- an additional 3,000. For the next two

14 years.

15 COMMISSIONER WAITS: But if I'm reading it right, the whole

16 total, 11,250, is over the two years, right?

17 CHAIRMAN GARNER: Mm-hm.

18 COMMISSIONER WAITS: That's the total for two years.

19 CHAIRMAN GARNER: But if the original contract was 5,000,

20 then the prior cost was 3250. They want --

21 COMMISSIONER WAITS: No, that's the change order, I

22 believe.

23 CHAIRMAN GARNER: That's what I'm saying. They've

24 changed -- they've done their own change order. And then now

25 they want to pay three. So they're trying to combine it all.

26 If it was originally, my thinking to this contract, if it was

27 5,000, it would be 5,000 a year.

28 One radio space is all it is.

29 Can we defer this and have Jim look into it?

30 JIM OLSON: Pardon?

31 COMMISSIONER WAITS: I'm sure it's something simple. It

32 just isn't jumping out to me.

33 CHAIRMAN GARNER: Yeah.

34 COMMISSIONER WAITS: If the rest of you can explain it,

35 that's great.

36 CHAIRMAN GARNER: Because they've already done it for this

37 year.

38 COMMISSIONER MASON: Well, it reads -- the way it reads --

39 let me read it out loud.

40 Gas -- Southwest Gas Corporation, dated May 22nd, 2014, for

1 a period of two years and adding an additional \$3,000 to the
2 contract to cover the annual space rental fee for the next two
3 years.
4 And the annual space rental fee -- where did I see that? --
5 for a two-year period.
6 COMMISSIONER WAITS: My original question was: Did they
7 pay us space rental fee? Before, how was it paid? And now it's
8 being included. They weren't paying it before? Or they are
9 paying it now? Or they paid it another way?
10 I'm -- I'm not sure.
11 CHAIRMAN GARNER: We already okayed it back in April.
12 COMMISSIONER BULLOCK: The contract change order says it's
13 an increase of 3,000.
14 COMMISSIONER STIENMETZ: So it looks like the total would
15 \$11,250 -- to pay.
16 CHAIRMAN GARNER: Nan?
17 NAN ANCHO: I don't have any answers for you. I'd have to
18 look at the old contract --
19 CHAIRMAN GARNER: Mm-hm.
20 NAN ANCHO: -- to see what it said first compared to what
21 this one --
22 CHAIRMAN GARNER: Can we defer this. And you and Jim can
23 dig into this, --
24 NAN ANCHO: Yes.
25 CHAIRMAN GARNER: -- find out what's actually going on?
26 COMMISSIONER STIENMETZ: I'll make a motion to defer Item
27 29 to the next --
28 CHAIRMAN GARNER: Get some clarity.
29 COMMISSIONER STIENMETZ: -- meeting so we can get clarity
30 on it.
31 COMMISSIONER BULLOCK: Second.
32 CHAIRMAN GARNER: Any public comment?
33 (No comment.)
34 CHAIRMAN GARNER: All those in favor?
35 COMMISSIONER MASON: Aye.
36 CHAIRMAN GARNER: Aye.
37 COMMISSIONER WAITS: Aye.
38 COMMISSIONER STIENMETZ: Aye.
39 COMMISSIONER BULLOCK: Aye.
40

1 30) Discussion for possible action regarding resignation of Joy
2 K. Brandt from the Lander County Planning Commission
3 effective June 30, 2014, and other matters properly related
4 thereto.
5

6 CHAIRMAN GARNER: Thirty, discussion for possible action
7 regarding resignation of Joy K. Brandt from the Lander County
8 Planning Commission effective June 30th, 2014, and other matters
9 properly related thereto.

10 COMMISSIONER STIENMETZ: I thought we did this one.

11 I'll make a motion that we accept the resignation of Joy K.
12 Brandt -- Brandt from the Lander County Planning Commission
13 effective June 30th, 2014.

14 COMMISSIONER BULLOCK: Second.

15 CHAIRMAN GARNER: Any public comment?

16 (No comment.)

17 CHAIRMAN GARNER: All those in favor?

18 COMMISSIONER MASON: Aye.

19 CHAIRMAN GARNER: Aye.

20 COMMISSIONER WAITS: Aye.

21 COMMISSIONER STIENMETZ: Aye.

22 COMMISSIONER BULLOCK: Aye.
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25 BOARD APPOINTMENTS
26

27 31) Discussion for possible action regarding appointment of Tom
28 Reichert to the seat vacated by the resignation of Joy K.
29 Brandt on the 2014-2015 Category 1 Lander County Planning
30 Commission, and other matters properly related thereto.
31

32 CHAIRMAN GARNER: Discussion for possible action regarding
33 appointment of Tom Reichert to the seat vacated by resignation
34 of Joy K. Brandt on the 2014/'15 Category 1 Lander County
35 Planning Commission, and other matters properly related thereto.

36 Do we have more, though, for that one?

37 COMMISSIONER BULLOCK: Yeah the next item.

38 CHAIRMAN GARNER: So do we need to combine these? Or how
39 do we --

40 COMMISSIONER STIENMETZ: Do you only appoint one of them?

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COMMISSIONER BULLOCK: Yep.
CHAIRMAN GARNER: So let -- let me read in 32 with 31.

32) Discussion for possible action regarding appointment of Dee Helming to the seat vacated by the resignation of Joy K. Brandt on the 2014-2015 Category 1 Lander County Planning Commission, and other matters properly related thereto.

CHAIRMAN GARNER: Discussion for possible action regarding appointment of Dee Helming to the seat vacated by the resignation of Joy K. Brandt on the 2014/'15 Category 1 Lander County Planning Commission, and other matters properly related thereto.

We have two -- two people looking for the same appointment in Category 1.

COMMISSIONER STIENMETZ: I'll make a motion that we appoint Tom Reichert to the seat vacated by the resignation of Joy K. Brandt on the 2014-2015 Category 1 Lander County Planning Commission.

COMMISSIONER WAITS: I will second that motion.

And also a comment for both of these people that certainly expressed interest. We say our thank-yous. I always love to see new people involved. And I -- I know that Dee has served on many different committees and done an excellent job. And I've worked with Tom for some time when he was building inspector and also on the planning commission. And I'm sure he'll do an excellent job.

COMMISSIONER STIENMETZ: Mm-hm. so do I.

CHAIRMAN GARNER: Do you second?

COMMISSIONER WAITS: I did.

CHAIRMAN GARNER: Any public comment?

(No comment.)

CHAIRMAN GARNER: All those in favor?

COMMISSIONER MASON: Aye.

COMMISSIONER WAITS: Aye.

COMMISSIONER STIENMETZ: Aye.

COMMISSIONER BULLOCK: Aye.

CHAIRMAN GARNER: Aye. That takes care of 31 and 32.

1 33) Discussion for possible action regarding reappointment of Ray
2 Salisbury to the 2014-2015 Category 1 Lander County
3 Convention and Tourism Authority, and other matters properly
4 related thereto.
5

6 CHAIRMAN GARNER: Thirty-three, discussion for possible
7 action regarding reappointment of Ray Salisbury to the 2014/'15
8 Category 1 Lander County Convention and Tourism Authority, and
9 other matters properly related thereto.

10 COMMISSIONER BULLOCK: Here again, we have, I believe, it's
11 seven for five positions.
12

13 CHAIRMAN GARNER: Let me read them all in.
14

15 34) Discussion for possible action regarding reappointment of
16 Philip Williams to the 2014-2015 Category 1 Lander County
17 Convention and Tourism Authority, and other matters properly
18 related thereto.
19

20 CHAIRMAN GARNER: Thirty-four, discussion for possible
21 action regarding appoint- -- reappointment of Philip Williams to
22 the 2014/'15 Category 1 Lander County Convention and Tourism
23 Authority, and other matters properly related thereto.
24

25 35) Discussion for possible action regarding reappointment of Ami
26 Rogers to the 2014-2015 Category 1 Lander County Convention
27 and Tourism Authority, and other matters properly related
28 thereto.
29

30 CHAIRMAN GARNER: Thirty-five, discussion for possible
31 action regarding reappointment of Ami Rogers to the 2014/'15
32 Category 1 Lander County Convention and Tourism Authority, and
33 other matters properly related thereto.
34

35 36) Discussion for possible action regarding reappointment of
36 Richard Ripley to the 2014-2015 Category 1 Lander County
37 Convention and Tourism Authority, and other matters properly
38 related thereto.
39

40 CHAIRMAN GARNER: Thirty-six, discussion for possible

1 action regarding reappointment of Richard Ripley to the 2014/'15
2 Category 1 Lander County Convention and Tourism Authority, and
3 other matters properly related thereto.
4

5 37) Discussion for possible action regarding appointment of Nancy
6 Gordon to the 2014-2015 Category 1 Lander County Convention
7 and Tourism Authority, and other matters properly related
8 thereto.
9

10 CHAIRMAN GARNER: And 37, discussion for possible action
11 regarding appointment of Nancy Gordon to the 2014/'15 Category 1
12 Lander County Convention and Tourism Authority, and other
13 matters properly related thereto.
14

15 38) Discussion for possible action regarding appointment of Ann
16 Miles to the 2014-2015 Category 1 Lander County Convention
17 and Tourism Authority, and other matters properly related
18 thereto.
19

20 CHAIRMAN GARNER: And 38, discussion for possible action
21 regarding of Ann Miles to the 2014-2015 Category 1 Lander County
22 Convention and Tourism Authority, and other matters properly
23 related thereto.
24

25 COMMISSIONER WAITS: I do have a question on this. I -- I
26 know that we look for representation, like, from the motel
27 industry and business owners and at large, et cetera. But is
28 there something in there that actually identifies whether they
29 will be from Battle Mountain or from Austin?

30 CHAIRMAN GARNER: There is. There's -- there is a -- one
31 is -- I think, there's -- there's one at large.

32 There's one from motel. There's one from a restaurant.

33 COMMISSIONER BULLOCK: Two from motel.

34 CHAIRMAN GARNER: Two from motel?

35 But one can be from south motel. And I think there's --
36 there's a commissioner. And then there's --

37 COMMISSIONER BULLOCK: Business owner.

38 CHAIRMAN GARNER: Yeah, I think there's a random -- a
39 business --

40 COMMISSIONER WAITS: But they can be from anywhere in the

1 county? Is that the clarification? I mean, if we put four of
2 them from Austin, I think you'd be upset. So I mean, is there
3 --

4 CHAIRMAN GARNER: Philip, you want to interject?

5 PHILIP WILLIAMS: If I might help you a little bit. Philip
6 Williams. I sit on the fair and recreation board.

7 The way the board is made up is two from hotel or motels or
8 bed and breakfast; one at large; and one business person to
9 represent the business people.

10 And the way it's set up now is two from Battle Mountain and
11 two from Austin.

12 COMMISSIONER WAITS: Right, but is there something that
13 says they have to all be two from Battle Mountain and two
14 from -- that's what I'm asking. What's the make up --

15 CHAIRMAN GARNER: Yeah.

16 COMMISSIONER WAITS: -- other than --

17 PHILIP WILLIAMS: I think that was decided by the board way
18 back when. I -- the state statutes doesn't say that. That
19 board's controlled by the Nevada statutes.

20 COMMISSIONER WAITS: Yes.

21 PHILIP WILLIAMS: And it says you who you appoint and who
22 you don't appoint.

23 COMMISSIONER WAITS: Okay. Thank you.

24 Well, first of all, I would like to go on record and say, I
25 sincerely appreciate everyone who puts in their letters. I know
26 we've had a couple of people in the Austin area and Battle
27 Mountain both that have served for some time. And I know that
28 Austin people have served -- served extremely well. And we're
29 most appreciative.

30 I would love to see some new folks step up and -- and spend
31 some time and get involved in the county. I always look for the
32 new blood, new enthusiasm. And hopefully that -- that will
33 serve not just on what we're looking at today, but in all of our
34 advisory board capacities.

35 CHAIRMAN BULLOCK: So who are motel or inn owners or
36 representatives?

37 COMMISSIONER STIENMETZ: Ann Miles would be. She has that
38 bed and breakfast. So she'd be a motel. I don't know this
39 Nancy Gordon.

40 COUNTY CLERK SULLIVAN: Rich Ripley and Ann Miles for the

1 motel.

2 COMMISSIONER BULLOCK: Is there any others?

3 COUNTY CLERK SULLIVAN: Ray Salisbury.

4 CHAIRMAN GARNER: Is what?

5 COUNTY CLERK SULLIVAN: Motel. Bed and breakfast?

6 Is that correct?

7 COMMISSIONER WAITS: He has a two bedroom one -- one

8 capacity, yeah, with two bedrooms -- a little. He calls it a

9 bed and breakfast.

10 CHAIRMAN BULLOCK: Okay. Business owners?

11 CHAIRMAN GARNER: I think that was Amy Rogers.

12 COMMISSIONER BULLOCK: Not anymore.

13 COMMISSIONER STIENMETZ: She went out of business, so --

14 COUNTY CLERK SULLIVAN: Philip Williams.

15 COMMISSIONER BULLOCK: Amy's at large.

16 CHAIRMAN GARNER: Philip Williams.

17 COUNTY CLERK SULLIVAN: As business.

18 And you said Amy's at large?

19 CHAIRMAN GARNER: And Nancy Gordon would be at large.

20 COMMISSIONER STIENMETZ: I don't know her.

21 CHAIRMAN GARNER: I don't know her either. Just reading.

22 COMMISSIONER WAITS: And she's the chair of the historical

23 society --

24 CHAIRMAN GARNER: Yeah.

25 COMMISSIONER WAITS: -- right now and also sits on a couple

26 of our local boards.

27 Did you hear me?

28 So of the six, we need four appointments?

29 COMMISSIONER BULLOCK: Four appointments.

30 COMMISSIONER WAITS: Is that the maximum that sits on the

31 board is six? They all come up at same time?

32 CHAIRMAN GARNER: Mm-hm.

33 COMMISSIONER BULLOCK: That's the statute.

34 COMMISSIONER WAITS: Is that unusual? Or it just happened

35 this time?

36 COMMISSIONER BULLOCK: No, that's why we're addressing that

37 other issue. But this is all board appointments are one year.

38 COUNTY CLERK SULLIVAN: And all at the same time.

39 PHILIP WILLIAMS: And all board appointments are two years

40 on that board. And I think the reason they come up at the same

1 time is that board was all seated at the same time. I don't see
2 why --
3 CHAIRMAN GARNER: Yeah.
4 PHILIP WILLIAMS: -- they couldn't be staggered unless
5 somewhere in the statutes it says that they can't be staggered.
6 COMMISSIONER WAITS: But we were looking at staggering them
7 at one point, right?
8 COMMISSIONER BULLOCK: Mm-hm.
9 COUNTY CLERK SULLIVAN: Mm-hm.
10 COMMISSIONER BULLOCK: Yeah, it'll be on the next agenda.
11 COMMISSIONER WAITS: Okay.
12 So for these, since they are two year, do we have to -- do
13 we have to appoint all four to a two year or can we --
14 COMMISSIONER STIENMETZ: This time we do.
15 CHAIRMAN GARNER: Yes.
16 COMMISSIONER WAITS: -- appoint them this time and then
17 stagger them --
18 CHAIRMAN GARNER: Mm-hm.
19 COMMISSIONER WAITS: -- some other time?
20 CHAIRMAN GARNER: After it's been clarified.
21 COMMISSIONER WAITS: Okay.
22 CHAIRMAN GARNER: Yep.
23 COMMISSIONER BULLOCK: Well, I'll step out here. I'll make
24 a motion that we approve Philip Williams, Amy Rogers, Richard
25 Ripley and Ann Miles to the Lander County Tour-- Convention
26 and Tourism Authority.
27 COMMISSIONER STIENMETZ: I'll second that motion.
28 CHAIRMAN GARNER: Who?
29 COMMISSIONER BULLOCK: Philip Williams, Amy Rogers, Richard
30 Ripley, and Ann Miles.
31 COUNTY CLERK SULLIVAN: And Steve seconded it; is that
32 correct?
33 COMMISSIONER STIENMETZ: Yep, I seconded it.
34 CHAIRMAN GARNER: Any public comment?
35 (No comment.)
36 CHAIRMAN GARNER: All those in favor?
37 COMMISSIONER MASON: Aye.
38 COMMISSIONER WAITS: Aye.
39 COMMISSIONER STIENMETZ: Aye.
40 COMMISSIONER BULLOCK: Aye.

1 CHAIRMAN GARNER: Opposed.
2
3 COMMISSIONER MASON: So that's 34, 35 and 38?
4 JOY SWEENEY: And 36.
5 COMMISSIONER STIENMETZ: 34, 35, 36 and 38.
6 PHILIP WILLIAMS: 36, Dave.
7 COMMISSIONER MASON: Oh, Richard Ripley.
8 CHAIRMAN GARNER: Philip, Richard, Amy, Ann; right? Philip
9 Amy, Richard, Ann?
10 COMMISSIONER STIENMETZ: Mm-hm.
11
12

13 DISTRICT ATTORNEY
14

15 39) Discussion for possible action regarding approval/disapproval
16 of a resolution requesting the assistance of the Attorney
17 General in the prosecution of a County Lessee and employer of
18 a part-time employee of the Lander County District Attorney's
19 Office, and other matters properly related thereto; and if
20 approved, authorization for the Chairman to execute the
21 resolution.
22

23 CHAIRMAN GARNER: So we can go to 39, district attorney?
24 Discussion for possible action regarding approval/disapproval of
25 a resolution requesting the assistance of the attorney general
26 in the prosecution of a county lessee and employer of a
27 part-time employee of the Lander County district attorney's
28 office, and other matters properly related thereto; and if
29 approved, authorize for the chairman to execute the resolution.

30 DISTRICT ATTORNEY ELQUIST: Any questions?

31 CHAIRMAN GARNER: Do we need to go to a legal so we know
32 what we're doing?

33 DISTRICT ATTORNEY ELQUIST: No, it's -- it's set out in the
34 resolution if you guys approve it.

35 COMMISSIONER WAITS: Angie, if you would just clarify one
36 point for me, if I'm understanding this correctly. I understand
37 the conflict of interest, --

38 DISTRICT ATTORNEY ELQUIST: Okay.

39 COMMISSIONER WAITS: -- but is it because this is a
40 complaint from a state agency that --

1 DISTRICT ATTORNEY ELQUIST: Yes.
2 COMMISSIONER WAITS: -- we are going to the attorney
3 general?
4 DISTRICT ATTORNEY ELQUIST: Yeah. That's --
5 COMMISSIONER WAITS: If it wasn't a state agency, we might
6 look at a local DA in another county or something?
7 DISTRICT ATTORNEY ELQUIST: Yeah. Yeah. It's -- it's
8 easier because they're out of Carson. And it is a state entity.
9 COMMISSIONER WAITS: Okay.
10 DISTRICT ATTORNEY ELQUIST: So I think it's --
11 COMMISSIONER WAITS: Okay.
12 DISTRICT ATTORNEY ELQUIST: -- easier. And pretty much the
13 DAs have been exhausted for conflicts, so --
14 COMMISSIONER WAITS: Okay. Okay.
15 COMMISSIONER BULLOCK: I think for the matter of conflicts,
16 the names need to be filled in.
17 DISTRICT ATTORNEY ELQUIST: I'm sorry. What?
18 COMMISSIONER BULLOCK: Well, we're just going lessee,
19 employee, whatever. The names need to be filled in here so the
20 conflicts can be addressed.
21 DISTRICT ATTORNEY ELQUIST: The names on the reso- -- the
22 names are on the resolution. The name's on the resolution. I'm
23 not sure what you're talking about. What names? Or who the
24 employee is? Or what he --
25 COMMISSIONER BULLOCK: Mm-hm. The lessee. The employee.
26 There's nothing on here.
27 DEPUTY DISTRICT ATTORNEY TING: The lessee is Scott
28 Bullock. And --
29 COMMISSIONER BULLOCK: Okay, this is what I'm saying.
30 DISTRICT ATTORNEY ELQUIST: It -- it says that on the
31 resolution.
32 DEPUTY DISTRICT ATTORNEY TING: It says that on the --
33 DISTRICT ATTORNEY ELQUIST: It should say who it is. I
34 don't -- yeah. I don't see where it didn't say who it was.
35 CHAIRMAN GARNER: I'm a little lost.
36 COMMISSIONER BULLOCK: Oh, okay.
37 DISTRICT ATTORNEY ELQUIST: Do you guys have the resolution
38 there in front of you?
39 COMMISSIONER BULLOCK: Okay.
40 CHAIRMAN GARNER: I just saw --

1 COMMISSIONER BULLOCK: Okay. With that, I am recusing
2 myself from any discussion and abstaining from voting.

3 COMMISSIONER WAITS: Sadie, can you give us a resolution
4 number. Are we on 13?

5 COUNTY CLERK SULLIVAN: Sounds about right. Let's see.
6 Did you guys call for one specific?

7 DISTRICT ATTORNEY ELQUIST: I thought it should be on
8 there. What does it say in your packets?

9 COUNTY CLERK SULLIVAN: It was left blank.

10 CHAIRMAN GARNER: It's not agendized as a resolution
11 number. There's no number on the --

12 COUNTY CLERK SULLIVAN: Let's see, we did ten. Eleven. I
13 think we're on 12? Is that -- I would have to call upstairs and
14 actually get one. Just -- there's twelve. And make sure nobody
15 called for one in between.

16 DISTRICT ATTORNEY ELQUIST: Do you want to do that? Or
17 does it --

18 COUNTY CLERK SULLIVAN: Yeah.

19 DISTRICT ATTORNEY ELQUIST: I thought we got -- put it on
20 there.

21 COUNTY CLERK SULLIVAN: I was calling Finance for that
22 resolution.

23 COMMISSIONER BULLOCK: No, twelve was number -- Item Number
24 15.

25 DISTRICT ATTORNEY ELQUIST: So this will be 13?

26 COUNTY CLERK SULLIVAN: Possibly. There may have been
27 someone else call for a resolution in between.

28 (By telephone, conversing with clerk's office.) Hello.
29 This is Sadie. Can I get the next resolution number available,
30 please.

31 COMMISSIONER BULLOCK: No, twelve was Item Number 15.

32 COUNTY CLERK SULLIVAN: (By telephone, conversing with
33 clerk's office.) Okay. And the description's going to be Item
34 39. And I'll explain when I come back up. Okay. Thanks. Bye.
35 Okay. So it is 2014-13.

36 COMMISSIONER WAITS: I will make a motion that we approve
37 Resolution Number 2014-13 and that the Lander County Board of
38 Commissioners joins with the Lander County district attorney in
39 accordance with the provisions of Nevada Revised Statutes
40 228.130 and request the Nevada attorney general assume complete

1 responsibility for the handling of the criminal prosecution of
2 Scott Bullock for the charges brought by the State of Nevada
3 Contractor's Board.

4 CHAIRMAN GARNER: No second. The motion dies.
5 Motion dead. We'll move on to 40.
6
7

8 **COURTHOUSE/ADMINISTRATION BUILDING PROJECT**
9

10 40) **Discussion for possible action regarding the status of the**
11 **Lander County Courthouse/Administration Building Project, and**
12 **other matters properly related thereto.**
13

14 CHAIRMAN GARNER: Discussion for possible action regarding
15 the status of the Lander County Courthouse/Administration
16 Building Project, and other matters properly related thereto.

17 Max isn't here. I think we all kind of saw what was going
18 on.

19 Do we need any more on that?

20 COMMISSIONER STIENMETZ: No, I mean, we were all out there.

21 CHAIRMAN GARNER: Yeah.

22 COMMISSIONER STIENMETZ: We all know where they're at. I
23 guess they'll start construction Monday, so --
24 Start the excavations, I guess.
25

26 41) **Discussion for possible action regarding approval/disapproval**
27 **of the proposal submitted by Raymond M. Pezonella of**
28 **Pezonella Associates, Inc. for the construction testing and**
29 **special inspection services for the Lander County**
30 **Courthouse/Administration Building Project, in an amount not**
31 **to exceed \$147,000.00; and other matters properly related**
32 **thereto.**
33

34 CHAIRMAN GARNER: Forty-one, discussion for possible action
35 regarding approval/disapproval of the proposal -- proposal
36 submitted by Raymond M. Pezonelli -- Pezonella -- excuse me for
37 my -- Pezonella Associates, Incorporated, for the construction
38 testing and special inspection services for the Lander County
39 Courthouse/Administration Building Project, in an amount not to
40 exceed \$147,000; and other matters properly related thereto.

1 What's this, Jim?

2 JIM OLSON: It's for the special testing of the building.

3 CHAIRMAN GARNER: I thought we already had that done.

4 JIM OLSON: Pardon?

5 CHAIRMAN GARNER: I thought that was done.

6 COMMISSIONER MASON: Yeah. I thought we did that.

7 JIM OLSON: This was the approval of the, I guess, for the

8 final contract with Pezonella.

9 COMMISSIONER BULLOCK: Do you want to enlighten us, Max?

10 COMMISSIONER MASON: Well, there's -- there's -- there's

11 Max. Didn't we approve this?

12 JUDGE MAX BUNCH: What's that?

13 CHAIRMAN GARNER: The special testing for Pezonella? Is he

14 --

15 JUDGE MAX BUNCH: No. We had not -- that was with the

16 county engineer, previously. The county executive director took

17 over. He and I worked together.

18 Judge Bunch -- Max Bunch, for the record. Sorry.

19 And so Mr. Olson took charge of all of this. So we -- I --

20 Jim and I have talked. We have a potential with Pezonella. What

21 we did before Pezonella, he did some testing for us way back when

22 we started this project.

23 But there wasn't any approval. This was actually under the

24 engineer.

25 He brought a list, a short list, of all these different

26 companies.

27 CHAIRMAN GARNER: Mm-hm.

28 JUDGE MAX BUNCH: And you guys didn't approve that. And we

29 went back when you didn't approve it. So we didn't go off the

30 list. And I believe Mr. Olson solicited the bids or requests

31 for proposals, because it wasn't bids. It was requests for

32 proposals. He and I went over it. We also had CORE help us in

33 going over it to try and get it to apples to apples for

34 comparison. I did bring that up the last meeting --

35 COMMISSIONER BULLOCK: Mm-hm.

36 JUDGE MAX BUNCH: -- a little bit. We discussed it. But

37 we -- we did not have somebody selected at the time.

38 We actually knew of somebody that we were pretty close to

39 it. But we didn't have an actual agreement with them at the

40 time.

1 So my understanding is, is that Mr. Olson was going to
2 recommend Pezonella Associates. And I believe that to a number
3 not to exceed on all the testing \$147,000, --

4 COMMISSIONER BULLOCK: Mm-hm.

5 JUDGE MAX BUNCH: -- which is within the budget of what we
6 have.

7 CHAIRMAN GARNER: Okay. That's good.

8 COMMISSIONER STIENMETZ: Then I'll make a motion that the
9 commission approve the proposal submitted by Raymond M.
10 Pezonella of Pezonella Associates, Incorporated, for the
11 construction testing and special inspection services for the
12 Lander County Courthouse/Administrative Project in an amount not
13 to exceed \$147,000.

14 COMMISSIONER MASON: I'll second that.

15 JUDGE MAX BUNCH: And I'm sorry.

16 COMMISSIONER BULLOCK: Do we need to go back?

17 JUDGE MAX BUNCH: Yeah, could I please?

18 CHAIRMAN GARNER: Forty, discussion for possible action
19 regarding the status of the Lander County Courthouse/
20 Administration Building Project, and other matters properly --

21 COMMISSIONER STIENMETZ: Are we going to finish that?

22 CHAIRMAN GARNER: -- related thereto. Oh.

23 COMMISSIONER WAITS: Do you want to vote on this one?

24 CHAIRMAN GARNER: Back to 41.

25

26 CHAIRMAN GARNER: Any public comment?

27 (No comment.)

28 CHAIRMAN GARNER: All those in the favor?

29 Aye.

30 COMMISSIONER WAITS: Aye.

31 COMMISSIONER MASON: Aye.

32 COMMISSIONER STIENMETZ: Aye.

33 COMMISSIONER BULLOCK: Aye.

34

35 **40) Discussion for possible action regarding status of the Lander**
36 **County Courthouse/Administration Building Project, and other**
37 **matters properly related thereto.**

38

39 CHAIRMAN GARNER: Skipping back to 40, with that being
40 said.

1 JUDGE MAX BUNCH: Okay. Max Bunch, for the record on this.
2 The commission has directed me to try to get potential
3 seals. The county doesn't have a county seal. And so I've been
4 working with Van Woert and Bigotti.

5 In addition to that, an anonymous person sent in another
6 one as they had read the minutes, thought it would be a good
7 idea. So they tried to design that and give it to me. And they
8 did not want any credit for it. They just said that if -- if
9 there's something there, you want to work on it.

10 And so these are not final because I'm doing a little more
11 research, as I think I explained the last time. There's
12 confusion as to whether Lander County became a county in 1861 or
13 1862. So I'm -- I'm getting ready to contact the Nevada state
14 archivist and to confirm that, because it's written two
15 different places, two different dates.

16 COMMISSIONER BULLOCK: Well, I like the new one.

17 COMMISSIONER STIENMETZ: I like this one best.

18 CHAIRMAN GARNER: I like that.

19 COMMISSIONER BULLOCK: I gotta say, I do like it.

20 COMMISSIONER STIENMETZ: I'll make a motion --

21 JUDGE MAX BUNCH: No, no, no, no, no. I'm not asking for a
22 motion. This is just to -- to review any comments that you have
23 on any of this.

24 COMMISSIONER STIENMETZ: Proceed with this one.

25 CHAIRMAN GARNER: I like the --

26 COMMISSIONER BULLOCK: It depicts a lot. I think it's
27 good.

28 CHAIRMAN GARNER: I like this one, instead of the 1861
29 where you can barely see if, if they drop it down in the middle
30 where it's really bold.

31 COMMISSIONER BULLOCK: Actually, you could run it down like
32 this.

33 CHAIRMAN GARNER: Where it's really bold.

34 COMMISSIONER BULLOCK: Sideways.

35 JUDGE MAX BUNCH: Okay.

36 COMMISSIONER STIENMETZ: Just a little --

37 COMMISSIONER BULLOCK: And make it bigger.

38 JUDGE MAX BUNCH: Or 1862. We're not sure which one.

39 CHAIRMAN GARNER: Whatever it is.

40 COMMISSIONER STIENMETZ: 1862.

1 COMMISSIONER BULLOCK: Put it.
2 COMMISSIONER STIENMETZ: Or '61 slash 62.
3 COMMISSIONER BULLOCK: Or put it below Nevada.
4 COMMISSIONER WAITS: Yes.
5 COMMISSIONER STIENMETZ: Yeah.
6 CHAIRMAN GARNER: Something where it's kind of sticks out a
7 little bit more maybe.
8 JIM OLSON: Yeah, established 1861.
9 COMMISSIONER BULLOCK: Or whatever date it is.
10 COMMISSIONER STIENMETZ: Yeah.
11 COMMISSIONER BULLOCK: Whoever sent it in, great job, I
12 think.
13 JIM OLSON: Yeah. It's going to be nice.
14 CHAIRMAN GARNER: Is this the anonymous one?
15 JUDGE MAX BUNCH: It is.
16 CHAIRMAN GARNER: We paid for this?
17 JUDGE MAX BUNCH: No, we didn't pay for that. Actually,
18 they volunteered to -- to put that in.
19 So -- but if there's any other comments, we're obviously
20 trying to -- to get mining in there. And I don't know if in the
21 one that's anonymous that you actually know -- knew that it was
22 a pick.
23 CHAIRMAN GARNER: Yeah.
24 JUDGE MAX BUNCH: Because it took me about three hours to
25 figure out it was a pick.
26 CHAIRMAN GARNER: Really?
27 JUDGE MAX BUNCH: Yeah. Well, it's because I had my detail
28 and everything else.
29 COMMISSIONER STIENMETZ: I didn't notice it until you just
30 brought it up.
31 CHAIRMAN GARNER: Really?
32 COMMISSIONER STIENMETZ: It's nice looking.
33 JUDGE MAX BUNCH: Well, I'm glad I'm not the only one that
34 didn't notice it right off the bat.
35 COMMISSIONER BULLOCK: Well, you know, I mean, if we're so
36 skeptical about mining, put an excavator instead of a front-end
37 loader and you cover it.
38 JUDGE MAX BUNCH: Right. I mean, you know, we -- so some
39 discussion back and forth. And we went through it. You know,
40 do you -- do you want it as a shield? Do we want it as a

1 circle? Similar to that. Do we want them to try and change
2 that to a circle. Because what we're attempting to do is we're
3 attempting to have it done and end up with a -- with a seal that
4 we can put on the front of the courthouse.
5 COMMISSIONER BULLOCK: Well, I'd say keep it the same
6 design. Show us in a circle. Show us in the shield and --
7 COMMISSIONER STIENMETZ: Yeah.
8 COMMISSIONER BULLOCK: -- play with it. But I think the --
9 I think the concept's great.
10 COMMISSIONER STIENMETZ: Yes. I --
11 JUDGE MAX BUNCH: Okay.
12 COMMISSIONER BULLOCK: But I'm really impressed with it.
13 COMMISSIONER MASON: I'd prefer the circle too. But I like
14 the concept of this one.
15 JUDGE MAX BUNCH: Okay.
16 COMMISSIONER BULLOCK: Make it oval, I don't -- you know.
17 JUDGE MAX BUNCH: Well, we're -- if we're going to do this,
18 I mean, it's a work in progress. But I wanted to see -- let you
19 guys know of the update we have going on and the information
20 that I have available for you.
21 I haven't talked with the gentleman with the flag yet. But
22 I'm -- I am going to get with Mr. Negro, which I keep forgetting
23 every time we have an opportunity to see each other to go talk to
24 the gentleman who's going to potentially going to do the flag for
25 us, so we still have a few months for that, before we actually
26 need that.
27 CHAIRMAN GARNER: Well, and this could go on the flag; --
28 COMMISSIONER BULLOCK: Mm-hm.
29 CHAIRMAN GARNER: -- correct?
30 COMMISSIONER STIENMETZ: Yeah.
31 COMMISSIONER BULLOCK: Yeah. Same thing.
32 JUDGE MAX BUNCH: Potentially, yeah.
33 CHAIRMAN GARNER: County flag.
34 COMMISSIONER MASON: Hand this to the back row so they can
35 see.
36 GRACE POWRIE: Put me to work; aren't you? Back row.
37 COMMISSIONER MASON: So are you intending to -- let's say
38 that this is a round shield and/or a round insignia.
39 JUDGE MAX BUNCH: Seal.
40 COMMISSIONER MASON: How is it going to be mounted? Is it

1 a separate piece that's mounted on the -- on the new --
2 COMMISSIONER STIENMETZ: It'll be a plaque or --
3 COMMISSIONER MASON: -- building or is it going to be built
4 in as a mount?
5 JUDGE MAX BUNCH: Well, I think -- I think that once we get
6 it figured out, if we're going to do a circle, when we're
7 getting to that portion of the building -- because it's going to
8 be, I'm assuming, brass. And it will be like what's up on the
9 front of the courthouse now, which is the state seal. The state
10 didn't do anything to build this building. They may have in
11 1860, but I don't know.
12 But I know the state didn't donate any money to this
13 building. So we were looking at potentially putting in the county
14 seal, designing a county seal. Because there's only four counties
15 that have a county seal in the state of the Nevada at this time.
16 COMMISSIONER BULLOCK: You're on the right track.
17 COMMISSIONER STIENMETZ: Yep.
18 JUDGE MAX BUNCH: Okay. So, I mean, if you -- any of you
19 have any comments that you want something else in here, please
20 let me know. And you can either call me or do whatever. Or we
21 can kind of discuss that a little bit. I'd be happy to -- to do
22 that with you.
23 So we just -- we're just kind of looking at it. I just
24 wanted to see which direction you wanted me to go.
25 Ms. Waits, you didn't say. Were you either or?
26 COMMISSIONER WAITS: The only --
27 JUDGE MAX BUNCH: Or do you want me to work on both still?
28 COMMISSIONER WAITS: The only thing I wondered --
29 everybody's picked out the colored one -- and I'm wondering
30 whether color is something they can do very easily. Or whether
31 we might have to take this one we like the best and put that in
32 two colors or black and white or something. So whether that
33 makes --
34 COMMISSIONER BULLOCK: Even if we do, I like the design.
35 COMMISSIONER WAITS: -- whether that makes a difference --
36 COMMISSIONER STIENMETZ: I like this design better.
37 COMMISSIONER WAITS: -- would be my question, but I like
38 them both.
39 COMMISSIONER STIENMETZ: I don't like the round ones.
40 JUDGE MAX BUNCH: You like what?

1 COMMISSIONER WAITS: I like them both. I like the round
2 I like the Lander County, State of Nevada, I like that part.
3 But I like what's depicted on --

4 JUDGE MAX BUNCH: So you're saying, like -- like if this
5 shield was inside of this circle, you would like that more?

6 CHAIRMAN GARNER: Hm?

7 COMMISSIONER WAITS: Yes.

8 JUDGE MAX BUNCH: Just the actual shield of this in --
9 inside of that.

10 COMMISSIONER WAITS: I like the round. I like the Lander
11 County, State of Nevada. I like that. But I like this part
12 better.

13 COMMISSIONER BULLOCK: I kind of like the Nevada the way it
14 is, and --

15 COMMISSIONER WAITS: Yep.

16 COMMISSIONER BULLOCK: So. you're not going to please
17 everybody.

18 JUDGE MAX BUNCH: Well -- we'll -- hopefully, we'll have a
19 couple more to -- to choose from and look -- to choose from when
20 we're -- get to almost completion.

21 COMMISSIONER BULLOCK: Okay.

22 JUDGE MAX BUNCH: Okay.

23 CHAIRMAN GARNER: Thanks, Max.

24 COMMISSIONER STIENMETZ: Thanks, Max.

25 COMMISSIONER WAITS: You're on the right track.

26 COMMISSIONER STIENMETZ: Appreciate it.

27

28

29 **COMMISSIONERS**

30

31 **42) Correspondence/reports/potential upcoming agenda items.**

32

33 CHAIRMAN GARNER: Forty-two, commer- -- correspondence,
34 reports potential upcoming agenda items.

35 (The following correspondence was received:

36 1. United States Department of Agriculture, Scoping
37 Document, Porter Canyon Exploration Project.

38 2. Christopher J. Cook, Bureau of Land Management, to
39 Interested Public, letter regarding Final Decision Effective on
40 Issuance for the Temporary Modification of Grazing Permits on

1 Argenta Allotment, 2014 Grazing Agreement for the Argenta
2 Allotment and Argenta Monitoring Summaries.

3 3. Jon D. Sherve for Christopher J. Cook, BLM, to
4 Interested Public, letter regarding Environmental Assessment
5 (EA) analyzing/disclosing the potential environmental impacts of
6 a proposed project approximately 40 miles north of Eureka,
7 Nevada.

8 4. Jon D. Sherve for Christopher J. Cook, BLM, to
9 Interested Public, letter regarding Proposed Decision Transfer
10 of Grazing Preference and Issuance of a New Term Grazing Permit
11 for the Arambel Allotment.

12 5. Richard Perry, Nevada Division of Minerals, to Lander
13 County Board of Commissioners, letter regarding update to the
14 State oil and gas regulations (NAC 522) to account for the use
15 of hydraulic fracturing to be adopted later this year.

16 6. US Nuclear Waste Technical Review Board, June 13, 2014
17 Press Release, US NWTRB to Discuss Management and Disposal of
18 DOE Spent Nuclear Fuel and High-Level Radioactive Waste at
19 August Meeting in Idaho Falls, Idaho.

20 7. US Nuclear Waste Technical Review Board, June 16, 2014
21 Press Release, President Obama Announces Intent to Reappoint
22 Five Members to US Nuclear Waste Technical Review Board.

23 8. Honorable Sally Jewell, Secretary of the Interior, to
24 Lander County Official, letter notifying Lander County that the
25 Department of the Interior issued payments to eligible local
26 governments under the Payments in Lieu of Taxes (PILT) program.

27 9. J.J. Goicoechea, Eureka County Commission Chairman, to
28 Honorable Sally Jewell, Secretary of the Interior, letter to
29 petition the delisting of the common raven from the Migratory
30 Bird Treaty Act.)

31
32 COMMISSIONER STIENMETZ: The only thing I got is last --
33 when I was here the last time, we talked about the Humboldt
34 River Basin Water Authority. And we have an extra seat on there
35 that Lander County has and giving it -- letting the mining
36 association use that seat.

37 I got a proposal from them. I'll get it to the next one.
38 But I think they should make it a nonvoting seat. They can sit on
39 there so they can present their sides. But they shouldn't be
40 voting for Lander County.

1 But I'll bring that forth in a -- for the next agenda.
2 CHAIRMAN GARNER: Okay.
3 COMMISSIONER BULLOCK: I liked on correspondence the letter
4 by the Eureka County Commission about delisting the common raven
5 from the Migratory Bird. I think maybe we need to look at
6 supporting them in -- in their letter and going along with them.
7 COMMISSIONER STIENMETZ: Mm-hm.
8 COMMISSIONER BULLOCK: Due to that's a lot of the problems
9 with the sage grouse.
10 COMMISSIONER STIENMETZ: That's a lot of the problems
11 everywhere.
12 COMMISSIONER BULLOCK: So I would like to see that put on.
13 COMMISSIONER WAITS: I would like to see the Austin Roping
14 Club finally come back up. It's been out of compliance and no
15 contract for over a year now. And I think the district
16 attorney's office was actually speaking with the Austin folks on
17 this.
18 DEPUTY DISTRICT ATTORNEY TING: Yeah. It just didn't make
19 it to this agenda because of the length of the item.
20 COMMISSIONER WAITS: That's okay. But I know it's time
21 to -- to take a look at this and what the county wants do
22 with -- with that and with the animals that are there. And so
23 that needs to be on.
24 CHAIRMAN GARNER: So is that all we've got?
25 We will -- ask for a --
26
27 COMMISSIONER STIENMETZ: Make a motion we move to a closed
28 personnel session.
29 COMMISSIONER BULLOCK: Second.
30 CHAIRMAN GARNER: Any public comment?
31 (No comment.)
32 CHAIRMAN GARNER: All in favor?
33 COMMISSIONER WAITS: Aye.
34 COMMISSIONER STIENMETZ: Aye.
35 COMMISSIONER MASON: Aye.
36 CHAIRMAN GARNER: Aye.
37 COMMISSIONER BULLOCK: Aye.
38
39
40 CHAIRMAN GARNER: We'll have to ask everybody to leave, but

1 Jan and the district attorney.
2
3

4 CLOSED PERSONNEL SESSION
5

6 43) Closed personnel session to conduct a six months' performance
7 evaluation of the Lander County Community Services Officer.
8

9 (Meeting closed.)
10
11

12 COMMISSIONERS
13

14 44) Discussion for possible action regarding the six months'
15 performance evaluation of the Lander County Community
16 Services Officers.
17

18 CHAIRMAN GARNER: Forty-four. Good?

19 COUNTY CLERK SULLIVAN: Yep.

20 CHAIRMAN GARNER: Discussion for possible action regarding
21 the six months' performance evaluation of the Lander County
22 community services officer.

23 COMMISSIONER BULLOCK: I'd like to a motion to direct Jim
24 and -- Joy to take a look at the job description and redefine it
25 and bring it back to the board of commissioners for approval or
26 -- adjustments.

27 JIM OLSON: Okay.

28 COMMISSIONER WAITS: I'd like to read a disclaimer into the
29 record before we second that.

30 Pursuant to NRS 281A.420, I'm disclosing that I may have a
31 personal interest in a private capacity in this discussion because
32 the community service officer is also a current business partner.

33 Having said that, I do believe that whatever decision is made
34 in this matter would not give me any more financial or personal
35 gain or loss than anyone else who would be affected by the
36 decision or discussion. Therefore, I will not be abstaining from
37 the discussion or any decision.

38 And I'll second the motion.

39 CHAIRMAN GARNER: Any public comment?

40 (No comment.)

1 CHAIRMAN GARNER: All those in favor?
2 COMMISSIONER MASON: Aye.
3 COMMISSIONER STIENMETZ: Aye.
4 COMMISSIONER WAITS: Aye.
5 COMMISSIONER BULLOCK: Aye.
6 JAN MORRISON: Thank you.
7 COMMISSIONER BULLOCK: Thank you.
8 COMMISSIONER MASON: Thanks, Jan.
9
10

11 **PUBLIC COMMENT**

12
13 CHAIRMAN GARNER: This is the time for public comment for
14 non-agendized items only.

15 Donnie Negro.

16 DONALD NEGRO: Donnie Negro, for the record.

17 Just as a person, I think we ought to send Joy Brandt -- a
18 plaque or something. Because I go to all them planning
19 commissions. You always hear her in the background. And she's
20 been here forever, you know, as a gov- -- you know, county --
21 whatever she does.

22 COMMISSIONER BULLOCK: Well, we can't act on this. But I
23 think it ought to be more than a plaque, because I'd like to
24 actually see the woman face to face. I don't care, a dinner or
25 whatever.

26 DONALD NEGRO: Yeah.

27 COMMISSIONER BULLOCK: But I've heard the voice forever,
28 but never met the woman.

29 COMMISSIONER STIENMETZ: Yeah.

30 So --

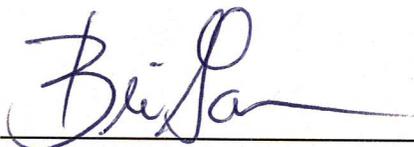
31 CHAIRMAN GARNER: Motion?
32

33
34 **ADJOURNMENT**

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36 COMMISSIONER BULLOCK: I'll make a motion to adjourn.

37 COMMISSIONER MASON: Second.
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**CHAIRMAN OR VICE CHAIRMAN OF THE
BOARD OF LANDER COUNTY
COMMISSIONERS AND THE LANDER
COUNTY LIQUOR BOARD**

ATTEST: Sadie Sullivan
LANDER COUNTY CLERK

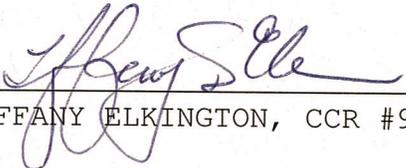
Note: The Board of Lander County Commissioners serves as the Town Board for the unincorporated towns of Battle Mountain and Austin, Nevada.

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STATE OF NEVADA)
) ss.
COUNTY OF LANDER)

I, TIFFANY ELKINGTON, A CERTIFIED COURT REPORTER, DO HEREBY
CERTIFY THAT I WAS PRESENT IN THE COMMISSION CHAMBERS OF THE
LANDER COUNTY COURTHOUSE IN THE STATE OF NEVADA, ON THE 26TH
DAY OF JUNE 2014, AND REPORTED THE FOREGOING PROCEEDINGS;
THAT THE SAME IS FULL, TRUE, AND CORRECT AS REFLECTED BY MY
ORIGINAL MACHINE SHORTHAND NOTES TAKEN AT SAID PLACE AND TIME
BEFORE THE HONORABLE BOARD OF LANDER COUNTY COMMISSIONERS.

DATED AT BATTLE MOUNTAIN, NEVADA,
THIS 24th DAY OF JULY 2014.



TIFFANY ELKINGTON, CCR #930