

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 March 27, 2014, at
4 9:00 a.m.

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

15 **ABSENT:** BRIAN GARNER, COMMISSIONER
16

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

19
20 Let the record reflect the presence of Austin via telephone
21 conference.
22

23 [Meeting commenced on March 27, 2014, at 9:00 a.m.]
24

25 VICE CHAIRMAN BULLOCK: Go ahead and call to order the
26 meeting of the Lander County Commissioners, Town Board of Battle
27 Mountain, and Austin Board of County Highway Commissioners.

28 Dave, can you lead us in the pledge, please?
29

30 (Pledge of Allegiance.)
31

32
33 **APPROVAL OF AGENDA NOTICE**
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35 VICE CHAIRMAN BULLOCK: Discussion for possible action
36 regarding the approval of agenda notice.

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

39 COMMISSIONER WAITS: I'll second that motion.

40 VICE CHAIRMAN BULLOCK: Any public comment?

1 (No comment.)
2 VICE CHAIRMAN BULLOCK: All those in favor?
3 COMMISSIONER MASON: Aye.
4 COMMISSIONER WAITS: Aye.
5 COMMISSIONER STIENMETZ: Aye.
6 VICE CHAIRMAN BULLOCK: Aye.
7 Any opposed?
8 (No comment.)
9

10
11 **APPROVAL & ACCEPTANCE OF MINUTES**
12

13 VICE CHAIRMAN BULLOCK: Discussion for possible action
14 regarding approval and acceptance of minutes of March 12, 2014,
15 Special Session Budget Workshop?
16 COUNTY CLERK SULLIVAN: None.
17 COMMISSIONER STIENMETZ: No. None.
18 VICE CHAIRMAN BULLOCK: Okay. March 13th, 2014th, Regular
19 Session.
20 COMMISSIONER WAITS: I'll make a motion that we approve the
21 minutes on the March 13st, Regular Session.
22 COMMISSIONER STIENMETZ: I'll second the motion.
23 VICE CHAIRMAN BULLOCK: Any public comment?
24 (No comment.)
25 VICE CHAIRMAN BULLOCK: All those in favor?
26 COMMISSIONER WAITS: Aye.
27 COMMISSIONER MASON: Aye.
28 COMMISSIONER STIENMETZ: Aye.
29 VICE CHAIRMAN BULLOCK: Aye.
30 Any opposed?
31 (No comment.)
32 VICE CHAIRMAN BULLOCK: And minutes for the March 24th,
33 2014, Special Session?
34 COUNTY CLERK SULLIVAN: None.
35 VICE CHAIRMAN BULLOCK: Okay.
36
37

38 **COMMISSIONER REPORTS**
39

40 VICE CHAIRMAN BULLOCK: Commissioner Reports on meetings,

1 conferences, and seminars attended. Dave?

2 COMMISSIONER MASON: On March 19th, I attended the Newmont
3 breakfast. There were a lot of interesting stuff there. Steve
4 was there.

5 So I'm just going to report on one thing that caught my eye
6 and that was the -- I brought up the subject of the ground water
7 table here in Northern Nevada. And I used the -- the idea that
8 we have these two ponds: one at Lone Tree and the other one at
9 McCoy mine, the old McCoy mine. And I asked that if -- if
10 they could use those ponds -- were lakes, actually, they're both
11 600, both 600 feet deep -- as an instrument to gauge our water
12 table in Northern Nevada. And he said, yes, we can. And our
13 water table in Northern Nevada is very healthy. I thought that
14 was good news.

15 Then I re -- then I went to the community center in Austin
16 on March 24th, Nevada Arts Council, the arts education program,
17 the grants program, the individual artist's support program.
18 And there were about 20 people attending. And for a small
19 community, that was a good turnout for arts. And it was a good
20 meeting. The turnout was excellent. And the -- and the people
21 entered into all kinds of discussion. They broke it down to
22 discussion tables, how to improve and so on. But I was glad to
23 attend. It was good.

24 That's all I have.

25 VICE CHAIRMAN BULLOCK: Okay, Patsy.

26 COMMISSIONER WAITS: Thank you. Since our last meeting,
27 I've had several meetings with the Division for Aging. We've
28 had a couple of different conference calls and subcommittees.
29 And then on March 21st, they had the video conference that all
30 the commissioners were invited to throughout the state, trying
31 to get a handle on what's been happening with our seniors and
32 some of the programs we need to be alerted to coming up.

33 I do have a couple statistics I wanted to share with you
34 that was kind of interesting. It says, our elder population is
35 growing. I don't think that's a surprise to anyone. But in
36 2000 and 2010, Nevada's population grew faster than any other
37 state on a percentage basis. The state's senior population grew
38 by 48.2, more than any other state except Alaska.

39 Nevada had 340,000 people 65 or older in their population
40 group. The highest percentages of older adults who are located

1 in the Douglas, Esmeralda, Mineral, Nye, Elko, and Humboldt.
2 That's for the rural areas. Of course, Clark and Washoe have --
3 have the big ones. They have about 90% of it. That leaves
4 about 100,000 people left for the rest of the counties. The
5 main things coming up on that -- in our surveys that we've been
6 doing: Transportation. That becomes the number one need in the
7 rural and the urban. And so they're working with NDOT to try
8 and highlight that and get some more areas.

9 Nutrition, of course. Older people must be included in the
10 state planning for food security. In Nevada, 18.8% of seniors
11 are deemed marginally food insecure. So our federal funding, I
12 guess, seems to be dropping a little bit on that. That means
13 the counties are going to be stepping up and looking forward on
14 that.

15 And one of the areas that we also lightly touched on last
16 commissioner's meeting and again in our tri-county meeting was
17 the need for legal. And according to the US Census Bureau of
18 2011 poverty data, over one million people in Nevada qualify for
19 free or low-cost legal services. So if we take 90% of the
20 Nevadans out of Washoe and county, this leaves us a hundred
21 thousand in the rural and frontier. Some of which have over 50%
22 of their population who are older than 65. Providing access to
23 legal services for the elderly strengthens their independence
24 and decreases the risk of their exploitation and
25 institutionalization, improving the quality of their lives and
26 saving the taxpayers money. So I know that's something we're
27 going to be looking at again as time goes by on that.

28 On 3/24, I did attend the tri-county meeting in Winnemucca.
29 And I was with our chairman, Brian Garner, and Steve Stienmetz.
30 And I'll pass that on to Steve.

31 COMMISSIONER STIENMETZ: All right. On the 19th, I
32 attended the Newmont breakfast, as Dave said. And they were
33 informative about how they're doing with their copper leach and
34 all -- everything that's going on with them.

35 They're -- they're not doing -- I mean, they're just doing
36 what they need to maintain replacing people as they leave.
37 They're not expanding. And -- which is -- what we know.

38 Then on the morning of the 24th, I attended a breakfast
39 meeting with Paul, who is Newmont's hydrologist, Shar Peterson,
40 and -- what was her name? -- another gal that works for Shar.

1 And they were talking -- just talking about water rights and
2 everything and how their working with it, and -- because
3 Humboldt River Water Basin Authority protested their water right
4 out at Twin Creeks. And they're bringing about in -- and the
5 main -- the reason they protested it mainly was because they
6 didn't break down how much of the water was for mining and
7 milling and the other -- how much was for dewatering. And they
8 kind of wanted that broke down. But they were -- they're going
9 to talk to -- I told them they needed to come to our meetings
10 both for Humboldt River and for Central Nevada Water Authority.
11 And so I gave them the dates. and hopefully, they will send
12 somebody to attend those meetings.

13 And then also I attended the tri-county meeting on the
14 24th. And you pretty much covered everything we talked about.

15 So I have nothing more.

16 VICE CHAIRMAN BULLOCK: Okay. And I have nothing.

17
18

19 **STAFF REPORTS**

20

21 VICE CHAIRMAN BULLOCK: So we'll move on to staff reports
22 on meetings, conferences, and seminars attended.

23 (No comment.)

24 VICE CHAIRMAN BULLOCK: Apparently, we have none.

25
26

27 **PAYMENT OF THE BILLS**

28

29 VICE CHAIRMAN BULLOCK: So we'll go on to discussion for
30 possible action regarding payment of the bills.

31 JANE BIANCI: Good morning.

32 I have a couple to ratify: Check #47540 in the amount of
33 \$104.36 to Chase Card Services; Check #47544 for \$172.03 to
34 First Advantage OHS; Check #47561 in the amount of \$12,597.14 to
35 RBF Excavating; Check #45 -- excuse me -- 47555 in the amount of
36 \$272.31 to New Pig Corporation; Check #47579 in the amount of
37 \$3,689.03 to Wells Fargo Remittance; Check #47539 in the amount
38 of \$1,544.49 to Business Card; Check #47696 in the amount of
39 \$264,631.33 to CXT, Inc.

40 COMMISSIONER WAITS: I need to abstain from Check #47683

1 for travel expenses.
2 COMMISSIONER MASON: Look at this one.
3
4 (Commissioner's reviewing payment of the bills.)
5
6 COMMISSIONER MASON: My God, what is this? Is this --
7 That's a lot of money.
8
9 (Commissioners reviewing payment of the bills.)
10

11 **Business Card**

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13 COMMISSIONER STIENMETZ: I'll make a motion to ratify Check
14 #047539 in the amount of \$1,544.49 to Business Card.
15 COMMISSIONER WAITS: I'll second that motion.
16 VICE CHAIRMAN BULLOCK: Any comment?
17 (No comment.)
18 VICE CHAIRMAN BULLOCK: All those in favor?
19 COMMISSIONER MASON: Aye.
20 COMMISSIONER WAITS: Aye.
21 COMMISSIONER STIENMETZ: Aye.
22 VICE CHAIRMAN BULLOCK: Aye.
23 Those opposed?
24 (No comment.)
25

26 **Chase Card Services**

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28 COMMISSIONER STIENMETZ: I'll make a motion to ratify Check
29 #047540 in the amount of \$104.36 to Chase Card Services.
30 COMMISSIONER WAITS: I'll second that motion.
31 VICE CHAIRMAN BULLOCK: Any comment?
32 (No comment.)
33 VICE CHAIRMAN BULLOCK: All those in favor?
34 COMMISSIONER STIENMETZ: Aye.
35 COMMISSIONER MASON: Aye.
36 COMMISSIONER WAITS: Aye.
37 VICE CHAIRMAN BULLOCK: Aye.
38 Those opposed?
39 (No comment.)
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RBF Excavating

COMMISSIONER STIENMETZ: I'll make motion to ratify Check #047561 in the amount of \$12,597.14 to RBF Excavating.
COMMISSIONER WAITS: I'll second that motion.
VICE CHAIRMAN BULLOCK: Any comment?
(No comment.)
VICE CHAIRMAN BULLOCK: All those in favor?
COMMISSIONER MASON: Aye.
COMMISSIONER WAITS: Aye.
COMMISSIONER STIENMETZ: Aye.
VICE CHAIRMAN BULLOCK: Aye.
Those opposed?
(No comment.)

First Advantage OHS

COMMISSIONER STIENMETZ: I'll make a motion to ratify Check #047544 in the amount of \$172.03 to First Advantage OHS.
COMMISSIONER WAITS: I'll second that motion.
VICE CHAIRMAN BULLOCK: Any comment?
(No comment.)
VICE CHAIRMAN BULLOCK: Those in favor?
COMMISSIONER MASON: Aye.
COMMISSIONER WAITS: Aye.
COMMISSIONER STIENMETZ: Aye.
VICE CHAIRMAN BULLOCK: Aye.
Those opposed?
(No comment.)

New Pig Corporation

COMMISSIONER STIENMETZ: I'll make a motion to ratify Check #047555 in the amount of \$272.31 to New Pig Corporation.
COMMISSIONER WAITS: I'll second that motion.
VICE CHAIRMAN BULLOCK: Any comment.
(No comment.)
VICE CHAIRMAN BULLOCK: Those in favor?
COMMISSIONER MASON: Aye.

1 COMMISSIONER WAITS: Aye.
2 COMMISSIONER STIENMETZ: Aye.
3 VICE CHAIRMAN BULLOCK: Aye.
4 Those opposed?
5

6 **Wells Fargo Remittance CT**
7

8 COMMISSIONER STIENMETZ: I'll make a motion to ratify Check
9 #047579 in the amount of \$3,689.03 to Wells Fargo Remittance CT.
10 COMMISSIONER WAITS: I'll second that motion.
11 VICE CHAIRMAN BULLOCK: Any comment?
12 (No comment.)
13 VICE CHAIRMAN BULLOCK: Those in favor?
14 COMMISSIONER MASON: Aye.
15 COMMISSIONER STIENMETZ: Aye.
16 VICE CHAIRMAN BULLOCK: Aye.
17 Those opposed?
18 (No comment.)
19

20 **CXT Incorporated**
21

22 COMMISSIONER STIENMETZ: Do you have a question on that
23 one?
24 VICE CHAIRMAN BULLOCK: Well, is this the concession? Is
25 that what it is?
26 JANE BIANCHI: The motocross.
27 VICE CHAIRMAN BULLOCK: Nineteen thousand dollars for
28 shipping? We could have went and got it.
29 COMMISSIONER STIENMETZ: I'll make a motion to approve
30 Check #047696 in the amount of \$264,631.33 to CXT Incorporated.
31 COMMISSIONER WAITS: I'll second that motion.
32 CHAIRMAN BULLOCK: Any comments?
33 (No comment.)
34 VICE CHAIRMAN BULLOCK: Those in favor?
35 COMMISSIONER MASON: Aye.
36 COMMISSIONER WAITS: Aye.
37 COMMISSIONER STIENMETZ: Aye.
38 VICE CHAIRMAN BULLOCK: Aye.
39 Those opposed?
40 (No comment.)

1
2 COMMISSIONER STIENMETZ: I'll make a motion, if there's no
3 other questions on the bills, to approve the proposed submitted
4 expenditures in the amount of \$313,755.61 from Checks #47601
5 through 47690.

6 COMMISSIONER WAITS: I'll second that motion.

7 VICE CHAIRMAN BULLOCK: Any comment?

8 (No comment.)

9 VICE CHAIRMAN BULLOCK: Those in favor?

10 COMMISSIONER MASON: Aye.

11 COMMISSIONER WAITS: Aye.

12 COMMISSIONER STIENMETZ: Aye.

13 VICE CHAIRMAN BULLOCK: Aye.

14 Those opposed.

15 (No comment.)
16
17

18 **PAYROLL CHANGE REQUESTS**

19
20 VICE CHAIRMAN BULLOCK: Okay. I'm going to propose that we
21 hold off on the payroll change requests until later in the
22 agenda because we have an item on there that deals with the
23 payroll change request. So --

24 COMMISSIONER WAITS: We have two actually.

25 VICE CHAIRMAN BULLOCK: Yeah.
26
27

28 **PUBLIC COMMENT**

29
30 VICE CHAIRMAN BULLOCK: So we'll go ahead and move on to
31 public comment for non-agendized items only.

32 DEE HELMING: We have a public comment here in Austin.

33 VICE CHAIRMAN BULLOCK: Go ahead.

34 DEE HELMING: Okay. Go ahead. This is Paul Inchauspe --

35 PAUL ANDREOLA: (Indiscernible)

36 DEE HELMING: Paul Andreola. Excuse me.

37 PAUL ANDREOLA: Hi. My name is Paul Andreola, Andreola
38 Farms Incorporated, Reese River Valley.

39 And I'm calling. Inchauspe is also here. And I represent
40 Lee and Diane Huchens, Paul and Debbie Amens, in the same farm

1 district.

2 And our concern is with this fracking and oil discovery,
3 which we really had no idea this was even taking place and for
4 the lack of due diligence to contact anybody to -- that has
5 concerns.

6 And these drilling sites are right up against our western
7 boundary of our farms where all our irrigation wells happen to
8 be.

9 What we would like to do is get on the agenda for the next
10 meeting, which I believe is April 10th, if I'm correct. Maybe
11 I'm not correct.

12 But we would like to get on the next agenda to discuss this
13 and discovery of what this fracking is all about, what they
14 intend do, and the harm and hardship it may cause us.

15 This is very important to us. After all, this is the way
16 we make our living. And oil companies make their living in a
17 different manner.

18 So, if all possible, we would like to also invite anybody,
19 including BLM and the commissioners to a town hall meeting
20 Thursday, April 3rd at 5:00 p.m. at the town hall in Austin to
21 discuss this any further and bring whoever wants to be there.

22 But we would like to get on the next agenda to discover
23 what more we need to know about this. This just blindsided us.
24 We had no idea. Nobody -- we had to find out from people in Nye
25 County what was going on. So if would could please get on the
26 agenda once again. Thank you.

27 VICE CHAIRMAN BULLOCK: Okay, thanks. Okay. Any others?

28 PAUL ANDREOLA: No, I think I -- unless Pauline has
29 something to say. Nope. She said I pretty much covered it I
30 guess. I -- (indiscernible).

31 JOHN NORTON: Paul, did Commissioner Brady from the Yomba
32 Nation get there yet? I know he's in route.

33 COUNTY CLERK SULLIVAN: Will you state your name, please?

34 PAUL ANDREOLA: No. Nobody's here, but Pauline and I,
35 about this fracking. And so far, I was hoping that somebody
36 from Yomba was going to be here. I was told they were. Maybe
37 they're running late. But the main thing is to get heard and
38 get on the agenda.

39 JOHN NORTON: This is John Norton, for the record. And
40 yeah, I got a call from my wife. He is in route to Austin as we

1 speak.

2 PAUL ANDREOLA: Okay. All right, John.

3 JOHN NORTON: And he is a commissioner on the Yomba
4 Shoshone Tribal Council.

5 PAUL ANDREOLA: So I guess he'll be heard later on about
6 11:00 o'clock or so?

7 JOHN NORTON: If he shows up, we'll deal with it. I think
8 we can probably close this thing up here and not -- not bother
9 the commissioners any further.

10 PAUL ANDREOLA: Okay.

11 (Court reporter requested clarification of names.)

12 COUNTY CLERK SULLIVAN: Paul, could you go ahead and read
13 the names again. And then I'll have the spellings for Tiffany.
14 This is Sadie Sullivan.

15 PAUL ANDREOLA: Okay. Paul Andreola, last name spelled
16 A-N-D-R-E-O-L-A. Lee and Diane Huchens, last name spelled
17 H-U-C-H-E-N-S. Paul and Debbie Amens, last name spelled
18 A-M-E-N-S. Pauline Inchauspe. And I'll have to get my phone
19 out to spell that last name.

20 COUNTY CLERK SULLIVAN: I have the spelling. It's I-N-C-

21 PAUL ANDREOLA: I-C-H-

22 UNIDENTIFIED PARTICIPANT: I-N-

23 UNIDENTIFIED PARTICIPANT: I-N-

24 PAUL ANDREOLA: Oh, excuse me. I-N-C-H-A-U-S-P-I-E of
25 Silver Creek Ranches.

26 COUNTY CLERK SULLIVAN: S-P-E, no I.

27 PAUL ANDREOLA: Right? Silver Creek Ranch?

28 UNIDENTIFIED PARTICIPANT: Yes.

29 PAUL ANDREOLA: And most likely Steve Rose, R-O-S-E, last
30 name spelling.

31 UNIDENTIFIED PARTICIPANT: And Champi.

32 PAUL ANDREOLA: And Jim Champi, C-H-A-M-P-.

33 UNIDENTIFIED PARTICIPANT: -I.

34 PAUL ANDREOLA: -I, which I'm -- been trying to locate him,
35 but I don't know where he's at.

36 VICE CHAIRMAN BULLOCK: Okay.

37 JOHN NORTON: Okay. Thank you, very much. I want to tell
38 you how much I appreciate you guys being there.

39 My name is John Norton. And I'm from Austin, actually a
40 little bit south of Austin. I'm retired federal service. And

1 all I wanted to do was go find myself a chunk of dirt with a
2 little bit of water on it and build a little ranch and leave it
3 for my grandkids.

4 I'm not sure how this got dropped in my lap, but it got
5 dropped in my lap.

6 Nobody knew about this. Nobody. You guys got a
7 notification on February the 11th that required public comment
8 no later than March 14th.

9 They have flown this under the radar screen as slick as I
10 have ever seen it done. What it means -- and you got the
11 document -- I don't know if you've had a chance to pull it down
12 and read it. It's almost 200 pages.

13 What it says is that they want to have oil and gas fracking
14 leases sold in these blue dots on July of 2014.

15 Wherever they have attempted this new technology, it has
16 failed miserably. The latest catastrophes are in Wyoming. Some
17 of the most beautiful cattle ranches you have ever seen in your
18 life are gone. The water is contaminated. The air is
19 contaminated. Lord, help me.

20 If for no other reason than morally, we should have this
21 sale withdrawn for the sake of the grandchildren and great
22 grandchildren that we're going to leave behind.

23 This stuff may not hit the surface for 30 or 40 years, but
24 it will hit the surface. And when it does, the Reese River,
25 which is part of the water that comes down to you guys, is going
26 to be gone. It's going to be toast. And without water, you
27 can't have life. It's an essential ingredient.

28 Your sister county, Elko, just -- and the document came out
29 last week, and I do not have a printed copy for you. I wish I
30 did -- forced the BLM to withdraw their sale until they complete
31 requirements in the Code of Federal Regulations by which they
32 are obligated to operate under. And there are several "you
33 musts" in there that they did not do. They did not do it in
34 this EA that they have proposed to you. And they did not do it
35 in Elko County. So Elko County finally figured out what was
36 going on and said, Wait a minute. You can't do this, forced
37 BLM -- and it's on their web page -- to postpone their sale date
38 until further information can be gathered.

39 Our particular issue, you just spent five million dollars
40 putting a well in down at Austin. And these little dots right

1 here are right near your five-million-dollar well.

2 And as you know, if you're following fracking in Nevada,
3 there are no regs. Once these guys get the lease, once the ink
4 dries on the paper, and the BLM takes it to 12.8 million
5 dollars, it is an irrevocable lease, forever and always.

6 It gets pushed over into the mitigation side of dealing
7 with anything that happens.

8 And under the amendment signed by George Bush and Dick
9 Cheney, Mr. Halliburton, in 2005, the 1999 Clean Water Act that
10 you are obligated to follow. Your well people, your city and
11 county well people must submit water for samples to be graded
12 monthly.

13 In the 2005 amendment, hydraulic fracking was excluded
14 completely. It's called the Halliburton loophole. And once
15 they get their oil and they leave and they leave all the little
16 pipes in the ground and they pump all the stuff back in the
17 hole, they have no liability. There is no recourse. And they
18 leave us with the mess. Actually, they leave each of us,
19 everyone in this room, to their great grandchildren for them to
20 have to clean up the mess.

21 I ask. I beg you. I beg you. End this right here.
22 Change this item from a rescheduled item on the action agenda
23 for the next meeting to an action agenda right now.

24 Vote the BLM's proposal -- and remember that that word is
25 critical here. It is a proposal -- vote their proposal down.
26 Reject the proposal because we do not have proper NEPA and Code
27 of Federal Regulations followed and send them back to the
28 drawing board, which is supposed to include discussions with you
29 guys about where they want do this. That's part of the Code of
30 Federal Regulations. They should have come to you first and
31 said, hey, this is what we want to do. They should have come to
32 the cities. They should have come to the people. They should
33 have gone to the Andreolas.

34 Please, Mr. Chairman, I ask you to change this from a
35 discussion item to an action item. And I ask you to vote on
36 this BLM proposal for lease sale July of this year.

37 Because these little dots are right next to your
38 five-million-dollar well.

39 These dots over here, which I think is real important. I
40 don't want to try to take up too much of your time, but I want

1 to try to tell you where I'm coming from. These dots over here,
2 long before our wagons got here, long before the settlers got
3 here, the Western Shoshone Nation traveled these lands for
4 thousands and thousands of years. This particular site was one
5 of the most favorite gathering sites for holy ceremonies and
6 burial grounds and gatherings, especially at Sundance because of
7 the location to the mountain and the east face. It would
8 take -- truly, it would take an archaeological expedition to go
9 through this ground and find everything that goes back 7- to
10 10,000 years. At one point in time, the Shoshone Nation had 9-
11 to 13,000 human beings that lived in this country. And they all
12 gathered here at least once a year. This is sacred ground.

13 I beg you. Change this to an action item and vote.
14 Please.

15 CHAIRMAN BULLOCK: We appreciate your comment. We cannot
16 change it. It's agendized. Okay. We'll definitely consider
17 what you had to say today.

18 JOHN NORTON: All right, sir. Thank you.

19 VICE CHAIRMAN BULLOCK: Mm-hm. Any other public comments?
20 (No comment.)
21
22

23 **FINANCE**
24

25 1) **Discussion for possible action regarding budget review,**
26 **contracts, financial update, and other matters properly**
27 **relating thereto.**
28

29 VICE CHAIRMAN BULLOCK: Okay. Let's go on to item number
30 one, discussion for possible action regarding budget review,
31 contracts, financial update, and other matters properly relating
32 thereto.

33 NAN ANCHO: Nan Ancho, Finance.

34 Okay, on Tuesday the insurance committee met and discussed
35 our premium options. We will be meeting again on or before
36 April 11th with updated information to bring to the table.

37 I placed a list of current contracts in your mailboxes.
38 And they'll be there every month with what's on the list for out
39 six months. So we won't give you everything. We'll just give
40 you what's in six months, so you can stay up to date as to

1 whether you want to go back out or just let it roll. Just so
2 it's always --

3 COMMISSIONER WAITS: Nan, -- excuse me -- the one you have
4 on the Austin Roping Club, that's not a current contract. It
5 never renewed last year.

6 NAN ANCHO: Oh. Is it still on there? Okay. We'll get
7 that one taken care. Did it not say pending on there?

8 COMMISSIONER WAITS: I didn't -- I didn't notice it
9 pending. Did you?

10 VICE CHAIRMAN BULLOCK: Uh-uh.

11 COMMISSIONER WAITS: It didn't -- No. It just says
12 June 15th, 2014.

13 NAN ANCHO: Okay. We'll get that one taken care of.

14 COMMISSIONER WAITS: Thank you.

15 NAN ANCHO: Thank you. Um --

16 VICE CHAIRMAN BULLOCK: I guess, while we're on that, my
17 question is: If they're automatic renewals and you're showing
18 them past due, they've automatically renewed, correct? Unless
19 somebody has objected.

20 NAN ANCHO: We don't have anything updated in our office to
21 say they have been renewed. We don't have a current --

22 VICE CHAIRMAN BULLOCK: So who's -- I guess --

23 NAN ANCHO: That's what one --

24 VICE CHAIRMAN BULLOCK: Whose responsibility is what I'm
25 trying to get to, because these contracts are set up. And it's
26 the way the district attorney has wanted them that they're
27 automatic unless somebody flags them is my understanding.

28 Let's go to the mosquito abatement, for one, that's on
29 there that shows past due, which was as far we know, renewed in
30 January. That was the information we were given.

31 So I guess, my question is: Who is supposed to keep track?
32 Okay. If the date comes and it's an automatic renew, it doesn't
33 necessarily come here as far as my understanding, unless
34 somebody flags it and says, we don't want to renew it?

35 NAN ANCHO: But we don't get any information on our side.
36 So until we get information saying that it's extended to a
37 certain date, we have to go with what we have.

38 VICE CHAIRMAN BULLOCK: Can you help us on that at all,
39 Nicole.

40 DEPUTY DISTRICT ATTORNEY TING: Yeah. We can -- we can

1 look into that, looking into a procedure we can get in place to
2 somehow --

3 ROGENE HILL: I was going to say, because I think at one
4 time the D -- the district attorney's office, they were the ones
5 that oversaw the contracts and --

6 VICE CHAIRMAN BULLOCK: Okay.

7 ROGENE HILL: -- you know.

8 VICE CHAIRMAN BULLOCK: That's just what I was wanting to
9 get a handle on here, because we call them automatic and then
10 they show past due, but, okay, technically it's an automatic
11 renewal unless somebody wants to flag it beforehand, --

12 ROGENE HILL: Exactly.

13 VICE CHAIRMAN BULLOCK: -- which is why we have the list
14 and appreciate that.

15 NAN ANCHO: That's one of the purposes for this list --

16 VICE CHAIRMAN BULLOCK: Mm-hm.

17 NAN ANCHO: -- so that we can stay up to date on our
18 current contracts, whether they're pending --

19 VICE CHAIRMAN BULLOCK: Yeah. No. And I appreciate that.

20 NAN ANCHO: I've also placed a revised spreadsheet for the
21 minor equipment, slash, capital for fiscal year '14/'15 in your
22 mailboxes. We had to make a correction to the section regarding
23 Fund 029, a rollover of 225,000 for the Austin boundary line
24 adjustment was not included in the budget workshop. So we
25 needed to add that to that spreadsheet, which puts the total
26 fund requests now to 2,090,960.

27 The Family Resource Center, we had also issued a check
28 totaling 32,000 on March 14th, 2014. They have now paid two of
29 the five outstanding utility invoices. The past due invoices
30 are as follows: April 2013 for \$426.36, January 2014 for
31 \$151.52, and March 2014 for \$173.62. This brings the total
32 unpaid balance to \$751.53 that they still owe.

33 And Other than that, we've just been working on budget.
34 That's all I have.

35 COMMISSIONER MASON: Would you give me that number again,
36 the budget number? Two million, nine hundred --

37 NAN ANCHO: Two million, ninety thousand, nine hundred
38 sixty. And you do have a current spreadsheet in your mailbox.

39 COMMISSIONER WAITS: Thank you.

40 NAN ANCHO: Thank you.

1 VICE CHAIRMAN BULLOCK: Thanks, Nan.

2 COMMISSIONER STIENMETZ: Thanks.

- 3
4 2) Discussion for possible action regarding designation of Drake
5 Rose & Associates as auditor and/or auditing firm for Lander
6 County for FY 2013-2014, per Nevada Revised Statutes (NRS)
7 354.624(3); authorization for the Chairman to sign the FY
8 2013-2014 designated audit agreement with Drake Rose &
9 Associates; and other matters properly related thereto.

10
11 VICE CHAIRMAN BULLOCK: Item number two, discussion for
12 possible action regarding designation of Drake Rose & Associates
13 as auditor and/or auditing firm for Lander County for fiscal
14 year 2013-2014, per Nevada Revised Statutes (NRS) 354.624
15 subscript three; authorization for the Chairman to sign the FY
16 2013-2014 designated audit agreement with Drake Rose &
17 Associates; and other matters properly related thereto.

18 COMMISSIONER WAITS: I have a question on: When's the last
19 time we actually went out for bid on our auditors?

20 Do we do that every so often?

21 ROGENE HILL: They're -- I'll comment on that. Drake Rose
22 and Kafoury are about the only auditors that do governmental
23 since all the GASBs have come into play.

24 And we were with Kafoury and switched over to Drake Rose,
25 who were formerly with Kafoury. And we went back out -- we
26 signed a contract when they opened up their new company when
27 Kafoury shut down their office in Winnemucca. There's --
28 there's only, I believe, three that I'm aware of that even do
29 governmental auditing. They're -- it's very rare.

30 McMullen McPhee, used to years ago, did our auditing. When
31 all the GASB came into play. They opted out. They don't do
32 government audits anymore. So --

33 COMMISSIONER WAITS: Wow. This --

34 ROGENE HILL: Yeah. It's --

35 COMMISSIONER WAITS: This makes it very difficult because
36 it's prudent to certainly compare them once in a while. So, and
37 I don't know how we are with our timeframe. I know we have to
38 do it in --

39 ROGENE HILL: We've got a five-year contract with Drake
40 Rose right now. This is year two.

1 COMMISSIONER WAITS: Well, then we're fine for the --
2 ROGENE HILL: But this is just --
3 COMMISSIONER WAITS: We're fine for the next -- it's just
4 --
5 ROGENE HILL: This is just --
6 COMMISSIONER WAITS: -- an automatic --
7 COMMISSIONER STIENMETZ: It's just a ratification; isn't
8 it?
9 ROGENE HILL: -- for the process.
10 COMMISSIONER WAITS: Oh. Okay.
11 ROGENE HILL: Huh?
12 COMMISSIONER STIENMETZ: Just a ratification?
13 ROGENE HILL: Yes, all it is is it's just something we have
14 to notify the state every year, the auditors.
15 COMMISSIONER MASON: I --
16 ROGENE HILL: They're aware we have our contract --
17 COMMISSIONER MASON: I think I asked --
18 ROGENE HILL: -- and still in process --
19 COMMISSIONER MASON: -- Excuse me. I think I asked you
20 last year this question: Are you happy with this company?
21 ROGENE HILL: Absolutely.
22 COMMISSIONER MASON: Okay.
23 ROGENE HILL: Absolutely. They do a wonderful job.
24 COMMISSIONER MASON: Yeah, as far as technical
25 responsibilities.
26 ROGENE HILL: Yes.
27 COMMISSIONER MASON: Okay.
28 ROGENE HILL: Yes.
29 COMMISSIONER WAITS: Well, especially since we're under
30 contract. So I will make a motion that we designate Drake Rose
31 & Associates, LLC to audit the financial statements of Lander
32 County for FY -- this would be -- the current year, '13/'14.
33 ROGENE HILL: Thirteen, fourteen. Yes.
34 COMMISSIONER MASON: And I second that.
35 VICE CHAIRMAN BULLOCK: We need an authorization for the
36 vice chair to sign.
37 COMMISSIONER WAITS: And continuing on with my motion --
38 and authorize the vice chair to sign.
39 COMMISSIONER MASON: I second that also.
40 VICE CHAIRMAN BULLOCK: Okay. Any other comments?

1 (No comment.)
2 ROGENE HILL: Thank you.
3 VICE CHAIRMAN BULLOCK: All those in favor?
4 COMMISSIONER MASON: Aye.
5 COMMISSIONER WAITS: Aye.
6 COMMISSIONER STIENMETZ: Aye.
7 VICE CHAIRMAN BULLOCK: Aye.
8 Any opposed?
9 (No comment.)
10
11

12 **BUILDING**

13
14 3) Discussion for possible action regarding approval/disapproval
15 of the request from the Lander County Building Department for
16 a five percent (5%) salary increase for the Building Official
17 based upon additional duties for the department, and other
18 matters properly related thereto.
19

20 VICE CHAIRMAN BULLOCK: Okay. Let's go on to item number
21 three, discussion for possible action regarding
22 approval/disapproval of the request from the Lander County
23 Building Department for a 5% salary increase for the building
24 official based upon additional duties for the department and
25 other matters properly related thereto.

26 JOE LINDSEY: Good morning.

27 VICE CHAIRMAN BULLOCK: Good morning, Joe.

28 COMMISSIONER STIENMETZ: Good morning, Joe.

29 JOE LINDSEY: I kind of printed off a sheet for your
30 packet. I don't know if you've had the opportunity to look that
31 over.

32 Sorry. Joe Lindsey, Lander County Building Department.

33 Since -- recently -- well, last year, our office was kind
34 of charged with inspecting, permitting, and tracking for these
35 new public works projects, the water and sewer installations,
36 roads, things like that. So that's taking up considerable time
37 with our department with these new projects.

38 Therefore, I just -- never been before the board to ask the
39 increase. But with additional duties, I thought it might be
40 prudent to get your opinion.

1 COMMISSIONER WAITS: I can certainly appreciate where
2 you're coming where perhaps you may be a little bit busier now.
3 I know we also have another employee, and we also have a county
4 engineer that's helping you with some things.

5 And I -- I do feel you did go along with the 8% increase
6 last year that hopefully took care of that. And you're on
7 schedule with our increase for 4% in July.

8 So I don't see an additional need at this time --

9 JOE LINDSEY: Okay.

10 COMMISSIONER WAITS: -- in my personal opinion, Joe.

11 JOE LINDSEY: Well --

12 COMMISSIONER WAITS: But we appreciate what you're doing
13 and doing your job.

14 JOE LINDSEY: May I comment on that, Miss Waits? Thank
15 you.

16 I did lose an inspector down in the south part of the
17 county about two years ago. So that's creating -- we do have
18 that new facility at Ormat going in. That's going to take a lot
19 of our time. And yes, I do have another employee, which does
20 take care of a lot of our office paperwork and does some local
21 residential inspections for us.

22 A number of years ago, our departments were supposed to get
23 an increase to bring us up to median wage for the state for like
24 departments in the state. We got, I think, two-thirds of that
25 increase and the final third of that we never did get.

26 So again, I thought it would be prudent to come before the
27 board.

28 COMMISSIONER WAITS: I understand your request.
29 Absolutely.

30 I also think that some of the building departments' people
31 come in fully qualified. And I know that we've done a lot of
32 payment on -- on classes and bringing everybody up to speed. So
33 the county continues to pay for that and to ensure that you do
34 have all that extra information at your fingertips with
35 learning. So I -- I'm pretty proud of what the county has done
36 and where you're coming from and where we're going.

37 JOE LINDSEY: Okay. Thank you.

38 VICE CHAIRMAN BULLOCK: Appreciate what you do, but in
39 going along with what Patsy said, I looked at the adjoining
40 counties and where they're at. And pretty much, most of them

1 don't even have a full-time building inspector. We have two
2 plus assistants there and everything else. They're just hiring
3 it done. But those that do, the salary falls right in to where
4 the other -- where the rest of the counties are. So, you know,
5 to say that we're below the rest, it fits right where -- right
6 where we're at. So --

7 JOE LINDSEY: Okay. Well, I had --

8 COMMISSIONER STIENMETZ: Yeah.

9 JOE LINDSEY: -- had to try it.

10 COMMISSIONER STIENMETZ: I feel the same.

11 COMMISSIONER MASON: I would suggest next March that you
12 have it -- put it in your budget and see how that works out when
13 we go through the budget process.

14 JOE LINDSEY: We may give that a shot. Thank you.
15 Appreciate it.

16 COMMISSIONER WAITS: Thank you, Joe.

17 VICE CHAIRMAN BULLOCK: So we need a motion here.

18 COMMISSIONER STIENMETZ: I make a motion that we decline or
19 disapprove the request from the Lander County Building
20 Department for a 5% salary increase for the building official.

21 COMMISSIONER WAITS: I'll second that motion.

22 VICE CHAIRMAN BULLOCK: Okay, any other comments?

23 (No comment.)

24 VICE CHAIRMAN BULLOCK: Those in favor?

25 COMMISSIONER MASON: Aye.

26 COMMISSIONER WAITS: Aye.

27 COMMISSIONER STIENMETZ: Aye.

28 VICE CHAIRMAN BULLOCK: Aye.

29 Any opposed?

30 (No comment.)

31

32

33 **SAFETY**

34

35 4) **Discussion for possible action regarding operations and**
36 **projects of the Lander County Safety Manager, and other**
37 **matters properly related thereto.**

38

39 VICE CHAIRMAN BULLOCK: Okay, number item number 4,
40 discussion for possible action regarding operations and projects

1 of the Lander County Safety Manager, and other matters properly
2 related thereto.

3 KEITH WESTENGARD: Good morning.

4 COMMISSIONER STIENMETZ: Good morning.

5 VICE CHAIRMAN BULLOCK: Good morning.

6 COMMISSIONER WAITS: Good morning, Keith.

7 KEITH WESTENGARD: Keith Westengard.

8 COMMISSIONER STIENMETZ: How're you doing?

9 KEITH WESTENGARD: All right. I wanted to give you all an
10 update.

11 VICE CHAIRMAN BULLOCK: State your name, please, Keith.

12 KEITH WESTENGARD: I -- Keith Westengard.

13 COUNTY CLERK SULLIVAN: Thank you.

14 KEITH WESTENGARD: An update of where we're at as far as
15 projects we're working on.

16 Safety. Of course, the next item is one of the big ones
17 that I've been working on is our drug and alcohol policy, which
18 is the next agenda item.

19 Working with the Lander County School District updating
20 their emergency operation plan and that their emergency
21 operation plan falls right into place with our LEPC emergency
22 operations plan. So we've been working on that. We had a
23 meeting last night. And we're going to be moving forward on
24 that.

25 Our emergency operations plan for LEPC was submitted to the
26 state and approved by the state. I got word on that last week.

27 And then, yesterday, I got word that our grant has
28 tentative approval for our annual operating funds, as well as
29 our clerical position and a \$26,000 grant for our
30 decontamination equipment. So we should have that money
31 available to us July 1st.

32 As far as the safety committee goes, we continue to work on
33 our flu vaccine trailer. We're getting components of it put
34 together. We're working on a property transfer from the water
35 sewer to the safety department in order to complete that.

36 We've had three total recordable accidents this year. One,
37 our latest was two weeks ago. So we're at three for the year.

38 And that's about it.

39 COMMISSIONER WAITS: Three for the calendar year or three
40 for our fiscal year?

1 KEITH WESTENGARD: Calendar.
2 COMMISSIONER WAITS: Calendar.
3 KEITH WESTENGARD: Yes.
4 COMMISSIONER WAITS: Starting January?
5 KEITH WESTENGARD: Starting January 1st, we've had one a
6 month. So --
7 COMMISSIONER WAITS: Whoa.
8 KEITH WESTENGARD: So we continue to work toward a zero
9 number or a better number than the previous years.
10 That's it.
11 VICE CHAIRMAN BULLOCK: Okay.

12
13 5) Discussion for possible action regarding approval/disapproval
14 of the 2014 Lander County Drug and Alcohol Free Workplace
15 Policy, and other matters properly related thereto.
16

17 VICE CHAIRMAN BULLOCK: Item number five, discussion for
18 possible action regarding approval/disapproval of the 2014
19 Lander County Drug and Alcohol Free Workplace Policy, and other
20 matters properly related thereto.

21 KEITH WESTENGARD: Keith Westengard.

22 COMMISSIONER WAITS: Is that a different one?

23 KEITH WESTENGARD: This? I'm going to hand this out to you
24 each. And then I'll explain what happened.

25 COMMISSIONER WAITS: Excuse me. Isn't this the same one
26 that we have, or is this different?

27 KEITH WESTENGARD: It's -- it's the same one. It's a
28 little different format. But it also has two changes in it --

29 COMMISSIONER WAITS: Thank you.

30 KEITH WESTENGARD: -- that I wanted to make you aware of.
31 And I'll go over -- I'll go over those with you.

32 Our current drug and alcohol policy is dated 2010. So
33 we're -- I saw the need to update the policy.

34 So what I did is I got with POOL/PACT. I went through
35 several meetings with John Bates at POOL/PACT. We got a plan
36 put together. And that's what's before you.

37 The one that was in your packet was formatted a little
38 differently. If you'll notice, it was -- it was just thin to
39 the page.

40 So I formatted it a little different. And if you'll go

1 through a few of the pages with me, I'll tell you what I added.
2 If you go to page two, under employee responsibilities, the
3 addition there is for the purposes of this policy employees are
4 defined as full-time, part-time, seasonal, volunteer and/or
5 contracted.
6 So any time we have a full-time employee, a part-time
7 employee, a seasonal, or any of our volunteers, or any of our
8 contracted employees, they do fall within this -- within our
9 county drug policy. If Lander County's paying them, either
10 through a wage or through any type of compensation, they are
11 included in our drug and alcohol policy. That's on page two.
12 If you'll turn to page three, middle of the page,
13 pre-employment testing. Through several meetings with
14 department heads, one as -- as yesterday, was the last one we
15 had, we came up with something that we thought was acceptable.
16 For any full-time, part-time, seasonal, or volunteer
17 employee of Lander County, we will do a pre-employment hair
18 follicle test. Currently, we do a urinalysis. Urinalysis runs
19 about \$47 a test. The hair follicle test is about double that.
20 So it's about a hundred dollars. But I believe it does show a
21 much better picture of the type of employee we may be getting.
22 That was the next change.
23 COMMISSIONER WAITS: I thought we had something that came
24 before us on the hair follicle not too long ago.
25 KEITH WESTENGARD: The hair -- what I did a few months back
26 was I made hair follicle testing a -- an option for --
27 COMMISSIONER WAITS: For the county?
28 KEITH WESTENGARD: -- for the county.
29 COMMISSIONER WAITS: Yes.
30 KEITH WESTENGARD: This actually puts it in place as a
31 pre-employment drug test or a pre-employment test.
32 COMMISSIONER WAITS: I see.
33 KEITH WESTENGARD: Rather than an option, we are -- I want
34 to use hair follicle testing as pre-employment.
35 COMMISSIONER WAITS: It's a requirement?
36 KEITH WESTENGARD: Yes.
37 COMMISSIONER WAITS: It's a condition?
38 KEITH WESTENGARD: Yes. Exactly.
39 COMMISSIONER WAITS: Thank you.
40 COMMISSIONER MASON: Let me ask you question. If I'm on --

1 I take regular pills, doctor's orders.
2 KEITH WESTENGARD: Okay.
3 COMMISSIONER MASON: How does that show up when you do a
4 hair -- to a potential employee?
5 KEITH WESTENGARD: Well, first off, if you're on
6 prescription medication by a physician, you have -- you will
7 make human resources aware of that, that you are on prescription
8 medication.
9 And if it shows up on your drug test, it's -- it's
10 something that -- that you're prescribed by the doctor to take.
11 But just remember, -- if you'll go back a few pages to page
12 -- page 8, the tests that -- that we -- that we have done are
13 outlined there under testing guidelines about, a little bit
14 better than halfway down the page, it gives those types of drugs
15 that we test for. So if you're on a pain medication,
16 hydrocodone or something like that, it probably would not show
17 up. But if it does, you've already provided the information
18 that says, I'm on hydrocodone. And it's under a doctor's
19 orders. And then you have to follow those in the workplace.
20 You know, and it says things like, you know, you can't use that
21 when you're operating equipment.
22 COMMISSIONER MASON: Would that discriminate, though, for a
23 potential employee getting hired?
24 KEITH WESTENGARD: No, because it's made -- it's made --
25 we're made aware of it.
26 COMMISSIONER MASON: I understand that part.
27 KEITH WESTENGARD: Right.
28 COMMISSIONER MASON: You know, I understand. But I mean,
29 still.
30 KEITH WESTENGARD: We're testing for illegal drugs:
31 marijuana, cocaine, methamphetamines. We're not -- we don't
32 test for a prescribed drug.
33 COMMISSIONER MASON: As I understand it, the hair particle
34 test is -- is a history.
35 KEITH WESTENGARD: It is. We will do a -- one quarter of
36 an inch of hair goes back one month. So we do three quarters of
37 an inch, which goes back three months for illegal -- for the
38 drugs that we've listed -- that are listed on page eight.
39 COMMISSIONER MASON: Okay. Yeah.
40 VICE CHAIRMAN BULLOCK: Well, correct me, if I'm wrong,

1 Keith, from my days way back when. On the form, you declare any
2 medications, is that --

3 KEITH WESTENGARD: That is correct, yes.

4 VICE CHAIRMAN BULLOCK: I mean, you declare what
5 medications you're on when you take the test.

6 KEITH WESTENGARD: That's correct.

7 VICE CHAIRMAN BULLOCK: So it's out there.

8 KEITH WESTENGARD: So like I said, if it's a hydrocodone or
9 some type of a pain medication, when you fill out your
10 questionnaire, your health questionnaire, it's submitted that
11 you're on this type of medication. And then you would, of
12 course, present the -- the doctor's note to HR, and that's kept
13 in your file.

14 VICE CHAIRMAN BULLOCK: Donnie.

15 DONALD NEGRO: And if something shows up, you can -- you
16 can bring the prescription in, you know. If there's any
17 question on anything, you bring your prescription in and
18 it's out. They go by it.

19 COMMISSIONER MASON: I guess, my concern is that wouldn't
20 -- I just don't want to see some employee who is a possible
21 employee, you know, a good worker --

22 COMMISSIONER STIENMETZ: It's not gonna --

23 COMMISSIONER MASON: -- not get a job because he's -- he
24 doesn't work out all these tests.

25 KEITH WESTENGARD: Well, the -- the thing that's important
26 here is we need to remember is we advertise or we -- we -- we
27 tell the public we're a drug-free, alcohol-free workplace. And
28 that's what we need to portray.

29 And we don't need to come in and have somebody stay clean
30 for a week or two or three in order to pass their urinalysis
31 test. And then because they're not within our CDL licensing
32 program, they never get tested again. So they're able to party
33 away. And God forbid something happens, they get in an
34 accident. County's liable for millions of dollars possibly.

35 So we want to portray that we are a drug- and alcohol-free
36 workplace. I'm not saying that you can't have a cocktail after
37 work or on a weekend or drink a beer. These are for --

38 COMMISSIONER MASON: Drugs.

39 KEITH WESTENGARD: -- for drugs that stay in your system
40 and could affect the way you drive a road grader or the way you

1 drive our street sweeper or a county pickup down the road to a
2 training exercise and something happens or to a meeting or
3 something.

4 COMMISSIONER MASON: Okay. It was good. I just needed an
5 explanation.

6 KEITH WESTENGARD: I -- whatever you want to ask.

7 COMMISSIONER MASON: I had another question. I guess this
8 is as good a time as any. Are we still finding employees in the
9 county smoking in our vehicles?

10 KEITH WESTENGARD: I haven't seen it recently. I have
11 issue -- had to issue one warning. And that was only a sus --
12 because I suspected it. But I haven't seen it. And nobody's
13 really mentioned anything to me about it.

14 COMMISSIONER MASON: Are the supervisors watching this or
15 is it just you?

16 KEITH WESTENGARD: I'm sure the supervisors are watching it
17 as well. We've had conversations in our department head
18 meetings and so forth. And it's being watched. So --

19 DEPUTY DISTRICT ATTORNEY TING: And you worked with the
20 POOL/PACT attorney to do it, right?

21 KEITH WESTENGARD: HR, yes. Yes, I did.

22 DEPUTY DISTRICT ATTORNEY TING: Okay.

23 KEITH WESTENGARD: Yeah, this is right from POOL/PACT. And
24 I've had multiple conversations with John Bates. So --

25 If you'll turn to page 7, the top of the page, it talks
26 about safety-sensitive positions. If you'll go with me on item
27 number one there, it says Lander County may conduct
28 pre-employment testing and random testing for drugs and alcohol
29 for positions identified as safety sensitive by Lander County.

30 What I'm asking is that this commission deem or identify
31 every position within Lander County as safety sensitive.

32 With that being said, if you'll go down to number two,
33 safety-sensitive positions, item A: A safety-sensitive position
34 requires the employee to operate Lander County vehicles or heavy
35 equipment or private vehicles on company business on a regular
36 or recurring basis. Okay.

37 And that means that if somebody decides to drive their
38 personal vehicle to Reno, they're covered under the county --
39 for training, not for personal -- for training or some type of
40 meeting, the county's responsible for them. So I feel if the

1 county's responsible for them, then they need to be within our
2 drug test pool. But, as the commission, you need to -- you need
3 to declare every position within Lander County safety sensitive.

4 So we can go back to that one.

5 I do have -- I have one more change. Page ten -- excuse
6 me -- page ten, number five, item B. It refers to section at
7 the very end: Return to work testing and follow-up testing
8 section 2.19.12. That's actually on page 7. There is no
9 section to that. It's actually back on page 7 where it's
10 referred to.

11 And that's my -- that's my presentation.

12 COMMISSIONER STIENMETZ: So we would need to pass a
13 resolution stating that all jobs were safety sensitive?

14 KEITH WESTENGARD: Yes. And then once it's -- once it's
15 approved or by you, by the commission, we post those for 20
16 days, make everybody aware that they are now in a
17 safety-sensitive position, and they're in our pool -- our drug
18 test pool. And that would be everyone, including our full-time,
19 our permanent, our full-time employees, our seasonal, part-time,
20 as well as our volunteers.

21 VICE CHAIRMAN BULLOCK: Okay. This question may be more
22 for Joy. What do we have in effect right now if -- if somebody
23 came forward, would we help them through rehab before this
24 became an issue?

25 You understand what I'm trying to say here?

26 COMMISSIONER MASON: You mean an employee?

27 ROGENE HILL: If they admit first. That's --

28 VICE CHAIRMAN BULLOCK: If they come, we help them out
29 through rehab before -- you know what I'm saying? I mean, if
30 there is. And I'm not accusing -- if there is somebody, okay,
31 that this may affect. I don't want to say we want to just kick
32 them out the door --

33 KEITH WESTENGARD: No.

34 VICE CHAIRMAN BULLOCK: -- without trying to give them some
35 help first. Do we have that as a policy?

36 ROGENE HILL: I think what usually happens is they have to
37 admit first. And --

38 KEITH WESTENGARD: That's right.

39 ROGENE HILL: -- then if they admit to it, then you go
40 through the counseling. But if they don't, then you --

1 VICE CHAIRMAN BULLOCK: Yeah, and that's what I'm saying.
2 ROGENE HILL: You don't have an obligation.
3 VICE CHAIRMAN BULLOCK: If they come forward right now
4 and --
5 ROGENE HILL: Yes.
6 VICE CHAIRMAN BULLOCK: -- go to Joy and say, I need help.
7 ROGENE HILL: Yes. Absolutely.
8 VICE CHAIRMAN BULLOCK: -- or their supervisor. Do we have
9 something in place to help pay for their rehab? And this is
10 where I guess --
11 JOY SWEENEY: It falls under their own medical insurance,
12 --
13 ROGENE HILL: Yes.
14 COMMISSIONER WAITS: The problem --
15 JOY SWEENEY: -- health insurance.
16 KEITH WESTENGARD: Yes.
17 COMMISSIONER WAITS: The problem with that is that the
18 insurance does cover the rehabilitation.
19 VICE CHAIRMAN BULLOCK: Yeah, but not the pay.
20 COMMISSIONER WAITS: Right, doesn't mean they're paid while
21 they're doing that. They have to use up vacation. But what it
22 doesn't cover is our part-time people who are not covered and
23 our volunteers, advisory boards, those types of folks that are
24 still have access to our county vehicles.
25 VICE CHAIRMAN BULLOCK: But the part-time will catch before
26 they ever come on board. What I'm talking about is the
27 employees we have right now.
28 COMMISSIONER STIENMETZ: Right.
29 KEITH WESTENGARD: Yes, it --
30 VICE CHAIRMAN BULLOCK: But if there is an issue, I want to
31 be here to help too.
32 COMMISSIONER STIENMETZ: Right.
33 VICE CHAIRMAN BULLOCK: I -- I just don't want to say,
34 okay, here it is. You're out the door.
35 KEITH WESTENGARD: It's referred to on page four under
36 employee's --
37 VICE CHAIRMAN BULLOCK: Okay.
38 KEITH WESTENGARD: -- assistance and voluntary referral.
39 The keyword there being voluntary. An employee says, well, now
40 that this drug and alcohol policy is in place, I'm going to come

1 to HR. And I'm going to say I have a problem. Now, we've been
2 made aware of it or HR's made aware of it. And we take the
3 proper steps to help this person through rehabilitation or -- or
4 kick their habit, whatever it may be.

5 Where the problem comes in is when we do a drug test and an
6 employee says -- and the employee fails the drug test and then
7 says, well, I have a problem.

8 VICE CHAIRMAN BULLOCK: Well, it's a little late then.

9 ROGENE HILL: Yeah.

10 KEITH WESTENGARD: Exactly. Then it's a little late. But
11 if they come to the HR and say, Here, I have a problem, and I
12 want to deal with it before I lose my job over it, then it's --
13 it's taken care of. That option is there.

14 VICE CHAIRMAN BULLOCK: Okay. And like I said, I think it
15 would be unfair to let somebody go that comes forward and says I
16 need help.

17 KEITH WESTENGARD: Right.

18 VICE CHAIRMAN BULLOCK: I just wanted to stress that --

19 COMMISSIONER STIENMETZ: Yeah.

20 VICE CHAIRMAN BULLOCK: -- you know.

21 ROGENE HILL: Yes.

22 KEITH WESTENGARD: We also have an option in here -- in
23 this program that provides what's called for -- what's called a
24 last chance agreement. And if we have an employee that tests
25 positive for something, it's an option that we have as a county
26 to say, we can put -- you can go through this program -- a good
27 employee --

28 VICE CHAIRMAN BULLOCK: Mm-hm.

29 KEITH WESTENGARD: -- and has a good performance
30 evaluations, has been doing a good job. You need to go through
31 this program. And we put together what's called a last chance
32 agreement. That last chance agreement gives the county the
33 ability to go in and test that person after rehab daily, weekly,
34 every month, whatever -- whatever we see fit, in order to
35 maintain that that employee is drug free.

36 But if they do test positive again, they give up all rights
37 of repeal -- of appeal. So -- and that's addressed in here,
38 too, the last chance agreement.

39 VICE CHAIRMAN BULLOCK: Okay.

40 COMMISSIONER MASON: I -- I want to get something clear on

1 smoking. Smoking is an addictive drug.
2 KEITH WESTENGARD: Are we talking about tobacco or
3 marijuana?
4 COMMISSIONER MASON: Tobacco.
5 KEITH WESTENGARD: Okay.
6 COMMISSIONER MASON: You know. And how does all this
7 testing affect that?
8 KEITH WESTENGARD: We don't test for nicotine. I mean,
9 cigarettes are a legal -- if you're over age --
10 COMMISSIONER MASON: Understood. Understood.
11 KEITH WESTENGARD: They're legal.
12 COMMISSIONER MASON: We still have a lot of county
13 employees, I think, that smoke, probably not on the job, but
14 they smoke.
15 COMMISSIONER STIENMETZ: What does this have to do with the
16 drug policy?
17 ROGENE HILL: Personal choice.
18 KEITH WESTENGARD: I believe our --
19 JOY SWEENEY: It's not illegal.
20 KEITH WESTENGARD: -- percentage of smokers versus
21 nonsmokers is clearly our nonsmokers are much higher.
22 COMMISSIONER MASON: No, I'm just looking at discrimination
23 over, you know, how these testings come in and say --
24 VICE CHAIRMAN BULLOCK: That -- that doesn't have anything
25 to do with that.
26 COMMISSIONER MASON: -- wait, this guy smokes eight packs a
27 day, you know. Huh?
28 VICE CHAIRMAN BULLOCK: That has nothing to do with this.
29 KEITH WESTENGARD: And that's a -- that would be a medical
30 issue.
31 COMMISSIONER MASON: Well, that's the clarity I wanted to
32 --
33 KEITH WESTENGARD: We don't. We're not testing for
34 tobacco. These are illegal drugs, the ones listed on the
35 previous page.
36 COMMISSIONER WAITS: Now, is it my understanding, Keith,
37 that because you did this under the auspice of POOL/PACT, their
38 attorneys have okayed this, but our attorney has not reviewed
39 it?
40 KEITH WESTENGARD: She had a copy with the -- her copy did

1 not have the changes.

2 DEPUTY DISTRICT ATTORNEY TING: Yeah. I just talked to the
3 DA. She wants to look at this policy before you guys vote
4 actually and get back to you on it.

5 VICE CHAIRMAN BULLOCK: Okay, so I guess here's the other
6 question. Has the union seen this?

7 KEITH WESTENGARD: The union -- the union contracts, the
8 ones -- from what I understand --

9 VICE CHAIRMAN BULLOCK: Uh-huh.

10 KEITH WESTENGARD: -- whatever the county goes with, the
11 union is going to back us up.

12 VICE CHAIRMAN BULLOCK: And I understood that, and I've had
13 discussions with them. But I'd still like to give them a copy
14 --

15 KEITH WESTENGARD: Oh, that's fine.

16 VICE CHAIRMAN BULLOCK: -- you know, in case they have any
17 concerns, so it doesn't come up later, I -- I guess is where I
18 I'm at. And I know in discussions I've had with the union
19 representatives, they were okay previously. So --

20 KEITH WESTENGARD: We're working off a 2010 drug and
21 alcohol policy within the county.

22 The district attorney was given a copy, just like you guys
23 were, on the day of agenda setting with the only changes being
24 what I -- what I asked you about or what I told you about: the
25 employee responsibilities, the safety-sensitive positions,
26 declaring the safety-sensitive positions, that was in there. It
27 was part of the original package. I just wanted to highlight
28 that, that the board needs to declare those safety-sensitive
29 positions.

30 COMMISSIONER WAITS: Did we receive any comments back from
31 the DA's office?

32 KEITH WESTENGARD: No, I didn't.

33 I know at all of our meetings with the department heads,
34 everybody's behind it. So -- in support of it, I should say.

35 COMMISSIONER WAITS: Well, I --

36 VICE CHAIRMAN BULLOCK: Well, --

37 COMMISSIONER WAITS: -- I think it's an excellent policy.
38 Would you like to see us defer it to give the union --

39 VICE CHAIRMAN BULLOCK: Nothing against the district
40 attorney, but if POOL/PACT attorney has approved it, you know,

1 I'm on board with it.
2 COMMISSIONER STIENMETZ: So am I.
3 DEPUTY DISTRICT ATTORNEY TING: I'm going to call a legal
4 meeting.
5 COMMISSIONER WAITS: I just wondered whether you wanted the
6 union to be given a copy prior to us -- if you want it deferred
7 for the next meeting. That's all.
8 COMMISSIONER STIENMETZ: I don't want to defer it.
9 VICE CHAIRMAN BULLOCK: Whatever your pleasure is.
10 COMMISSIONER WAITS: I'm on board, so whatever you feel is
11 appropriate.
12 COMMISSIONER MASON: So are we asking -- are we being asked
13 to adopt this --
14 COMMISSIONER WAITS: Yes.
15 COMMISSIONER MASON: -- right now?
16 COMMISSIONER WAITS: Yes.
17 VICE CHAIRMAN BULLOCK: Approve it or defer it.
18 COMMISSIONER WAITS: Right.
19 COUNTY CLERK SULLIVAN: Sadie Sullivan, for the record.
20 COMMISSIONER MASON: But has everybody --
21 COUNTY CLERK SULLIVAN: We've been deferring this for, you
22 know, so I mean we came real close. I don't see why we need to
23 keep deferring it when POOL/PACT's reviewed it. Just my
24 personal opinion.
25 COMMISSIONER WAITS: I'll make a motion we adopt the --
26 VICE CHAIRMAN BULLOCK: Hold on.
27 DEPUTY DISTRICT ATTORNEY TING: Oh, just -- okay, for the
28 record, if you guys adopt, this is against legal advice.
29 VICE CHAIRMAN BULLOCK: Okay.
30 COMMISSIONER STIENMETZ: We realize that. Go ahead, Patsy.
31 COMMISSIONER WAITS: I'll make a motion that we adopt the
32 February 2014 policy as Lander County policy for the drug- and
33 alcohol-free workplace policy.
34 COMMISSIONER MASON: Mention the date.
35 COMMISSIONER WAITS: I did.
36 COMMISSIONER STIENMETZ: February two thousand -- and I'll
37 second that motion.
38 VICE CHAIRMAN BULLOCK: Okay. Any other comments?
39 (No comment.)
40 VICE CHAIRMAN BULLOCK: Those in favor?

1 COMMISSIONER MASON: Aye.
2 COMMISSIONER WAITS: Aye.
3 COMMISSIONER STIENMETZ: Aye.
4 VICE CHAIRMAN BULLOCK: Aye.
5 Any opposed?
6 (No comment.)
7 COMMISSIONER WAITS: Do we need to address separately then
8 the --
9 COMMISSIONER STIENMETZ: We'll have to have that on the
10 agenda to do that.
11 KEITH WESTENGARD: Okay. The safety-sensitive positions?
12 COMMISSIONER STIENMETZ: Yes, because that isn't in right
13 here. So we'll have to agendize that for the next meeting.
14 KEITH WESTENGARD: That's fine.
15 COMMISSIONER STIENMETZ: Get a policy written --
16 KEITH WESTENGARD: Okay.
17 COMMISSIONER STIENMETZ: -- that states that.
18 COMMISSIONER WAITS: Thank you, Keith.
19 COMMISSIONER MASON: Thank you, Keith.
20 KEITH WESTENGARD: Thank you.
21 VICE CHAIRMAN BULLOCK: Okay. Where we at?
22 COMMISSIONER STIENMETZ: Six.
23
24

25 **ROAD AND BRIDGE SOUTH**

26
27 6) **Discussion possible action regarding operations and projects**
28 **for the Road and Bridge South Department, and other matters**
29 **properly related thereto.**
30

31 VICE CHAIRMAN BULLOCK: Item number six, discussion
32 possible action regarding operations and projects for the Road
33 and Bridge South Department, and other matters properly related
34 thereto.

35 Dee, is Burt there?

36 DEE HELMING: Yes, he is.

37 BURT RAMOS: Good Morning.

38 VICE CHAIRMAN BULLOCK: Good morning, Bert.

39 COMMISSIONER STIENMETZ: Good morning. Bert.

40 COMMISSIONER WAITS: Good morning.

1 BERT RAMOS: Everything's normal down here, same operating,
2 and everything's going well. We're getting ready for Gold Park.
3 We've got to get our cooperative agreement signed there. And
4 then we'll start on that probably middle to late month here. So
5 everything's going well.

6 VICE CHAIRMAN BULLOCK: Okay. Any questions?

7 COMMISSIONER STIENMETZ: That's all.

8 VICE CHAIRMAN BULLOCK: Thanks, Bert.

9 COMMISSIONER STIENMETZ: Thanks, Bert.

10 COMMISSIONER MASON: Bert, isn't involved with --
11
12

13 **ROAD AND BRIDGE NORTH**
14

15 7) **Discussion possible action regarding operations and projects**
16 **for the Road and Bridge North Department, and other matters**
17 **properly related thereto.**
18

19 VICE CHAIRMAN BULLOCK: Item number seven, discussion
20 possible action regarding operations and projects for the Road
21 and Bridge North Department, and other matters properly related
22 thereto.

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

24 Pretty much what we're doing is business as normal. We're
25 screening. We're patching, weather permitting.

26 We did have -- last Monday, or Monday we had our audit.
27 NDOT came in. And Bert came up from Austin. And everything
28 went really good. That was -- the first part of it was for the
29 fuel tax. You know, we get paid for the roads we maintain.

30 And then we had -- the second part was with the -- with the
31 PILT tax, the federal government, what they pay us on the roads
32 we maintain.

33 And they were -- they were really impressed by the Summit
34 map. They said that we are one of the only counties out of 17
35 that our mileage that we report and they could see the roads.
36 They were impressed by our mapping. And they say we're right on
37 board. And they said a few other counties don't even have a
38 clue, so hats off on our mapping.

39 We were within about -- there are some of our roads that we
40 need that needed maintained, a couple of them down south and in

1 north too. And they addressed it, and we're on them, so
2 everything went good there.

3 COMMISSIONER MASON: Good deal.

4 COMMISSIONER STIENMETZ: Good deal.

5 DONALD NEGRO: That is it.

6 COMMISSIONER WAITS: Nice. Thank you.

7 VICE CHAIRMAN BULLOCK: I don't know if this is for you or
8 for Jake, but do we know what they're drilling under the --
9 interstate there at 231?

10 DONALD NEGRO: What they're doing is putting in new
11 streetlights.

12 VICE CHAIRMAN BULLOCK: Oh, okay.

13 DONALD NEGRO: Updating their streetlights. They have
14 Silver State Boring out at --

15 VICE CHAIRMAN BULLOCK: Yeah, I saw them boring through. I
16 just wondered what they were doing.

17 DONALD NEGRO: Yeah, they were updating their streetlights.

18 VICE CHAIRMAN BULLOCK: Okay. Thank you.

19 COMMISSIONER STIENMETZ: Thank you.
20
21

22 **PUBLIC WORKS**
23

24 8) **Discussion for possible action regarding operations and**
25 **projects for the Public Works Department, and other matters**
26 **properly related thereto.**
27

28 VICE CHAIRMAN BULLOCK: Item number eight, discussion for
29 possible action regarding operations and projects for the Public
30 Works Department, and other matters properly related thereto.

31 JAKE EDGAR: Morning.

32 COMMISSIONER STIENMETZ: Morning, Jake.

33 COMMISSIONER WAITS: Morning.

34 JAKE EDGAR: So we'll start with the water and sewer. We
35 ordered -- ordered a new auger for the screening -- screening
36 part of the sewer plant. I don't know exactly when we're going
37 to receive it. The guy from Texas called yesterday and said
38 they're working on shipping dates. So once I know exactly when
39 it will be here, I'll let you guys know. But it should go
40 fairly smooth. There's one bolt we have to take out, put the

1 new auger in. We're going to keep the old auger for motor
2 parts. The rest of it, they discontinued all makes and models
3 of the actual auger itself. So you can't -- we can't get parts
4 for it, which is a normal ongoing thing at the sewer plant.
5 Everything that we have is outdated. And we're slowly but
6 surely updating stuff and trying to get it back to where -- it
7 seems like it's a five-year cycle where you get something and
8 they go, we don't make it anymore. Okay. And then we reboot
9 and figure out what we have to do to apply what we have to the
10 new stuff. And -- and we're moving along fine

11 VICE CHAIRMAN BULLOCK: As long as you're on that subject,
12 I know it's been well over a year ago we were having the
13 fluctuations. Have we got it more under control?

14 JAKE EDGAR: We do.

15 VICE CHAIRMAN BULLOCK: Okay.

16 JAKE EDGAR: We -- we blamed Nevada Energy for a long time
17 about -- you know, we were out on the end of the line, and it's
18 dirty power and blah blah blah blah blah. And we finally got
19 our own -- our own monitor in there. And it has helped us
20 tremendously with our -- what was happening is our ramp -- our
21 ramp times when the motor would start were so fast that it
22 wasn't designed -- our starters weren't designed for the ramp of
23 the motor per se. So we upgraded the starters themselves. And
24 they actually have a -- a dial on them that we can dial in the
25 ramp speed a little bit slower. So that has helped.

26 And we're still -- there's still some issues going on as
27 far as what they call noise. And we haven't really put our
28 finger on where the noise is coming from. I've had
29 Mr. Whitehead out there multiple times. And he's super genius
30 electrician guy that I don't understand when he talks but --
31 he -- he's given us some ideas on what to try and what to do,
32 and we're still going through that process. But basically,
33 we're having a lot better luck with the other starters that
34 we're using.

35 VICE CHAIRMAN BULLOCK: Okay.

36 JAKE EDGAR: On the water side, we're fixing water boxes
37 still. That's going to be an ongoing thing, I think, going on.
38 But it's a -- just a normal deal. All the old setters are just
39 getting old and they leak and we fix them as we can. I think we
40 have four to do right now. We just did one on East Gate over by

1 Mr. Bullock's house. And I think we have one on Lemaire and two
2 on the tree streets, which hopefully we won't have to worry
3 about soon since we got the project going on over there or soon
4 to be.

5 The project north of town and the alleys is moving forward.
6 There's been a lot of heated discussion with the contractor and
7 the engineer over alignment. The power company, the gas company
8 didn't do us any favors as far as wanting to move their lines.
9 So that's been like a two-week process, everybody kind of
10 hashing it out. And I think we finally came to a solution. And
11 they should be breaking ground here within the next probably
12 couple of days or so. And they are going to start down here at
13 this end by the Big Chief Motel and work their way across this
14 alley down to behind the Barr bar. And that one will go first.
15 They have a second crew that will start on the north side of
16 town shortly after that. So we'll have quite a bit of stuff
17 tore up. So be prepared for the phone to ring. And we will try
18 our hardest to alleviate everybody's mishaps or whatever,
19 whatever we can do to try to please the people, we will.

20 COMMISSIONER STIENMETZ: All right.

21 JAKE EDGAR: Well 9 started. We got the tie-in done last
22 week. As far as tying into the pipeline, we tied in up next to
23 the tank. They have a portion of the pump-to-waste pit dug.
24 They're getting ready to riprap it. They have the ditch dug for
25 the -- the waste line that actually goes out to the pond. The
26 pad is started. They just GPSed the pad in yesterday. So I'm
27 sure right now as we're talking, they're working on the pad.
28 And as soon as they get the pad done, they'll start working on
29 the building itself as far as the foundation and the inner
30 workings of the building.

31 The longest part on that that's going to take is going to
32 be the electrical and the SCADA part of it. So we're just going
33 to have to -- I'm -- I'm pretty positive that we'll be done
34 before June 30th. So that looks like it's going to go real
35 well.

36 We may still have to start Well 6 if we get into really hot
37 weather in June for some reason it's unconditionally hot, we
38 will probably have to start Well 6 again, but only for a short
39 period of time. So things are moving forward on that.

40 I've had a few complaints about dirty water in town and

1 still haven't really chased that down. It starts in one stop
2 and two days later it's over here. I don't know if it's just --
3 the hydraulics that things are moving around. I really haven't
4 pinned it down yet. So we just keep telling people to flush
5 their line if they do end up with dirty water.

6 I've had a few complaints about the chlorine. We actually
7 did up our chlorine due to our operator, which is SPD, stated
8 that our chlorine levels were a little bit low compared to what
9 everybody else was running. We turned the pump up and of course
10 the phone started ringing. Oh, my water tastes bad. Well, now
11 we're working back the other direction to try -- and it's going
12 to take a few, you know, a few weeks the opposite direction
13 until the water gets back to where it was. And hopefully we
14 worked that out with our operator where he is a little bit more
15 lenient on -- on what number we can take standard at. We
16 haven't failed a test. So as far as the chlorine goes, as long
17 as we got residual and we're passing the test, I don't see why
18 we can't be at lower level. So hopefully, we stay at that level
19 and don't have anything else come to fruition.

20 Other than that, things are pretty normal. I'm trying to
21 work on we purchased the -- the transportable stand-up tank this
22 last year. Trying to work with Mark to get some sort of plan
23 together so I can tie Well number 4 into the tank. Just the
24 location of it it's going to be a weird thing where we've got to
25 work some things out. So I'm hoping to have that up
26 mid-summertime. We'll have construction water right there at
27 the county yard where everybody will get construction water out
28 of that well. And it will take -- it will alleviate some of the
29 pressure, you know, some of the water use off of our other tank.
30 So that should work out pretty good.

31 Other than that, that's about it. Any questions?

32 COMMISSIONER WAITS: Jake, I do have a question actually.
33 I know we didn't get a report. You were gone last time. And so
34 when I looked at my packet and it said N/, A. And I thought,
35 there's nothing he has to tell us? It's going to be a month and
36 there's nothing? I was a little bit concerned. So --

37 JAKE EDGAR: Good.

38 COMMISSIONER WAITS: -- I truly appreciate you giving us
39 the information that you're giving to bring us up to date. But
40 my question is: Is this agenda setting early a little bit

1 difficult for you on that? Was that why we got --

2 JAKE EDGAR: No.

3 COMMISSIONER WAITS: -- nothing?

4 JAKE EDGAR: No. Usually I -- my theory -- since Mark's
5 been here, he usually kind of double doses what I say. He gives
6 you an update on the projects. But as far as the normal
7 operations, business-to-business, day-to-day things, there
8 wasn't anything that I felt was prudent to -- to really tell
9 you. If he was going to do the projects. I don't know if he
10 gave his spiel on project timelines and that. Because he
11 usually covers that and I thought, you know -- but I will --
12 next time if I do that, I will write it down and have a packet
13 for you so you can read it.

14 COMMISSIONER WAITS: Well, I appreciate it. At least you
15 shared the information and brought us up to date.

16 JAKE EDGAR: Sure.

17 COMMISSIONER WAITS: Thank you.

18 JAKE EDGAR: You're welcome.

19 Parks. We're -- pool's getting ready. We put the thing
20 out in the paper for our -- both of our employees that we're
21 going to hire. Bert -- me and Bert, are working together now
22 since he's running the pool down there. He has a few plumbing
23 issues that we're going to hash out and talk about.

24 And golf course, the greens are open. This last cold
25 weather kind of turned the grass brown again, which is
26 unfortunate. But hopefully it comes out of that. And I think
27 we're going to get into some more weather. Water's on.

28 Other than that, that it's pretty much it as far as culture
29 and rec goes.

30 We're going to talk, I guess, about the Austin visitors
31 center and who's supposed to be taking care of the Austin
32 visitors center.

33 On that note, we have some other issues going on with the
34 same kind of stuff as far as NDOT as far as shoveling the snow
35 off the sidewalk. At one point in time, we signed a contract
36 that said, you know, we would take care of the sidewalk here on
37 Broad Street. And it says vegetation. It doesn't say anything
38 about shoveling snow. But if the county is going to accept the
39 responsibility of the sidewalk, I need to know where NDOT fits
40 into that. If they -- just in case something ever happened and

1 I'm still trying to work on that. I still haven't gotten an
2 answer back yet.

3 Same thing at the racetrack. We have two restroom
4 facilities out there now. And I think we need to actually put
5 in writing when they do sign their contracts that they are under
6 the understanding, a separate sheet of paper or form or whatever
7 we have to do, that states they are liable for everything out
8 there. And unless we want to get somebody that's a maintenance
9 guy. I mean, that's pretty much the way I look at it. I don't
10 know how you guys feel about it. But they wanted the restroom
11 facility. We got them the restroom facility. And it should be
12 up to them to maintain it. If they have to hire a janitor or
13 plumber or whatever, that needs to come out of their
14 association.

15 COMMISSIONER STIENMETZ: Their money.

16 JAKE EDGAR: That's the way I feel about it. When that
17 comes up with the Austin visitors center, I think some of the
18 same discussion is going to happen as far as janitorial work and
19 having a contractor on call or whatever you want to do.

20 But other than that, that's it.

21 Any other questions?

22 COMMISSIONER MASON: I have a -- one question. And it's
23 just clarification on -- about a year ago we were -- you were
24 having dirty water. When we reversed the flow of water from the
25 new tanks, --

26 JAKE EDGAR: That was on Lemaire Road.

27 COMMISSIONER MASON: Okay.

28 JAKE EDGAR: And it wasn't just dirty water; it was like
29 gravel.

30 COMMISSIONER MASON: Is that still happening? Is there
31 still pockets of dirt in the line somewhere that just loose?

32 JAKE EDGAR: It's not so much pockets of dirt, Dave, as
33 over a period of -- we went from having a tank that was in
34 service since 1981. And then when we switched, the hydraulic
35 switched. So anything that did get into line out of the tank
36 which you are going to have some settlement [sic] in the bottom
37 of the tank or whatever. Whatever got into the line in the
38 settlement, once the hydraulics switched, the hydraulics moved
39 to a separate spot, just the way the water flow worked. And
40 that's how they got dirty water.

1 What's going on now, I'm baffled. I don't have an answer
2 to it. When we upped the pressure, could it be water coming out
3 of -- you know, inside the meter, and there's a -- a sand trap,
4 basically. It's just a little plastic screen. That when we
5 upped the pressure, is everything that was stuck to the screen
6 now bursting through the screen. I mean, I -- it's going to be
7 a process of figuring it out. And I'm hoping I can get to that.
8 If not, I don't really know what I'm going to do except clean
9 the tank is all I can see think of. That's where all the water
10 comes from. If it's something stuck in the line, we can
11 practice flushing hydrants and it just takes time. So --

12 COMMISSIONER MASON: Thank you.

13 JAKE EDGAR: You're welcome.

14 COMMISSIONER STIENMETZ: Thanks, Jake.

15 JAKE EDGAR: Yep.

16 VICE CHAIRMAN BULLOCK: Thank you.

17 Go ahead and take a ten-minute recess.

18
19 (Break taken between 10:22 a.m. and 10:31 a.m.)

20
21 VICE CHAIRMAN BULLOCK: Okay. We'll go ahead and call the
22 meeting back to order.

23
24
25 DISTRICT ATTORNEY

26
27 9) Discussion for possible action regarding approval of the
28 Lander County District Attorney's office job description for
29 Executive Secretary 3, to replace the current Office Manager
30 job description, and other matters properly related thereto.
31

32 VICE CHAIRMAN BULLOCK: Item number nine, discussion for
33 possible action regarding approval of the Lander County District
34 Attorney's office job description for Executive Secretary 3, to
35 replace the current Office Manager job description, and other
36 matters properly related thereto.

37 I guess my question is: Why?

38 DEPUTY DISTRICT ATTORNEY TING: Angie wanted to designate
39 this a union position in order to -- if she hires someone, she
40 wanted them to offer more job security as a union position,

1 instead of an at-will position in case the new district attorney
2 comes in and wants to change the staff, changes to her staff.

3 VICE CHAIRMAN BULLOCK: Oh, now I see where it's headed.

4 COMMISSIONER WAITS: Does that mean she really doesn't
5 intend to have an office manager anymore at all? Or are you
6 going to be incorporating the officer manager into this new
7 union position?

8 DEPUTY DISTRICT ATTORNEY TING: No, we're going to be
9 putting out an advertisement out for an office manager.

10 COMMISSIONER WAITS: Oh, so it's going to be an additional
11 position?

12 DEPUTY DISTRICT ATTORNEY TING: Oh, no, no, no. Pardon me.
13 Sorry. I misunderstood your question. Wait can you say that --

14 VICE CHAIRMAN BULLOCK: Are we creating a new position
15 somewhere here?

16 COMMISSIONER STIENMETZ: You're going to wind up hiring
17 another person?

18 DEPUTY DISTRICT ATTORNEY TING: No, pardon me. Sorry.
19 There will only be three. There won't be an additional
20 position.

21 VICE CHAIRMAN BULLOCK: But that means there won't be an
22 office manager?

23 DEPUTY DISTRICT ATTORNEY TING: No, there won't be a
24 designated office manager.

25 COMMISSIONER WAITS: I don't think I'm really in favor of
26 losing an office manager and creating a new union position, as a
27 personal opinion. I'm -- I'm having a little bit of concern
28 with that. I understand the point of job security, but many of
29 us are at-will employees that work for the county. And it's a
30 good job.

31 DEPUTY DISTRICT ATTORNEY TING: It's your guys' decision.

32 VICE CHAIRMAN BULLOCK: I think the union position isn't
33 secure. If we decide to eliminate that position, so -- whether
34 it's union position or it's any other position that's not or
35 at-will, whatever, if we decide to eliminate the position, it's
36 eliminated regardless.

37 And if the new district attorney wants to eliminate a
38 position or what -- he can eliminate it, even if it's a union
39 job. So I don't see where we're gaining anything --

40 COMMISSIONER STIENMETZ: Gaining anything.

1 VICE CHAIRMAN BULLOCK: I mean, if there were some other
2 reasoning or justification, I guess I would look at it more but
3 --
4 COMMISSIONER MASON: Do you have any pros and cons on this?
5 DEPUTY DISTRICT ATTORNEY TING: You guys are the bosses.
6 COMMISSIONER WAITS: I'll make a motion that we disapprove
7 the job description -- job description change of office manager
8 for the district attorney's office at this time.
9 COMMISSIONER STIENMETZ: I'll second the motion.
10 VICE CHAIRMAN BULLOCK: Any comments?
11 (No comment.)
12 VICE CHAIRMAN BULLOCK: All those in favor?
13 COMMISSIONER MASON: Aye.
14 COMMISSIONER WAITS: Aye.
15 COMMISSIONER STIENMETZ: Aye.
16 VICE CHAIRMAN BULLOCK: Aye.
17
18

19 **PAYROLL CHANGE REQUESTS**

20
21 VICE CHAIRMAN BULLOCK: Okay, let's go back. Let's go back
22 to payroll change requests. I believe we've gone through all
23 the --
24 COMMISSIONER WAITS: I'll make a motion that we approve the
25 employee payroll change requests for Employee #1252, Employee
26 #1532, Employee #1313, Employee #1419.
27 COMMISSIONER STIENMETZ: And I'll second the motion.
28 COUNTY CLERK SULLIVAN: Could you authorize the vice chair
29 to sign?
30 VICE CHAIRMAN BULLOCK: Hm?
31 COUNTY CLERK SULLIVAN: Authorize the vice chair to sign.
32 COMMISSIONER STIENMETZ: Vice chair to sign them.
33 COMMISSIONER WAITS: Oh. And authorize the vice chair to
34 sign.
35 COMMISSIONER STIENMETZ: Sign those changes. And I'll
36 second the motion.
37 COUNTY CLERK SULLIVAN: Thank you.
38 VICE CHAIRMAN BULLOCK: Okay, any comments?
39 (No comment.)
40 VICE CHAIRMAN BULLOCK: All those in favor?

1 COMMISSIONER MASON: Aye.
2 COMMISSIONER WAITS: Aye.
3 COMMISSIONER STIENMETZ: Aye.
4 VICE CHAIRMAN BULLOCK: Aye.
5 Those opposed?
6 (No comment.)
7
8

9 SENIOR CENTER

10
11 10) Discussion for possible action regarding ratification and
12 acceptance of Grant Award No. 09-000-57-NX-14, Nevada Aging
13 and Disability Services Division, for Nutrition Services
14 Incentive program in the amount of \$1,301.00, with no
15 required match, and other matters properly related thereto.
16

17 VICE CHAIRMAN BULLOCK: Okay. Let's go to item number ten,
18 discussion for possible action regarding ratification and
19 acceptance of Grant Award Number 09-000-57-NX-14, Nevada Aging
20 and Disability Services Division, for Nutrition Services
21 Incentive program in the amount of \$1,301, with no required
22 match, and other matters properly related thereto.

23 COMMISSIONER WAITS: I'll make a --

24 COMMISSIONER STIENMETZ: Oh, go ahead.

25 COMMISSIONER WAITS: I'll make a motion that we ratify and
26 accept the Grant Award Number 09-000-57-NX-14, Nevada Aging and
27 Disability Services Division, for the Nutrition Services
28 Incentive Program in the amount of \$1,301, with no required
29 local match funding.

30 COMMISSIONER STIENMETZ: I'll second that motion.

31 VICE CHAIRMAN BULLOCK: Any comments.

32 (No comment.)

33 VICE CHAIRMAN BULLOCK: Those in favor?

34 COMMISSIONER MASON: Aye.

35 COMMISSIONER WAITS: Aye.

36 COMMISSIONER STIENMETZ: Aye.

37 VICE CHAIRMAN BULLOCK: Aye.

38 Any opposed?

39 (No comment.)
40

1
2 COMMISSIONERS
3

4 11) Discussion for possible action regarding Lander County's 2014
5 Annual Membership Dues for the Nevada Association of Counties
6 (NACO), in the amount of \$18,746.52, and other matters
7 properly related thereto.
8

9 VICE CHAIRMAN BULLOCK: Okay, item number 11, discussion
10 for possible action regarding Lander County's 2014 Annual
11 Membership Dues for the Nevada Association of Counties (NACO),
12 in the amount of \$18,746.52, and other matters properly related
13 thereto.

14 COMMISSIONER WAITS: Rogene, did this membership go up this
15 year?

16 ROGENE HILL: Sixteen percent.

17 COMMISSIONER WAITS: Were there any -- any additional
18 information --

19 ROGENE HILL: No.

20 COMMISSIONER WAITS: -- that showed on that?

21 ROGENE HILL: No. Last year you paid \$16,218.56. So
22 that's up 16% from last year's.

23 VICE CHAIRMAN BULLOCK: So we don't know if the others went
24 up or --

25 ROGENE HILL: Huh?

26 VICE CHAIRMAN BULLOCK: We just know that we went up? We
27 don't know if --

28 ROGENE HILL: I --

29 VICE CHAIRMAN BULLOCK: -- other --

30 ROGENE HILL: I don't know.

31 VICE CHAIRMAN BULLOCK: -- entities?

32 ROGENE HILL: Yeah. I'm just telling you from what we paid
33 last year to this year, it's up 16%.

34 VICE CHAIRMAN BULLOCK: Did the NACO board approve this or
35 what?

36 COMMISSIONER WAITS: I thought there might be some
37 additional information on it. I didn't even realize it had gone
38 up for that. And I don't know. I was hoping they might explain
39 the difference on it.

40 I mean, as the NACO representative, I sincerely can

1 appreciate what all they do for us.
2 ROGENE HILL: Oh, absolutely.
3 COMMISSIONER WAITS: And they certainly are important. I
4 just was hoping for an explanation for it. That's all.
5 COMMISSIONER MASON: Does the same amount go out to all the
6 counties or --
7 ROGENE HILL: I -- I can't answer that.
8 COMMISSIONER WAITS: That's what we don't know, whether it
9 was a 16% increase --
10 ROGENE HILL: All I know --
11 COMMISSIONER WAITS: -- for everyone or --
12 ROGENE HILL: -- is that was our increase.
13 COMMISSIONER WAITS: Well, I know that in our rural area we
14 certainly couldn't do it without them.
15 So I -- I'm going to go ahead and make a motion that we --
16 we pay the amount of 18,746.52 for the 2014 membership -- annual
17 membership dues for the Nevada Association of Counties.
18 COMMISSIONER STIENMETZ: I'll second the motion.
19 VICE CHAIRMAN BULLOCK: Any comments?
20 COMMISSIONER MASON: I --
21 COMMISSIONER STIENMETZ: We need to authorize the chair to
22 sign or anything like that?
23 COUNTY CLERK SULLIVAN: I don't know if it's all --
24 COMMISSIONER WAITS: Just the check; isn't it?
25 COUNTY CLERK SULLIVAN: -- or just the chair. Because the
26 note does state, please return original signed invoice. Do you
27 know on that, by chance, if it's all commissioners or just one?
28 ROGENE HILL: Probably just one. I'm not for sure. I've
29 never seen that before. We get the bill.
30 COMMISSIONER WAITS: On my motion, I will continue to -- to
31 add that the vice chair sign the invoice as requested.
32 COMMISSIONER STIENMETZ: I'll second that.
33 VICE CHAIRMAN BULLOCK: Okay. Dave, you got a comment?
34 COMMISSIONER MASON: Yeah, I just kind of wonder if we
35 shouldn't get a clarification on -- if this is the same amount
36 all the counties are being charged or is the percentage the
37 same? If they're raising the rates to everybody?
38 I think we could -- I just don't like spot approving.
39 I think what NACO does is well worth the money, but we're
40 not getting any information here. I mean, we're just jumping in

1 and saying, hey, we like NACO, so let's pay the bill.

2 COMMISSIONER WAITS: Actually, I don't -- I think we're
3 entitled to the answers. And I think we'll find out the
4 answers, because I truly intend to find out.

5 But as far as whether that's going to make any difference
6 whether we are a member or not, it's not. So that's why I made
7 the motion.

8 COMMISSIONER MASON: Well, that makes sense, too.

9 COMMISSIONER WAITS: My meeting is tomorrow, by the way.

10 ROGENE HILL: Oh, good.

11 VICE CHAIRMAN BULLOCK: Okay, all those in favor?

12 COMMISSIONER MASON: Aye.

13 COMMISSIONER WAITS: Aye.

14 COMMISSIONER STIENMETZ: Aye.

15 VICE CHAIRMAN BULLOCK: Aye.

16 Any opposed?

17 (No comment.)

18
19 12) Discussion for possible action regarding approval/disapproval
20 of the Agreement between Lander County and the Board of
21 Regents of the Nevada System of Higher Education on behalf of
22 Great Basin College for lease of the building and adjacent
23 grounds located at North Second and Scott Streets in Battle
24 Mountain, Nevada, and other matters properly related thereto.
25

26 VICE CHAIRMAN BULLOCK: Okay, item number 12, discussion
27 for possible action regarding approval/disapproval of the
28 Agreement between Lander County and the Board of Regents of the
29 Nevada System of Higher Education on behalf of Great Basin
30 College for lease of the building and adjacent grounds located
31 at North Second and Scott Streets in Battle Mountain, Nevada,
32 and other matters properly related thereto.

33 AMI ROGERS: Here representing Great Basin College, Ami
34 Rogers, if you have any questions. The lease is almost verbatim
35 what the last lease was. So no changes in structure.

36 VICE CHAIRMAN BULLOCK: Have you guys had a chance to go
37 through this, Nicole?

38 DEPUTY DISTRICT ATTORNEY TING: Yes.

39 VICE CHAIRMAN BULLOCK: Okay. And we're good?

40 DEPUTY DISTRICT ATTORNEY TING: Yes. We are good.

1 COMMISSIONER STIENMETZ: I'll make a motion that the
2 Commission approve the Agreement between Lander County and the
3 Board of Regents of the Nevada System of Higher Education on
4 behalf of the Great Basin College for the lease of the building
5 and the adjacent grounds located at North Second and Scott
6 Streets in Battle Mountain, Nevada, and authorize the chair to
7 sign -- or vice chair.

8 COMMISSIONER WAITS: I'll second that motion.

9 VICE CHAIRMAN BULLOCK: Okay. Any comments?

10 (No comment.)

11 VICE CHAIRMAN BULLOCK: Those in favor?

12 COMMISSIONER MASON: Aye.

13 COMMISSIONER WAITS: Aye.

14 COMMISSIONER STIENMETZ: Aye.

15 VICE CHAIRMAN BULLOCK: Aye.

16 Any opposed?

17 (No comment.)

18 VICE CHAIRMAN BULLOCK: Okay.

19 COMMISSIONER WAITS: Thank you.

20 VICE CHAIRMAN BULLOCK: Don't go anywhere.

21

22 13) Discussion for possible action regarding the request of Ami
23 Rogers, President of the Battle Mountain Arts Presenters
24 (BMAP) for approval of the temporary closure of Front Street
25 and Highway 305 (from 424 E. Front Street to 625 S. Broad
26 Street) on July 4, 2014 for the Fourth of July parade;
27 approval for the Chairman to sign the Nevada Department of
28 Transportation (NDOT) Application and Permit for Temporary
29 Occupancy of the NDOT Right-of-Way paperwork; and other
30 matters properly related thereto.

31

32 VICE CHAIRMAN BULLOCK: Item number 13, discussion for
33 possible action regarding the request of Ami Rogers, President
34 of the Battle Mountain Arts Presenters for approval of the
35 temporary closure of Front Street and Highway 305 (from 424 East
36 Front Street to 625 South Broad Street) on July 4th, 2014, for
37 the Fourth of July parade; approval for the Chairman to sign the
38 Nevada Department of Transportation Application and Permit for
39 Temporary Occupancy of the NDOT Right-of-Way paperwork; and
40 other matters properly related thereto.

1 AMI ROGERS: So basically, on this, it should -- you should
2 all have a copy of the application in your packet. I do have
3 the copy that's been signed by all of the other required
4 signers. So the only one that's missing is the Lander County
5 commissioner if that's something you choose to do.

6 COMMISSIONER MASON: Is there a time frame?

7 AMI ROGERS: Yeah, it's basically what we do every year.
8 They'll line up at Etcheverry's about 9:30. Parade will start
9 by 10:00. And then just depending on how many entrants. Last
10 year, we had 29 entrants, and it lasted somewhere between 30 and
11 45 minutes.

12 COMMISSIONER MASON: So a couple of hours?

13 AMI ROGERS: Yeah. It's not even --

14 COMMISSIONER MASON: Three.

15 AMI ROGERS: -- closed that long --

16 COMMISSIONER MASON: Three hours.

17 AMI ROGERS: It would be closed under an hour.

18 VICE CHAIRMAN BULLOCK: Do we have a motion?

19 COMMISSIONER STIENMETZ: I'll make a motion that the
20 Commission approve the request by Ami Rogers, president of the
21 Battle Mountain Arts Presenters, for approval of the temporary
22 closure of Front Street and Highway 305 from 424 East Front
23 Street to 625 South Broad Street on July 4th, 2014, from the --
24 for the Fourth of July parade and approval for the chairman to
25 sign the Nevada Department of Transportation (NDOT) application
26 for permit to temporary occup -- occupy -- of the occupancy of
27 the Nevada right-of-way paperwork.

28 COMMISSIONER WAITS: Do you want to change that to vice
29 chair?

30 COMMISSIONER MASON: Vice chair.

31 COMMISSIONER STIENMETZ: All right. Change to vice chair.

32 Sorry.

33 COMMISSIONER MASON: I'll second that.

34 VICE CHAIRMAN BULLOCK: Any other comments?

35 (No comment.)

36 VICE CHAIRMAN BULLOCK: Those in favor?

37 COMMISSIONER MASON: Aye.

38 COMMISSIONER WAITS: Aye.

39 COMMISSIONER STIENMETZ: Aye.

40 VICE CHAIRMAN BULLOCK: Aye.

1 Thanks, Amy.
2 COMMISSIONER STIENMETZ: Thank you.
3 VICE CHAIRMAN BULLOCK: Appreciate all you do.
4 AMI ROGERS: Thank you. Can I -- can I send you this copy
5 because that's what I need to send to state.
6 COUNTY CLERK SULLIVAN: We'll get a copy of all of that,
7 and you can take it to Molly and bring me back a copy.
8 AMI ROGERS: Yes.
9 COMMISSIONER MASON: Where's Jan? Is she gone?
10 ROGENE HILL: She could be back. She's --
11
12 14) Discussion for possible action regarding operation and
13 maintenance of the Austin Loneliest Highway Visitors Center
14 by the Lander County Public Works Department, pursuant to
15 page 7 of the Nevada Transportation Enhancement Program
16 Application submitted by Lander County to the Nevada
17 Department of Transportation (NDOT), and other matters
18 properly related thereto.
19
20 VICE CHAIRMAN BULLOCK: Okay, item number 14, discussion
21 for possible action regarding operation and maintenance of the
22 Austin Loneliest Highway Visitors Center by Lander County Public
23 Works Department, pursuant to page 7 of the Nevada
24 Transportation Enhancement Program Application submitted by
25 Lander County to the Nevada Department of Transportation, and
26 other matters properly related thereto.
27 COMMISSIONER MASON: Is Jan out in the hall there?
28 JAKE EDGAR: She was.
29 VICE CHAIRMAN BULLOCK: Well, if you haven't had a chance
30 to look at it, we did sign an agreement saying we would take
31 care of it --
32 COMMISSIONER MASON: Yeah, I saw that.
33 VICE CHAIRMAN BULLOCK: -- before we ever started. I guess
34 --
35 COMMISSIONER MASON: Oh, here we go. Jan, you want to come
36 up?
37 JAN MORRISON: Sure.
38 COMMISSIONER WAITS: I believe there also was an estimate
39 of \$5,000 they thought it would take to maintain, which was
40 interesting.

1 VICE CHAIRMAN BULLOCK: We've already opened it.

2 JAN MORRISON: You've already opened it?

3 JAKE EDGAR: Well, I guess I -- I have no qualms or
4 quarrels with any of it. I don't think we should be driving 90
5 miles to take care of the toilet in Austin.

6 If we have -- we have people in place already that are
7 there that -- sorry, I didn't mean to -- I wasn't making a joke.
8 We have people in place that are there that could take care of
9 it just fine.

10 As far as, you know, we have a process with Dessie and
11 Bert. And however they want to hash that out down there
12 is -- is fine with me. I mean, I don't -- I don't see why we
13 should even be involved in it, as far as I'm con -- I don't know
14 how you feel about it, but I don't think we should be.

15 VICE CHAIRMAN BULLOCK: Well, I have some reservations.
16 And I'm just going to put them right out there. We talked about
17 a janitor. To me, that doesn't cut it. It's a seven-day-a-week
18 cleaning. It's not a five day a week or three day a week. This
19 is a major rest stop. And that was the whole reason it was put
20 in there. And especially, you guys knowing your campgrounds.
21 You got one on both sides of the mountain. And people travel
22 home. They're going to use it. And weekends are a prime
23 example. And if we don't maintain that on the weekends, I think
24 we're going to have disaster come Monday morning.

25 COMMISSIONER MASON: I do too.

26 VICE CHAIRMAN BULLOCK: And so I think it needs to be seven
27 days, of -- you know, to me, personally, I'd put it out to bid,
28 a contract bid. You take care of it. You maintain it.

29 COMMISSIONER MASON: All of it. You know, put the --

30 VICE CHAIRMAN BULLOCK: That's what -- that's what NDOT
31 does with their rest areas is they -- you bid on it. And you
32 have to empty the garbages. You have to clean them. You have
33 to maintain them. Just my thought on it. So --

34 COMMISSIONER MASON: I think. I see. I look at this.
35 It's really a nice structure. But we've created a picnic
36 ground. And just pardon the term, but we have two restrooms and
37 this huge patio. It's just about the size of this room and with
38 five -- I think -- five picnic tables out there. And we have
39 trash. We're going to have to have a trash barrel. We're going
40 to have to have constant maintenance on it, even if it's open

1 from dusk to dark, which is not a bad idea because that will --
2 And I also think that we ought to -- I don't know if we can
3 try it out for 30 days to see what -- what's relevant and what's
4 not.

5 But it is a major maintenance thing. And it's really
6 valuable to the City of Austin. But if it's -- if we don't
7 maintain it correctly, if we don't -- look -- look after it,
8 we're going to lose it.

9 JAKE EDGAR: On that behalf, we don't do anything different
10 down here. The courthouse is cleaned by a contractor. The --

11 COMMISSIONER STIENMETZ: Right.

12 JAKE EDGAR: That is, you know, unless you guys want to
13 create a new maintenance department.

14 COMMISSIONER STIENMETZ: That's the way it should be done.

15 JAKE EDGAR: I mean, we -- that's our option.

16 VICE CHAIRMAN BULLOCK: I think we should go out for bid,
17 hire it done. And that building's going to be open 24/7. How
18 can you close it at night? Travelers come through there at
19 night. You going to tell them you can't travel through our
20 town.

21 JAKE EDGAR: I'd like to hear Patsy's take on things. You
22 live down there and so does Jan. So I mean, but I think your
23 contract deal is the way to go.

24 COMMISSIONER MASON: I don't know either. But I think the
25 patio, you know, it's larger than this room -- as large as this
26 room. It's all tile. It's all concrete. And it's going to
27 have to be kept clean, hosed down, or whatever it takes. I
28 don't think we know yet how much work -- how much business that
29 little place is going to get once people start knowing that it's
30 there.

31 But there are regular travelers going back and forth who
32 are going to find out that there's. And that's going to be nice
33 spot for them to stop and eat their lunch or whatever they're
34 doing. We have to consider that.

35 And I don't think -- since we don't have any -- we don't
36 have any -- anything to go by right now. You know. How this --
37 how it's going to work out. I think we need to test it out.
38 And let's see what happens on it. I just -- it's -- we paid a
39 lot of money for it. I just think closing it at night is for
40 security reasons.

1 COMMISSIONER WAITS: I understand the point for security
2 reasons, but I also understand the need and why it was put
3 there. And I'm hoping we can continue. There's just no other
4 place in town to stop. And there's not even places that are
5 open anywhere, even our swimming pool, that actually has
6 restrooms closes down and isn't open all the time. And -- and
7 certainly not through the seasonal times that --

8 But -- but I -- I thought, originally, we were going to
9 look at it as Jake pointed out. Whoever got our contract to do
10 the county buildings might also be doing that too. And what
11 kind of a price we're looking at. So -- it -- it -- we do have
12 to feel our way a little bit. But I thought, we're -- aren't we
13 looking for -- for someone? Aren't we advertising for somebody
14 to do the county right now?

15 JAN MORRISON: Right. Jan Morrison.

16 The current janitor has -- has tendered her resignation.
17 She's got an active business, and so -- but she'll stay on until
18 somebody replaces. And it was just offered for the janitorial
19 as an extension. Certainly have no problem for the whole thing
20 going out on a contract. And I don't know which one would be
21 cheaper in the long run.

22 I would like to just address keeping it open at night.
23 It's more of a family-oriented traveler-type town center. And
24 at night, the gas stations are open while people are on the
25 road. People usually in motels with their kids. The bar is
26 open quite a bit at night. And so I have -- I personally, and
27 as a resident, have a problem with it being open at night after
28 dark. There's plenty of bars with -- with bathrooms for those
29 patrons.

30 So at any rate -- and the weekends are very good -- good
31 examples. So for example, right now, we've got two activities
32 that I know of that are going to be booked in the weekends for
33 evening, family-oriented picnics and music. And so definitely
34 we'd need to have somebody there. So, however it goes we have
35 to be flexible enough to include that.

36 I'm not sure. When we looked at it from a janitorial point
37 of view only, I didn't look at it as necessarily needing any
38 more than an average of four hours a week. I mean, you go in,
39 you check. You clean up. Some days you may spend fifteen
40 minutes. Some days you may spend an hour. But I just didn't

1 see it going over.

2 VICE CHAIRMAN BULLOCK: But see we're not -- but you're
3 looking at the restrooms. There's more than just the restrooms.

4 JAN MORRISON: That's right. And then the exterior. So I
5 see where you could combine them both and that would be good and
6 see who would bid on it. I know it's under parks and recreation
7 department. I guess that's Jake.

8 VICE CHAIRMAN BULLOCK: So --

9 JAN MORRISON: So --

10 VICE CHAIRMAN BULLOCK: -- the janitorial we have right
11 now, is it contracted or is it an employee of the county?

12 JAN MORRISON: It's a part-time employee. And it's 15
13 hours a week.

14 VICE CHAIRMAN BULLOCK: See. And that's why I -- to me I
15 would contract the whole thing all in one --

16 COMMISSIONER STIENMETZ: Yeah.

17 VICE CHAIRMAN BULLOCK: -- fell swoop. That's fine. The
18 county buildings only need clean when the office hours there.
19 But I think it's crucial.

20 Because here's my point, if people see a rest area, and
21 they need to use the restroom, and it's not open, they'll go
22 behind the building. And you got a bigger mess to clean up.
23 It's just the fact of life. I mean, it's -- it's the way that
24 it happens. And -- and you know, and I'm the odd traveler,
25 because I don't like traveling during the day. I prefer going
26 at night so I don't have the sunlight in me. And I'm one of
27 them that travels late. And I did with my children. I didn't
28 want to take my children into a bar to use a restroom. And
29 so --

30 COMMISSIONER MASON: There is an option. Excuse me.

31 VICE CHAIRMAN BULLOCK: No, go ahead.

32 COMMISSIONER MASON: There's a -- service stations are open
33 until what? All night or midnight?

34 COMMISSIONER WAITS: No.

35 VICE CHAIRMAN BULLOCK: No.

36 JANE BIANCI: No, but in the summer they're open quite
37 late. At least until 10:00. I'm not sure that the Chevron
38 stays open to 11:00. But in the summer, they're open until
39 10:00.

40 COMMISSIONER MASON: I just don't want to see the thing

1 wrecked. You know, you get the -- whatever.

2 VICE CHAIRMAN BULLOCK: But I -- but like I said, I'd go
3 back. More have a tendency to get it wrecked when you're not
4 open. People -- then if you've got it open, people respecting
5 the services is I guess where I come from. And maybe I'm
6 looking at it wrong. That's just my thoughts. I don't --

7 COMMISSIONER MASON: See, that leaves it up in the air.
8 And I kind of think we need to see it operate for 30 days and
9 get a report on it and see what we're doing.

10 JAKE EDGAR: I'll give you this. It don't matter what you
11 do, there's always going to be something that happens.

12 UNIDENTIFIED PARTICIPANT: Mm-hm.

13 JAKE EDGAR: Period.

14 COMMISSIONER WAITS: Yeah.

15 COMMISSIONER STIENMETZ: Yeah.

16 COMMISSIONER MASON: Yeah, well, you're right.

17 JAKE EDGAR: So they're -- you're putting. I mean, there's
18 no -- there's -- it's always going to happen. That's just the
19 -- that's the way things work. Unless you got a video camera or
20 security guard standing there, that's -- I mean, that's what
21 you're up against.

22 So we'd like to think everybody is -- are great people, but
23 that's not always the truth.

24 So I think, again, we have someone in place at the county
25 right now that's doing the bathroom at the swimming pool and
26 taking care of the park, the same kind of thing that Marilyn's
27 doing.

28 I don't see why we can't add the money to that if you guys
29 are happy with the service that they're providing to you now,
30 why we couldn't add money to that and --

31 COMMISSIONER STIENMETZ: Right.

32 JAKE EDGAR: -- and just go forth with that.

33 COMMISSIONER MASON: Can I get your opinion on --

34 DEE HELMING: Excuse me. Can I comment? This is Dee
35 Helming.

36 VICE CHAIRMAN BULLOCK: Go ahead, Dee.

37 DEE HELMING: Okay. We already have Dessie Skeath in place
38 that empties the garbage and cleans the parks and stuff. So why
39 can't he do that part of the maintenance of it. And since
40 you're already hiring a new person that's going to be coming in

1 and doing the courthouse, the town hall, and the firehouse.
2 Just add that duty on there for them to clean and split it up
3 between the two?

4 VICE CHAIRMAN BULLOCK: Because we're talking an employee
5 versus a contract; correct?

6 DEE HELMING: Well, no, they would just be cleaning the
7 restrooms where Dessie is already picking all the garbage on
8 Main Street and doing the stuff at the park as a contract. So
9 you already have somebody in place that can do the outside area.
10 And he is going to be picking the garbage up there anyway.

11 So that part of it, the outside area that would just be
12 part of Dessie's contract that is already in place. Whereas,
13 with your new janitor that you're going to be hiring for doing
14 the county buildings, they would just add that on their list as
15 part of their cleaning duties. And they would go down. Now you
16 just give them an extra two or three hours a week or four hours
17 a week. And they could go down there and do that also and it
18 solve the whole problem.

19 UNIDENTIFIED PARTICIPANT: I'm (indiscernible) in the
20 summertime every day.

21 UNIDENTIFIED PARTICIPANT: It's just a thought. It was
22 something we had discussed here on how to solve the problem.

23 COMMISSIONER MASON: Well, there's -- I would like to see
24 it tried out. And if we have to go to contract, you know, that
25 would tell us after we've had it maintained for 30 or 60 days.
26 We could see, you know, how it's going.

27 The other issue -- and I think it is an issue is: Do we
28 stay open after dark on this? And --

29 DEE HELMING: Definitely that's another thing of which
30 you'll have to go by trial and error.

31 COMMISSIONER MASON: Yes.

32 What -- what -- after what she said, Jake, what's your
33 opinion on that?

34 JAKE EDGAR: She kind of reiterated --

35 COMMISSIONER WAITS: Yeah, that's --

36 JAKE EDGAR: -- what I said.

37 COMMISSIONER WAITS: -- what he just said.

38 JAKE EDGAR: Again, I'm -- and this is just coming from me,
39 I'm not down there. I don't live there. But one person's
40 always better than two. You know, their schedules might not

1 match and whatever. And of course there's things in place you
2 could probably make it work. But to me, this isn't that big of
3 a deal. We already have Dessie in place, Dessie, whatever.
4 Then you're not putting extra strain on the janitor to go do
5 whatever. He's already doing the pool. If you want to give
6 Dessie however much money and you guys agree on that, that
7 settles the whole problem.

8 The night thing, Dave, again, you're never ever going to
9 have 100% honesty on any -- there just -- our life around here
10 ain't like that. So, again, you may change things on, oh, we're
11 going to shut it down at 9:00 o'clock at night. Well, I'm like
12 Dean. If I show up and the bathroom's locked, I'm going to find
13 a place to go to the bathroom.

14 COMMISSIONER MASON: That's what I wanted. Your opinion's
15 valuable on this, So --

16 VICE CHAIRMAN BULLOCK: Go ahead, Rogene.

17 PHILIP WILLIAMS: Yeah, Mr. Chairman, --

18 VICE CHAIRMAN BULLOCK: Hold on.

19 PHILIP WILLIAMS: Can I say something?

20 VICE CHAIRMAN BULLOCK: Hold on just a moment.

21 PHILIP WILLIAMS: Philip Williams up in Austin.

22 VICE CHAIRMAN BULLOCK: I guess go ahead.

23 PHILIP WILLIAMS: I've been in the area at 10:00 o'clock at
24 night. There's no bars open. The service stations all close up
25 at 9:00?

26 If I'm a tourist going through here and I have to go to the
27 bathroom, I'm going to stop there at night. And the same thing
28 that you said, if it's locked up, I'm going to go on the side of
29 the building. So --

30 COMMISSIONER MASON: You're on record.

31 PHILIP WILLIAMS: So I don't that. I start emptying the
32 bladder wherever. But the tourist is not going to do that.
33 It's a nice facility and it shouldn't be closed at night.

34 VICE CHAIRMAN BULLOCK: Thanks, Philip.

35 Go ahead, Rogene.

36 ROGENE HILL: My question to Jake: Does Dessie clean the
37 bathrooms at the swimming pool?

38 DEE HELMING: No. The --

39 JAKE EDGAR: Partially.

40 DEE HELMING: -- life guards clean the pool, --

1 JAKE EDGAR: Yeah.
2 DEE HELMING: -- bathrooms at the pool.
3 JAKE EDGAR: When the pool --
4 ROGENE HILL: Where else do you have bathrooms?
5 JAKE EDGAR: When the pool's open. He goes and changes the
6 paper towels and puts the hand soap and --
7 DEE HELMING: No, the lifeguards do all that. They do the
8 outside bathrooms and the ones inside. The only thing Dessie
9 does at the park is he empties the garbage and mows the lawns
10 and cleans that area.
11 ROGENE HILL: Could Dessie clean --
12 JAKE EDGAR: Dessie -- yeah, I'm sure he could handle it.
13 ROGENE HILL: I was going to say because you want to be
14 real careful with your part-time employee of adding additional
15 hours.
16 JAKE EDGAR: Right. My other thing, though, to that is,
17 again, that contract thing would fix all that if you just want
18 to put a contract out to do the whole thing.
19 ROGENE HILL: That's -- exactly. He is capable of cleaning
20 the bathrooms. I mean --
21 JAKE EDGAR: I'm not going to speak for him, --
22 ROGENE HILL: -- and the toilets --
23 JAKE EDGAR: -- but yeah, he probably could clean the
24 bathrooms.
25 ROGENE HILL: -- and cleaning the basins, the hand basins.
26 JAKE EDGAR: Mm-hm. When we st- -- when we first started
27 down there, he provided the paper towels and whatever. We go in
28 there and once the swim -- once everybody got involved, then
29 they took over at after that. So then -- but it's up to you
30 guys. That's what they're sitting up there for. Contract or
31 add it to the other deal? Or -- I mean, I -- my opinion is
32 contract.
33 COMMISSIONER STIENMETZ: I make a motion that we add the
34 maintenance -- operation maintenance of the Austin Loneliest
35 Highway Center by the Lander County Public Works Department to
36 allow them to use that -- for contract to hire a contractor or
37 add it to Dessie's --
38 COMMISSIONER WAITS: I guess my concern with that is then
39 do you expect him to do the bathrooms, too? Everything?
40 COMMISSIONER STIENMETZ: Yes.

1 COMMISSIONER WAITS: The whole visitors center?
2 COMMISSIONER STIENMETZ: The whole works.
3 COMMISSIONER WAITS: Everything?
4 COMMISSIONER STIENMETZ: Why not? If he can't, then we got
5 to change it. But if he can do it, just add it to Dessie's
6 contract down there.
7 JAKE EDGAR: Or someone else.
8 COMMISSIONER STIENMETZ: Or someone else, but get a
9 contractor and do it all.
10 JAKE EDGAR: And get the con -- we need to get a scope of
11 work out. Here's the scope of work. We're going to put it out
12 to contract, let everybody bid on it.
13 COMMISSIONER STIENMETZ: Yeah, if Dessie wants to bid,
14 he'll bid it or have somebody else bid for it.
15 JAKE EDGAR: Or stick with what we have, and just add it to
16 him, and give him extra money. It doesn't matter. That's what
17 you guys are here for.
18 ROGENE HILL: So have you talked to Dessie?
19 COMMISSIONER MASON: Well, I think -- what's left out of
20 your motion --
21 ROGENE HILL: So can you talk today to Dessie, Bert?
22 COMMISSIONER MASON: -- is time. What -- you know, what's
23 the appropriate hour?
24 COMMISSIONER WAITS: Well, you need the scope of work. But
25 we're not going to deter- -- determine that now.
26 COMMISSIONER MASON: Why not?
27 JAKE EDGAR: Hey Bert, are you down there?
28 COMMISSIONER WAITS: Because we don't --
29 BURT RAMOS: Oh, boy. Yeah, I'm here.
30 (Laughter.)
31 ROGENE HILL: You're awfully quiet.
32 BERT RAMOS: Yes. I'm trying.
33 MARK BRETHAUER: Hey, them aren't tire tracks.
34 BERT RAMOS: What you need?
35 JAKE EDGAR: What about you?
36 BERT RAMOS: (Laughing.) Um --
37 VICE CHAIRMAN BULLOCK: Not for you to do it, just your
38 opinion.
39 BERT RAMOS: Oh, my opinion.
40 VICE CHAIRMAN BULLOCK: There you go.

1 ROGENE HILL: Okay.

2 BERT RAMOS: I think you guys are next door to -- well,
3 you're in between three bars. So I think that thing is going to
4 get a lot of use whether you like it or not. And them bars stay
5 open till 2:00 and 3:00 in morning in summertime, especially
6 with all the contractors in town. And it's going to get a lot
7 of action.

8 I think it's going to take a lot of maintenance as far as
9 -- I think it's probably underestimated a little bit in the
10 summer what it's going to take and probably not going to take
11 much at all in the winter. So that's my opinion.

12 JAKE EDGAR: So are you for a contract or you just -- I
13 would think in what we've done here in the past that a contract
14 at work at least we have a little bit of control of what goes on
15 inside the contract itself.

16 BERT RAMOS: Yeah, and I think Dessie does an excellent job
17 here in Austin for what he already takes care of. And if he'd
18 be willing to take it on, I think that's a great idea.

19 COMMISSIONER MASON: Do you have a suggestion for time?
20 What time should it close?

21 BERT RAMOS: It shouldn't close.

22 COMMISSIONER WAITS: I'll second the motion.

23 PHILIP WILLIAMS: Not in the summertime.

24 DEE HELMING: Not in the summer.

25 BERT RAMOS: At least not in the summer, I don't believe we
26 should close. Like I said, them bars, they stay open late and
27 with that big patio area out there, there's going to be people
28 out there talking. And they're going to want to use it. So --

29 JAKE EDGAR: We got a second.

30 VICE CHAIRMAN BULLOCK: I know. Will somebody enlighten me
31 exactly what motion we've got on the --

32 (Laughter.)

33 COMMISSIONER STIENMETZ: Let's start over. I'll make a
34 motion that --

35 COMMISSIONER MASON: Cancel the first one.

36 COMMISSIONER WAITS: You already have one. Do you want her
37 to read it back?

38 COMMISSIONER STIENMETZ: I'll withdraw my first one.

39 VICE CHAIRMAN BULLOCK: Let's be a little more specific.
40 Because that was kind of out there.

1 COMMISSIONER STIENMETZ: I'll make a motion that we contact
2 Dessie to see what additional price he would want to take care
3 of the Loneliest Visitor Center.
4 JAKE EDGAR: And make sure that we --
5 CHAIRMAN BULLOCK: Let's monitor it first.
6 JAKE EDGAR: And let's not --
7 COMMISSIONER STIENMETZ: Monitor it for so long.
8 JAKE EDGAR: Make sure that he doesn't go over his
9 part-time --
10 COMMISSIONER STIENMETZ: Right. Make sure it doesn't go
11 over his part-time thing to --
12 ROGENE HILL: He's not part-time.
13 UNIDENTIFIED PARTICIPANT: He's not part-time.
14 COMMISSIONER STIENMETZ: He's not part-time.
15 JOY SWEENEY: He's a contractor. You don't have to worry
16 about that.
17 JAKE EDGAR: Sorry.
18 ROGENE HILL: Yeah, his hours. Yeah.
19 COMMISSIONER STIENMETZ: Let Dessie do the -- give us a
20 price to do that. And if it's agreeable with Bert, let's make a
21 contract with him.
22 VICE CHAIRMAN BULLOCK: Well, I'd like -- you know, which
23 I think's good. But we need to set a -- like a three-month --
24 COMMISSIONER STIENMETZ: Trial.
25 VICE CHAIRMAN BULLOCK: -- trial.
26 COMMISSIONER STIENMETZ: For us to try it.
27 VICE CHAIRMAN BULLOCK: We may need to renegotiate.
28 DEE HELMING: Okay. There is one problem. Dessie is still
29 in Ireland for a month. So you're not going to be able to
30 discuss this with him until he gets back. And it's, you know,
31 going to be -- starting to be used here pretty soon.
32 VICE CHAIRMAN BULLOCK: So is this Ireland trip a yearly
33 thing?
34 DEE HELMING: Yes, it is.
35 COMMISSIONER WAITS: Yes.
36 UNIDENTIFIED PARTICIPANT: (indiscernible)
37 ~~COMMISSIONER STIENMETZ: He's got to work.~~
38 COUNTY CLERK SULLIVAN: He staffs it while he's over --
39 DEE HELMING: He has employees, --
40 COMMISSIONER WAITS: He has employees.

1 DEE HELMING: -- but I don't believe they can actually make
2 the decision for him. You know, his daughter and a couple of
3 other guys work for him, but he won't be back for a month. So
4 you're going to have to come up with a plan in the interim.
5 JAKE EDGAR: Question: Does Ireland have telephones?
6 DEE HELMING: If you want to spend the money to call him.
7 JAKE EDGAR: Well, I think the county could probably afford
8 that. If we can get ahold of Dessie, in the interim, Bert,
9 would you just kind of handle that or no?
10 BERT RAMOS: Show me the money.
11 (Laughter.)
12 BERT RAMOS: No, we -- just kidding. We could probably do
13 something to make it work. It's a benefit to the community, so
14 we can make something work in the interim.
15 VICE CHAIRMAN BULLOCK: Okay.
16 COMMISSIONER WAITS: Mr. Chair?
17 VICE CHAIRMAN BULLOCK: Hm?
18 COMMISSIONER WAITS: Okay, the first motion still hasn't
19 been withdrawn. The second one --
20 COMMISSIONER MASON: Yeah, he withdrew it.
21 COUNTY CLERK SULLIVAN: Yeah, he did --
22 VICE CHAIRMAN BULLOCK: He withdraw it --
23 COUNTY CLERK SULLIVAN: -- withdrew.
24 COMMISSIONER STIENMETZ: I withdrew my first motion.
25 COMMISSIONER MASON: Yeah, it's done.
26 COUNTY CLERK SULLIVAN: He withdrew it.
27 COMMISSIONER WAITS: I wanted them to read it back. I
28 thought I liked that one better actually.
29 COMMISSIONER STIENMETZ: I withdrew it and seconded it.
30 COMMISSIONER WAITS: I didn't withdraw my second yet. So
31 can we have her read back the first motion?
32 VICE CHAIRMAN BULLOCK: We withdraw it. Whether you second
33 it, --
34 COUNTY CLERK SULLIVAN: It doesn't matter.
35 VICE CHAIRMAN BULLOCK: -- it's a withdrawn motion. If you
36 -- nobody wants to second this one? Then you can do your own
37 motion. But right now we have a motion on the table.
38 COMMISSIONER WAITS: I thought the first one was a bit more
39 encompassing.
40 VICE CHAIRMAN BULLOCK: So we don't have a second. Would

1 you like to make a motion?
2 COMMISSIONER STIENMETZ: Let mine die. You make a motion.
3 COMMISSIONER WAITS: You can second it.
4 COMMISSIONER MASON: No, I don't want to. I want
5 something. Let's -- first of all, let's get out of the motion
6 thing and start over.
7 VICE CHAIRMAN BULLOCK: We don't have any. There is no
8 motion right now on the table.
9 COMMISSIONER STIENMETZ: My mine died for lack of second.
10 COMMISSIONER MASON: Now, tell us what you want.
11 COMMISSIONER WAITS: No, I was just confused over the --
12 COUNTY CLERK SULLIVAN: You can make one though.
13 COMMISSIONER WAITS: -- the first and the second one. And
14 I thought the first one was a bit more encompassing.
15 VICE CHAIRMAN BULLOCK: There is no motion right now.
16 COMMISSIONER WAITS: That's all.
17 VICE CHAIRMAN BULLOCK: So go ahead.
18 COMMISSIONER WAITS: The old one.
19 COMMISSIONER STIENMETZ: I withdraw it.
20 ROGENE HILL: Make the motion.
21 JAKE EDGAR: Here we go. In the interim Bert's going to
22 take care of business. Do you want to put Dessie on contract
23 the way he is right now with the bathroom, extra money, whatever
24 he comes up with. We will try to contact Dessie somehow.
25 If not, do we need to put a regular contract out for
26 someone else in the area to take care of the facility?
27 VICE CHAIRMAN BULLOCK: Well, bottom line, we offer it to
28 Dessie. If he doesn't want to do it, it goes out to bid.
29 COUNTY CLERK SULLIVAN: Right.
30 JAKE EDGAR: Okay, so --
31 COMMISSIONER STIENMETZ: That's the motion.
32 JAKE EDGAR: -- put that in the motion.
33 COMMISSIONER STIENMETZ: I make a motion that we offer the
34 maintenance of the visitors center, there in Austin, Loneliest
35 Visitors Center in Austin, to Dessie.
36 If he does not want it, then we go out for contract.
37 In the meantime, Bert will take care of the maintenance on
38 it until.
39 COMMISSIONER MASON: I second that.
40 VICE CHAIRMAN BULLOCK: Any other comments?

1 COMMISSIONER WAITS: I just --
2 DEE HELMING: Well, I do have a question. You know, we
3 planned on doing the dedication for the visitors center on
4 April 12th during the car show. Is it possible we can have the
5 doors unlocked?
6 COMMISSIONER MASON: Uh-uh.
7 COMMISSIONER STIENMETZ: Why not?
8 COMMISSIONER MASON: I'm just kidding.
9 DEE HELMING: In other words, we need the key. And they
10 did the landscaping and stuff. And when I talked to Jim Olson,
11 he said it was back to the county. When are we actually
12 planning on opening it up so that it can be used?
13 COUNTY CLERK SULLIVAN: Rogene.
14 ROGENE HILL: I think that it has to be approved, all the
15 completion, everything has to be approved with NDOT because we
16 are in a grant. And everything has to be accepted before it can
17 open.
18 COMMISSIONER MASON: Oh, yeah, the final.
19 ROGENE HILL: Yes.
20 COMMISSIONER MASON: And then it has to be recorded.
21 ROGENE HILL: Yes. Yes. Yeah, it has to be --
22 VICE CHAIRMAN BULLOCK: But really that has nothing to do
23 with this agenda right now.
24 COMMISSIONER STIENMETZ: No.
25 VICE CHAIRMAN BULLOCK: Of -- appreciate that -- but --
26 COMMISSIONER WAITS: I just wanted a clarification from
27 Jan, and this goes back to the original. Right now you have an
28 application out for the rest of the services for Austin? The
29 courthouse and fire house and such?
30 JAN MORRISON: Yes.
31 COMMISSIONER WAITS: Was this -- was the visitor center
32 included in any of that --
33 JAN MORRISON: No.
34 COMMISSIONER WAITS: -- at all?
35 JAN MORRISON: No, it's not.
36 UNIDENTIFIED PARTICIPANT: Because we have to keep it up.
37 COMMISSIONER WAITS: Okay.
38 VICE CHAIRMAN BULLOCK: Okay. Any other comments?
39 (No comment.)
40 VICE CHAIRMAN BULLOCK: Those in favor?

1 COMMISSIONER WAITS: Aye.
2 COMMISSIONER MASON: Aye.
3 COMMISSIONER STIENMETZ: Aye.
4 VICE CHAIRMAN BULLOCK: Aye.
5 Any opposed?
6 (No comment.)
7 COMMISSIONER MASON: Was is the -- you guys wanted to have
8 a grand opening on the 10th?
9 COMMISSIONER WAITS: The 12th.
10 DEE HELMING: The 12th, which is when we're doing our
11 Lincoln Highway Car Show.
12 COMMISSIONER MASON: Well, we can move to that end and see
13 if that works. And who's got the keys?
14 DEE HELMING: We don't know. That's what we're wondering.
15 COMMISSIONER MASON: Contractor's got them.
16 VICE CHAIRMAN BULLOCK: Anyway, moving on.
17

18 15) Discussion for possible action regarding review of the
19 agreement between Lander County and the Battle Mountain
20 Parent Cooperative Preschool, Inc., for lease of the building
21 located at 370 South Mountain Street in Battle Mountain,
22 Nevada, for the purpose of providing preschool education for
23 children, and other matters properly related thereto.
24

25 VICE CHAIRMAN BULLOCK: Item number 15, discussion for
26 possible action regarding review of the agreement between Lander
27 County and the Battle Mountain Parent Cooperative Preschool,
28 Incorporated, for lease of the building located at 370 South
29 Mountain Street in Battle Mountain, Nevada, for the purpose of
30 providing preschool education for children, and other matters
31 properly related thereto.

32 I would personally like -- personally, not renew the
33 contract and put it out for any other entities or individuals
34 that is certified to lease that preschool building because we
35 can't seem to collect the fees that are required for them to
36 lease it.

37 As Nan pointed out, they're 700-and-some-odd dollars in
38 arrears that they haven't made payments.

39 ROGENE HILL: It's a constant.

40 VICE CHAIRMAN BULLOCK: We seem to be having a problem.

1 I'd, personally, like to put it out there to see if there's any
2 others interested in leasing that building. I think a preschool
3 is great. The building's right for it. But maybe others can --
4 would like to use it.

5 COMMISSIONER MASON: So you're -- what you're suggesting is
6 not for another preschool? You're just -- you're suggesting --

7 VICE CHAIRMAN BULLOCK: For another preschool.

8 COMMISSIONER STIENMETZ: Preschool. Have somebody else
9 running it.

10 VICE CHAIRMAN BULLOCK: But not with the current -- with
11 who's in there right now.

12 COMMISSIONER MASON: So put it out to bid, right?

13 COMMISSIONER STIENMETZ: Yes.

14 VICE CHAIRMAN BULLOCK: Proposals. It's not necessarily
15 for bid, I guess. It's --

16 ROGENE HILL: Yeah.

17 COMMISSIONER STIENMETZ: Proposals.

18 VICE CHAIRMAN BULLOCK: -- any interest of anybody that
19 would like to go in there. There's a 30-day out on that
20 contract with the preschool, with the family resource center or
21 whoever has the contract. And I think it's -- it's a great
22 facility, but we just need to look, make sure it's being dealt
23 with right on a county-wise that we're getting the funds that
24 are due to us.

25 COMMISSIONER STIENMETZ: If I can state -- I make a motion
26 that we put -- go out -- go out to let for proposals from other
27 entities for the use of the -- the building there on 370 South
28 Mountain Street in Battle Mountain.

29 COMMISSIONER WAITS: When you say "for use," do you -- do
30 you want to include for preschool or let them come in and make
31 other --

32 COMMISSIONER STIENMETZ: Make a proposal for it.

33 COMMISSIONER WAITS: Any proposals?

34 COMMISSIONER STIENMETZ: Yeah.

35 COMMISSIONER WAITS: Okay.

36 COMMISSIONER MASON: That makes sense.

37 COMMISSIONER WAITS: Yeah.

38 VICE CHAIRMAN BULLOCK: Well, it's our building. It
39 doesn't have to be a preschool, but you know it is set up for
40 it.

1 ROGENE HILL: You're going to have to, also, do a letter to
2 notify them to get out of --
3 COMMISSIONER STIENMETZ: All right, and have the --
4 ROGENE HILL: -- the contract.
5 COMMISSIONER STIENMETZ: -- the chair sign a letter to the
6 existing tenants to Battle Mountain parents' cooperative thing
7 of the denial of their renewal of the lease? On the termination
8 of their lease?
9 VICE CHAIRMAN BULLOCK: Well, I don't know if we're
10 terminating it right now. But they can make another proposal.
11 COMMISSIONER STIENMETZ: Proposal. Right. So do we want
12 to go out for proposals first before we do away with their --
13 tell them we're not going to lease it again?
14 VICE CHAIRMAN BULLOCK: I don't think we have to notify
15 them we're not going to lease it. I mean, it's a 30-day out.
16 COMMISSIONER STIENMETZ: Yeah.
17 COMMISSIONER WAITS: So you're taking back that last part
18 of the termination?
19 COMMISSIONER STIENMETZ: Yep, just that we're going to go
20 out and look for -- get -- request proposals from other entities
21 for the use of that building at 370 South Mountain Street.
22 COMMISSIONER WAITS: I'll second that motion.
23 VICE CHAIRMAN BULLOCK: Any other comments?
24 JUDGE MAX BUNCH: Can I -- can I make a comment? Is it
25 actually -- I thought you were just reviewing the -- the item
26 says you're reviewing the agreement, the agenda item. I'm not
27 sure that falls within the item. And I'm probably not the one
28 to making that decision. That's probably the district attorney,
29 but as I read the item, I -- and your motion, I'm not sure that
30 gets that way.
31 COMMISSIONER MASON: Yeah, it says in the second paragraph
32 --
33 COMMISSIONER WAITS: It's says the current agreement.
34 COMMISSIONER MASON: -- is presented for commission's
35 review and consideration.
36 COMMISSIONER WAITS: And other matters properly relating
37 thereto.
38 So do we need to say something about the agreement in
39 there?
40 COMMISSIONER MASON: Well, I think the city, the county --

1 the City of Battle Mountain would benefit to have a preschool.
2 I don't know. But the -- if the current preschool can't keep up
3 with its debts, then what we're suggesting here is get another
4 preschool or somebody else that has use for that building.

5 COMMISSIONER WAITS: Which means we're not taking any
6 action on their agreement at this point?

7 DEPUTY DISTRICT ATTORNEY TING: I think the -- I think the
8 motion is sufficiently within the scope of the agenda item. It
9 -- is that your --

10 COMMISSIONER STIENMETZ: Yeah.

11 DEPUTY DISTRICT ATTORNEY TING: -- still your question?

12 COMMISSIONER STIENMETZ: Yeah.

13 COMMISSIONER WAITS: Can we go out for proposal is actually
14 as part of this agenda item?

15 DEPUTY DISTRICT ATTORNEY TING: Yes, I -- Yes.

16 COMMISSIONER WAITS: Thank you.

17 VICE CHAIRMAN BULLOCK: Okay. Any other comment?

18 (No comment.)

19 VICE CHAIRMAN BULLOCK: Those in favor?

20 COMMISSIONER WAITS: Aye.

21 COMMISSIONER STIENMETZ: Aye.

22 COMMISSIONER MASON: Aye.

23 VICE CHAIRMAN BULLOCK: Aye.

24 Okay any opposed?

25 (No comment.)

26

27

28 **ARGENTA JUSTICE COURT**

29

30 16) **Discussion for possible action regarding approval/disapproval**
31 **of the request from the Argenta Justice Court for a four**
32 **percent (4%) salary increase for the Argenta Justice of the**
33 **Peace for FY 2014-2015, and other matters properly related**
34 **thereto.**

35

36 VICE CHAIRMAN BULLOCK: Item number 16, discussion for
37 possible action regarding approval/disapproval of the request
38 from the Argenta Justice Court for a four-percent salary
39 increase for the Argenta Justice of the Peace for fiscal year
40 2014-2015, and other matters properly related thereto.

1 JUDGE MAX BUNCH: Good morning. It's still morning.
2 Commission.

3 COMMISSIONER WAITS: Good morning.

4 COMMISSIONER MASON: Good morning.

5 JUDGE BUNCH: Max Bunch, for the record.

6 This was supposed to be included in the original county
7 budget that when we had the hearings. And evidently, it got
8 missed. For some reason it -- it does that a lot. And I'm not
9 sure why. But this is not the first time that's happened. So
10 what I'm asking for is the 4% the employees would get in July,
11 that the employees would get their, by contract, they're getting
12 4%. And I would was just trying to fall in with that.

13 VICE CHAIRMAN BULLOCK: Okay, so let me ask a question. If
14 the state comes back and says elected officials all get a 20%
15 increase, you're not part of that?

16 JUDGE MAX BUNCH: Well, I potentially could be part of it,
17 if --

18 VICE CHAIRMAN BULLOCK: We've got to pick one or the other.
19 Either we follow the contract of the employees or we follow what
20 the state puts out.

21 COMMISSIONER STIENMETZ: For elected officials.

22 VICE CHAIRMAN BULLOCK: We can't pick and choose both --

23 JUDGE MAX BUNCH: Sure you can --

24 VICE CHAIRMAN BULLOCK: Is what I'm trying --

25 JUDGE MAX BUNCH: -- because of NRS Chapter 4, the
26 commission sets the salary. The state does not set the salary.

27 VICE CHAIRMAN BULLOCK: But the state -- but the state can
28 go in and say, here's your base.

29 JUDGE MAX BUNCH: No.

30 VICE CHAIRMAN BULLOCK: Or whatever.

31 JUDGE MAX BUNCH: The state never sets the base. The
32 county commissioners set the base for every justice of the
33 peace.

34 VICE CHAIRMAN BULLOCK: For the justice of the peace, not
35 back in 2007. Justice of the peace was included with district
36 attorneys, county clerks, treasurers, justice of peace was part
37 of that, because in the -- what they did back then.

38 JUDGE MAX BUNCH: It is not -- it is not part of the
39 statute.

40 VICE CHAIRMAN BULLOCK: So it's -- it was back then, back

1 then in 2007.
2 JUDGE MAX BUNCH: I had to come before the commission and
3 ask --
4 VICE CHAIRMAN BULLOCK: Okay.
5 JUDGE MAX BUNCH: -- for a raise --
6 VICE CHAIRMAN BULLOCK: I understand that.
7 JUDGE MAX BUNCH: -- the same way I'm doing now.
8 VICE CHAIRMAN BULLOCK: In 2007?
9 JUDGE MAX BUNCH: In any year since 1992, since I've been
10 in office.
11 VICE CHAIRMAN BULLOCK: Okay, well, I'm not trying to
12 get --
13 JUDGE MAX BUNCH: I've had to.
14 VICE CHAIRMAN BULLOCK: -- defensive. I just wanted an --
15 JUDGE MAX BUNCH: I know. I'm just trying to --
16 VICE CHAIRMAN BULLOCK: -- answer my question.
17 JUDGE MAX BUNCH: -- explain to you that there were no
18 raises given to the justice of the peace --
19 VICE CHAIRMAN BULLOCK: Okay.
20 JUDGE MAX BUNCH: -- for eight years, from 1992 through
21 2000. The legislature increased the elected officials. I come
22 and I asked at that time for a raise. And there have been times
23 when we go through that we -- that I've come back and asked for
24 raises. They originally tried to set it up and attachment me to
25 the state legislature. And -- and that's not what the statute
26 says. In the chapter 4 of the statute, it says that the county
27 commission sets the salary of every justice of the peace. So
28 sometimes when -- when I didn't get a raise, and I didn't get a
29 raise with the other county employees, and the state indicated a
30 raise for every elected official, I came back and asked for that
31 same raise.
32 VICE CHAIRMAN BULLOCK: Okay.
33 JUDGE MAX BUNCH: Okay. So over the years, yes, it's been
34 a couple different ways --
35 VICE CHAIRMAN BULLOCK: So basically the commission --
36 JUDGE MAX BUNCH: -- for that to happen.
37 VICE CHAIRMAN BULLOCK: -- the commission can say that the
38 justice of the peace in our county is going to follow all the
39 other elected officials or the justice of the peace is going to
40 follow what the rest of the employees are getting.

1 JUDGE MAX BUNCH: The commissioners can do what they --
2 VICE CHAIRMAN BULLOCK: The commissioner can set that.
3 JUDGE MAX BUNCH: Right, and --
4 VICE CHAIRMAN BULLOCK: Because our elected officials have
5 not received a raise since 2010.
6 JUDGE MAX BUNCH: I don't disagree with that.
7 VICE CHAIRMAN BULLOCK: No, they have not received because
8 the state hasn't pushed anything on, you know, as far as that.
9 So I'm just trying to get a handle on this where the
10 justice of the peace falls in here. And from what I can read
11 the statute --
12 JUDGE MAX BUNCH: And I'm only asking for my position. I'm
13 not asking for Austin or anything else.
14 VICE CHAIRMAN BULLOCK: No, and I understand that. But I
15 guess what I'm saying is --
16 JUDGE MAX BUNCH: Believe me, I'm not.
17 VICE CHAIRMAN BULLOCK: -- we've got to set a precedence
18 somewhere. Are we going to follow elected officials or are we
19 going to follow and make it permanent. You know, we shouldn't
20 have to come in here every year is why I'm trying to get a
21 handle on this that it either goes with it or it goes with the
22 elected officials or it goes with what the county contract is.
23 I'm just trying to -- so we don't have to do this every year.
24 To understand, you know, I mean.
25 JUDGE MAX BUNCH: Well, I think -- I think --
26 VICE CHAIRMAN BULLOCK: I mean, nobody should have to come
27 in for their position and ask for a raise every year. It should
28 be set one way or the other is where I see it. The only ones
29 out of that is the commissioners.
30 JUDGE MAX BUNCH: No. Every --
31 VICE CHAIRMAN BULLOCK: We have to set our own. We don't
32 follow employees. We don't follow elected officials.
33 JUDGE MAX BUNCH: Sure you do.
34 COUNTY CLERK SULLIVAN: Yeah.
35 JUDGE MAX BUNCH: Sure you do. The State of Nevada can
36 come in and redo a base for you.
37 VICE CHAIRMAN BULLOCK: Well, they could. But I'm just
38 saying.
39 JUDGE MAX BUNCH: And that would be the same time as other
40 elected officials.

1 VICE CHAIRMAN BULLOCK: In 2007, they left us out there.
2 Okay.
3 JUDGE MAX BUNCH: They left you guys -- they actually gave
4 a raise --
5 VICE CHAIRMAN BULLOCK: Just to set your own.
6 JUDGE MAX BUNCH: -- to elected officials and allowed the
7 commissioners to --
8 VICE CHAIRMAN BULLOCK: Yeah, I understand.
9 JUDGE MAX BUNCH: -- allowed the commissioner to do
10 themselves if they wanted to.
11 VICE CHAIRMAN BULLOCK: Yeah. So --
12 JUDGE MAX BUNCH: There were some counties who couldn't
13 afford it and some counties that wanted it.
14 VICE CHAIRMAN BULLOCK: Mm-hm. So anyway, I'm just -- I
15 just wanted to get this background out there, because you know
16 -- I mean --
17 JUDGE MAX BUNCH: I'm good with that.
18 VICE CHAIRMAN BULLOCK: I mean, it's whatever. I don't
19 think we should have to address it every year, I guess, --
20 COMMISSIONER STIENMETZ: Right.
21 VICE CHAIRMAN BULLOCK: -- is what I'm saying. We need to
22 either follow one or the other is the way I look at it.
23 JUDGE MAX BUNCH: Well, the statute says that a raise can
24 be given at any time by the commissioners --
25 VICE CHAIRMAN BULLOCK: I understand that.
26 JUDGE MAX BUNCH: -- for that.
27 VICE CHAIRMAN BULLOCK: And --
28 JUDGE MAX BUNCH: And that doesn't follow anything. It
29 follows the law in Chapter 4 that says the county commissioners
30 can give a raise --
31 VICE CHAIRMAN BULLOCK: But we can follow the law by saying
32 we want them to follow --
33 JUDGE MAX BUNCH: You're not really following the law if
34 the statute already says you can give a raise any single time.
35 VICE CHAIRMAN BULLOCK: I know, but I'm just saying for now
36 we can say they're going to follow --
37 JUDGE MAX BUNCH: You can set -- you can set --
38 VICE CHAIRMAN BULLOCK: -- this or that.
39 JUDGE MAX BUNCH: -- a policy --
40 VICE CHAIRMAN BULLOCK: Well, --

1 JUDGE MAX BUNCH: -- that you guys want.

2 VICE CHAIRMAN BULLOCK: -- whatever we want. I'm not
3 saying in a law. Whatever. Set something, I guess, is what I'm
4 trying to say. So -- I don't know. I haven't heard anything
5 from anybody else, so --

6 COMMISSIONER WAITS: I remember when I came on last year,
7 and you came before us and you pointed out Chapter 4. And you
8 said, we should have had raises because it was during our
9 election year that you set that. And that's correct. NRS 4.040
10 says salaries and compensation of justice of the peace the
11 several boards of county commissioners of each county at the
12 regular meeting in July of any year in which an election of
13 justice of the peace is held shall fix the minimum compensation.
14 And because we were derelict in doing that the year before, you
15 asked for a raise for -- and of course, Judge Schaeffer did of
16 course, too, to bring us up to date, which we granted, which was
17 a very nice one. And it isn't what we appreciate what you do
18 Judge Max, because we do very much.

19 JUDGE MAX BUNCH: Can you finish reading that --

20 COMMISSIONER WAITS: However --

21 JUDGE MAX BUNCH: -- statute?

22 COMMISSIONER WAITS: -- I -- I do think that it's good pay
23 and wonderful benefits. And I hope you're happy with that. But
24 I'm not in favor of raising it again this year.

25 JUDGE BUNCH: Is there more in that statute that you can
26 finish reading?

27 COMMISSIONER WAITS: Sure. I'll be happy to. It says --
28 it says that they will fix the minimum compensation of the
29 justices of the peace within their respective townships for the
30 ensuing term either by stated salaries, payable monthly,
31 semimonthly, or at regular two-week intervals or by fees as
32 provided by the law or both. And they may thereafter increase
33 or change such compensation during the time, but shall not
34 reduce it below the minimum so established.

35 JUDGE MAX BUNCH: Thank you.

36 COMMISSIONER MASON: Or both it said.

37 COMMISSIONER WAITS: Mm-hm.

38 JUDGE MAX BUNCH: Or both is actually what the civil fees
39 that are collected that the county had potentially made a -- an
40 agreement with Judge Gandolfo probably some 24 to 28 years ago

1 that he would waive and give the county the civil fees and then
2 that's how he got a raise back then. And they gave him a raise.
3 And he gave back the county the civil fees. And so that's how
4 that happens. And that's what they're talking about in both on
5 that statute.

6 COMMISSIONER STIENMETZ: But my question is: Do you want
7 to be considered with elected officials when the state says they
8 get a raise or do you want to be with the other ones where you
9 get the percentage that's negotiated?

10 JUDGE MAX BUNCH: What do I want?

11 COMMISSIONER STIENMETZ: Yeah, which way would you want it?

12 JUDGE MAX BUNCH: I don't want either one of them. I want
13 what the statute says in 4.060 that you set it whenever.

14 VICE CHAIRMAN BULLOCK: So what's the 4% based on?

15 JUDGE MAX BUNCH: Four percent based on?

16 VICE CHAIRMAN BULLOCK: Where did you come up with 4%?

17 JUDGE MAX BUNCH: Actually, the percentage I come up with
18 was 4%. I know that when it was initially addressed to the
19 agenda setting meeting, it was a number that was much higher.

20 VICE CHAIRMAN BULLOCK: Mm-hm.

21 JUDGE MAX BUNCH: And once I was made aware of that, I made
22 contact with that person and explained it was not that. The 4%
23 is only based upon that's what the county is giving to the rest
24 of the employees. I mean, you can make it a dollar amount. You
25 can -- you can make it zero. That's fine.

26 VICE CHAIRMAN BULLOCK: So that's what I'm saying. So it
27 is tied with what the employees got? That's what I was trying
28 to -- the 4% came because that's what the em -- the contract
29 allowed.

30 JUDGE MAX BUNCH: Right. And last time, when I was here
31 before, I believe I was less than what the employees received.
32 You gave the employees 8% and mine was less than that. And
33 Judge Schaeffer's was more than that.

34 VICE CHAIRMAN BULLOCK: Yeah, but if we want to go back two
35 years before that, the employees got 3% over two years. So they
36 got 11%. You got 10%. So we're talking 1%.

37 JUDGE MAX BUNCH: I can go back to 1987.

38 VICE CHAIRMAN BULLOCK: Well, I mean --

39 JUDGE MAX BUNCH: There was three years nobody got any.
40 Nobody got any raises in 1987 for three years.

1 VICE CHAIRMAN BULLOCK: So --
2 JUDGE MAX BUNCH: Just asking the question. It's up to
3 you.
4 VICE CHAIRMAN BULLOCK: Oh, I understand. But like I said,
5 this may be something we need to address. Just my opinion, we
6 need to follow one or the other.
7 JUDGE MAX BUNCH: I think you have to --
8 VICE CHAIRMAN BULLOCK: We don't have to --
9 JUDGE MAX BUNCH: I think you have to follow Chapter 4.060
10 myself.
11 VICE CHAIRMAN BULLOCK: Which means we can set it so --
12 JUDGE MAX BUNCH: That's right.
13 VICE CHAIRMAN BULLOCK: And if we want to set the policy so
14 that it follows elected officials we can so do it.
15 JUDGE MAX BUNCH: Yep.
16 VICE CHAIRMAN BULLOCK: But, I mean --
17 COMMISSIONER MASON: I -- I have a question. And how come
18 it didn't get into the budget this year?
19 ROGENE HILL: It was overlooked, because that's why it's
20 back on the agenda.
21 COMMISSIONER MASON: What would it have been in budget
22 setting?
23 ROGENE HILL: It -- it wouldn't have been -- it would have
24 just been that same as it is today. It would have been brought
25 to your attention that justice of the peace, Argenta Justice of
26 the Peace, was asking for a 4% increase. And you would have
27 voted yes or no, just like you did the other ones.
28 COMMISSIONER MASON: Thank you.
29 COMMISSIONER WAITS: I'll make a motion we disapprove
30 Argenta's Justice Court's request for the 4% salary.
31 VICE CHAIRMAN BULLOCK: We got a motion. Is there a
32 second?
33 Okay. Motion dies.
34 Any other motion?
35 COMMISSIONER STIENMETZ: I'll make a motion that we make
36 the -- the Argenta -- Argenta Justice Court pay increases the
37 same as all other elected officials as designated by
38 legislature; is that correct?
39 VICE CHAIRMAN BULLOCK: They just set the minimums.
40 COMMISSIONER STIENMETZ: Oh, they just set the minimum.

1 VICE CHAIRMAN BULLOCK: I believe.

2 JUDGE MAX BUNCH: There's -- just to help you -- there --
3 there is no line when the legislature sets the elected
4 official's salary. There's no line for justice of the peace in
5 that line.

6 COMMISSIONER STIENMETZ: I agree. But that's what I'm
7 saying. That's the way I think it should be done. And that way
8 every year it happens it, whenever they say they get, then
9 you'll get it, Max.

10 COMMISSIONER WAITS: I'll second the motion.

11 VICE CHAIRMAN BULLOCK: Okay. Any other comments?

12 (No comment.)

13 VICE CHAIRMAN BULLOCK: Those in favor?

14 COMMISSIONER WAITS: Aye.

15 COMMISSIONER STIENMETZ: Aye.

16 VICE CHAIRMAN BULLOCK: Aye.

17 COMMISSIONER MASON: Okay. Aye.

18 VICE CHAIRMAN BULLOCK: Okay. Moving on to --

19 JUDGE MAX BUNCH: So did you make a motion to deny the 4%?

20 VICE CHAIRMAN BULLOCK: Well, it's an automatic denial if
21 it's following the elected officials.

22 JUDGE MAX BUNCH: Okay.

23 VICE CHAIRMAN BULLOCK: Elected officials didn't get 4%.

24 JUDGE MAX BUNCH: Okay.

25

26

27 **COURTHOUSE/ADMINISTRATION BUILDING PROJECT**

28

29 17) **Discussion for possible action regarding the status of the**
30 **Lander County Courthouse/Administration Building Project, and**
31 **other matters properly related thereto.**

32

33 CHAIRMAN BULLOCK: Okay, discussion for possible action
34 regarding the status of the Lander County Courthouse/
35 Administration Building Project, and other matters properly
36 related thereto.

37 JUDGE MAX BUNCH: Okay, to kind of give you an update,
38 we've went to -- I went to, traveled to Reno. We opened up the
39 bid on the solar project. They have ten days in which to make
40 sure that the bid is correct in that it's parallel. And so they

1 have ten days. I did that last Friday. And so I'm assuming
2 that probably Monday or so I'll have some more information on
3 that to potentially take back to the building committee and then
4 potentially to give to the commissioners on that.

5 I have received -- I talked about last time the -- the
6 applications for qualified applicants are going to be scheduled
7 for about the 25th.

8 Requests for proposals will be sent to a list of bidders
9 May 2nd of this year.

10 Pre-proposal meeting is May 6th.

11 Proposals are going to be due May 23rd.

12 We're hoping to be before the commission on June 16th for
13 guaranteed maximum pricing.

14 We're hoping to start mid- to late-June on construction of
15 this year.

16 And we're hoping to have construction completed sometime
17 the end of September of 2015.

18 COMMISSIONER MASON: Is there a chance you could get us
19 copies of what you just read there?

20 JUDGE MAX BUNCH: This thing here?

21 COMMISSIONER MASON: Yes.

22 JUDGE MAX BUNCH: This is -- yeah, it's just a thing going
23 --

24 COMMISSIONER MASON: It's got a lot of date on it.

25 JUDGE MAX BUNCH: Those are the dates I just put out there.

26 But -- sure, I can give you a copy of it.

27 COMMISSIONER MASON: This agenda item doesn't really bring
28 up anything specific other than the courthouse administration
29 building project.

30 JUDGE MAX BUNCH: Right.

31 COMMISSIONER MASON: The -- the -- the carports -- or I
32 don't know what you --

33 JUDGE MAX BUNCH: I haven't got to that point yet.

34 COMMISSIONER WAITS: That's in the next item.

35 COMMISSIONER MASON: That's what I mean.

36 JUDGE MAX BUNCH: No, I -- I mean, there's the next item,
37 but I'm still not done giving you my update, if you've got more
38 --

39 COMMISSIONER MASON: Okay.

40 JUDGE MAX BUNCH: So while I was there, I received the 75%

1 documents, which are all these documents here that are 75%
2 complete. Every page of this is gone over in detail. I've
3 spent numerous hours going over all of these, all these tabs
4 here are little notes that I have on stuff up to this point.

5 And so you're more than welcome to come to my office, look
6 at every single page, come in and sit down with me.

7 Last night, I spent about three and a half hours on the
8 phone with -- to go over every single door in the building, how
9 it's going to be accessed, what it's made out of, the frame it
10 has, all of those things. So I'm -- I'm doing all that.

11 I'll be reporting that back to the building committee.

12 And we have, in addition to that, we have a security scope
13 concept, which is a little three-page document I have here,
14 which is -- talks about the security of the building: how
15 people are going to be moved from one end to the other, the
16 inmates, how the public is going to come in, how the employees are
17 going to come in, emergency exits, different things along that
18 line.

19 This here's the outside of the building. First floor.
20 Second floor. All of that information there. This document
21 here is created by CORE, which is everything on the flooring.

22 They have a floor schedule. Floor schedule really doesn't
23 mean a lot to me.

24 They have the wall schedule. So I had them actually put it
25 into color on what the floor is going to be made out of, what
26 it's going to look like.

27 The walls, the different color of the walls means different
28 types of walls.

29 And I have all this information available if the
30 commissioners want to come up. And I'll be happy to --

31 The windows of the building, what they're made out of, what
32 covers they're going to have.

33 The urinals.

34 Every electrical outlet in the whole entire building.

35 I'd be happy to have all the commissioners come in and
36 go over all those documents with me to see how much time and
37 energy's put into this building.

38 COMMISSIONER MASON: It's amazing. I have a question on
39 the doors. You said you went over all the doors.

40 JUDGE MAX BUNCH: I did.

1 COMMISSIONER MASON: Aren't we using steel? Steel frame
2 doors?

3 JUDGE MAX BUNCH: The majority of them are, but there are
4 some that -- that are not.

5 COMMISSIONER MASON: Not. Need to be locked or anything?

6 JUDGE MAX BUNCH: Yeah.

7 COMMISSIONER MASON: Okay.

8 JUDGE MAX BUNCH: So that's my update on agenda item number
9 17.

10 COMMISSIONER WAITS: Thank you.

11 COMMISSIONER MASON: It's beautiful. We're getting there.
12

13 18) Discussion for possible action regarding the request from
14 Lander County Courthouse/Administration Building Committee
15 Member Max Bunch for authorization to combine the Sheep
16 Creek/Old 8-A Water Line Project and the Solar Covered
17 Parking Project for the new Courthouse/Administration
18 Building with the proposed CMAR contract being drafted by the
19 Las Vegas Attorney, and other matters properly related
20 thereto.
21

22 VICE CHAIRMAN BULLOCK: Okay, item number 18, discussion
23 for possible action regarding the request from Lander County
24 Courthouse/Administration Building Committee Member Max Bunch
25 for authorization to combine the Sheep Creek/Old 8-A Water Line
26 Project and the Solar Covered Parking Project for the new
27 Courthouse/Administration Building with the proposed CMAR
28 contract being drafted by the Las Vegas Attorney, and other
29 matters properly related thereto.

30 Okay, on this agenda item, we have not completed the -- the
31 construction contract with CORE Construction. We are in the
32 process working with Brian Hardy and the people that work in his
33 office on getting the construction. And I've asked him, from
34 the last report I gave you a couple weeks ago, I've asked him to
35 hold off getting that done so I could see if we could take and
36 roll in these two projects into this project and their funding
37 so that the county isn't going to have to spend more money to go
38 out and get architects, engineers, and other information. We
39 kind of have done all that work for the county up to this point.
40 And we don't need to double -- double it in. And we already

1 have everything ready to go. And we can just roll it right into
2 this project, if you'll give me the approval to do that today.

3 COMMISSIONER MASON: That's a good idea. What we're --
4 what you're saying is that we have one engineer, one contractor
5 to do the whole thing, right?

6 JUDGE MAX BUNCH: We have one general contractor and one
7 architecture --

8 COMMISSIONER MASON: Right.

9 JUDGE MAX BUNCH: -- company.

10 COMMISSIONER MASON: Right. For the water main and the --

11 JUDGE MAX BUNCH: And the solar --

12 COMMISSIONER MASON: Solar carport project?

13 JUDGE BUNCH: Right.

14 COMMISSIONER MASON: Makes sense. How much do you think it
15 would save us?

16 JUDGE MAX BUNCH: I don't know, because I don't know what
17 they would charge on the other side. I know that included in
18 the tentative budget that you have previously approved -- and I
19 know it's not final -- those fees are included in those numbers
20 that have been tentatively approved for both of those projects.

21 COMMISSIONER MASON: It just makes sense to me that it
22 streamlines -- streamlines the -- what we're already working on,
23 right?

24 But the moneys are separate.

25 JUDGE MAX BUNCH: Well, the moneys are separate at this
26 point in time. And potentially, it could be rolled over into
27 the project.

28 I mean, I don't care where the money's paid from. It
29 really doesn't matter.

30 I mean, you guys have given me authority -- well, the
31 majority of you have given me the authority to approve up to
32 \$15,000 on any one bill.

33 COMMISSIONER WAITS: So Judge, it's my understanding that
34 the contract did not include it, because number one, we didn't
35 know we were going to go the solar and the -- they pointed out
36 the rebate that we could get from that and all that really
37 entailed with the water system. So this is just bringing it
38 under one, because we didn't have it originally, right?

39 JUDGE BUNCH: That's correct.

40 COMMISSIONER WAITS: Okay.

1 JUDGE MAX BUNCH: Well, we don't -- we haven't signed a
2 final contract.

3 COMMISSIONER WAITS: It's not included, but it will be
4 included. Okay.

5 JUDGE MAX BUNCH: Right. We don't have a -- we've selected
6 the general contractor, but we don't have the final contract
7 signed for the general contractor to do the construction.

8 COMMISSIONER WAITS: I see. So --

9 JUDGE MAX BUNCH: The only thing they've signed is a
10 preconstruction document to get all the preconstruction work
11 done, which is everything that we're going on now and -- and
12 helping get through all these papers.

13 They have a team that sits at CORE that goes over every
14 single page of this also on our behalf --

15 COMMISSIONER WAITS: Right.

16 JUDGE MAX BUNCH: -- to make sure that, for example, it
17 breaks down to having the stop signs in the ground and a cut of
18 how much cement is in there, where the pipe is, where the pins
19 are going to be, what type of bolts and nuts are going to be
20 used on the stop sign.

21 COMMISSIONER WAITS: They're our project manager. That's
22 why.

23 JUDGE MAX BUNCH: Right.

24 COMMISSIONER WAITS: Right? Okay.

25 JUDGE MAX BUNCH: Well, they have a team that does that.
26 Yes.

27 COMMISSIONER WAITS: So with this, are -- we need to
28 approve this today, but are you looking at perhaps some other
29 things that may come up before we finalize the whole contract
30 that we'll have to do piecemeal, you think, or so far --

31 JUDGE MAX BUNCH: Well, I think -- I think that we'll have
32 to do an addendum to the architect's contract that we already
33 have. Because this is something that was outside of the
34 architect's contract. So I'll be coming back and asking for an
35 addendum for the architect on these two projects.

36 COMMISSIONER WAITS: And this will be included in the new
37 contract --

38 JUDGE MAX BUNCH: And this will be --

39 COMMISSIONER WAITS: -- we will finalize? Okay.

40 JUDGE MAX BUNCH: -- included in the original contract that

1 we sign with CORE Construction.
2 And then if there's something else that the commission
3 decides is necessary, as we go forward, there may have to be
4 addendums to those contracts.
5 VICE CHAIRMAN BULLOCK: So in the budget hearings, there's
6 plenty of money to adjust to these contract extensions or -- or
7 added moneys, if we're to put the money there?
8 JUDGE MAX BUNCH: In the budget hearings --
9 VICE CHAIRMAN BULLOCK: We approved for the Old 8-A --
10 JUDGE MAX BUNCH: Right.
11 VICE CHAIRMAN BULLOCK: -- the money. And so basically,
12 what you want is us to put that money into this project,
13 correct?
14 JUDGE MAX BUNCH: Well, yes.
15 VICE CHAIRMAN BULLOCK: Okay.
16 JUDGE MAX BUNCH: I think -- I think that'd be the -- and
17 it doesn't matter either way, --
18 VICE CHAIRMAN BULLOCK: But the --
19 JUDGE MAX BUNCH: -- if it stays.
20 VICE CHAIRMAN BULLOCK: -- money we approved for the budget
21 is going to cover the added expense for CORE and for --
22 JUDGE MAX BUNCH: The architecture.
23 VICE CHAIRMAN BULLOCK: -- the architects.
24 JUDGE MAX BUNCH: All the fees are included in all of that.
25 VICE CHAIRMAN BULLOCK: Okay. In the money? We're not
26 going to --
27 JUDGE MAX BUNCH: Right.
28 VICE CHAIRMAN BULLOCK: -- be coming back and asking for
29 more money?
30 JUDGE MAX BUNCH: I hope not.
31 VICE CHAIRMAN BULLOCK: Okay.
32 JUDGE MAX BUNCH: I -- I -- I got my marching orders from
33 you a long time ago, or from the commission, saying not more
34 than this amount. And I am -- I'm about \$25,000 over right now.
35 And I am working on taking out door closures, automatic door
36 closures so I can get to that point. So --
37 COMMISSIONER STIENMETZ: With that --
38 VICE CHAIRMAN BULLOCK: Jake.
39 JAKE EDGAR: So the money -- we're not going to release the
40 money until July? Normally how that works, if CFA or one of

1 these guys gets started early, Max, we potentially could have a
2 bill earlier than July. And the money doesn't get released from
3 July, do we have enough in the coffee can to cover what we're
4 doing at this point in time?
5 JUDGE MAX BUNCH: Yes, I have --
6 VICE CHAIRMAN BULLOCK: I was going to say, isn't there,
7 like, 20 million?
8 JAKE EDGAR: Well --
9 JUDGE MAX BUNCH: No.
10 JAKE EDGAR: My --
11 JUDGE MAX BUNCH: Actually the construction -- the
12 construction part of it is --
13 JAKE EDGAR: Just a question.
14 JUDGE MAX BUNCH: -- 17. Go ahead.
15 JAKE EDGAR: That was my question because they had
16 contacted me when I was on vacation wanting to get started on
17 the -- on the engineering part of the water line. So I called
18 finance and asked them, you know, well, you don't get the money
19 until July. So I don't know what to tell you. If you guys
20 incorporate this into the project, does that alleviate? Are we
21 playing by separate rules or -- I'm not understanding that part
22 of it yet.
23 JUDGE MAX BUNCH: Well, I think it -- I think it alleviates
24 going through the sewer and water department. It -- what could
25 potentially happen is that it would get rolled over into -- we
26 would borrow money from the money we have existing --
27 JAKE EDGAR: Okay.
28 JUDGE MAX BUNCH: And then that would just pay it back.
29 JAKE EDGAR: I'm good with that.
30 COMMISSIONER MASON: That makes sense.
31 COMMISSIONER STIENMETZ: Okay, --
32 COMMISSIONER MASON: That makes sense.
33 COMMISSIONER STIENMETZ: -- then I'll make a motion that we
34 approve the Sheep Creek, slash, Old 8-A and the solar-covered
35 parking projects to be included in the Lander County Courthouse
36 Administrative Project and to include the funding for the
37 projects that were approved in the final FY '14/'15 budget.
38 JUDGE BUNCH: Only if it's approved in the final '14/'15
39 budgets. It's only tentatively now.
40 COMMISSIONER STIENMETZ: Oh, all right. All right. Only

1 if it's approved. I thought it was --
2 COMMISSIONER WAITS: I'll second that motion.
3 VICE CHAIRMAN BULLOCK: Any comments?
4 (No comment.)
5 VICE CHAIRMAN BULLOCK: All those in favor?
6 COMMISSIONER WAITS: Aye.
7 COMMISSIONER MASON: Aye.
8 COMMISSIONER STIENMETZ: Aye.
9 VICE CHAIRMAN BULLOCK: Aye.
10 Those opposed?
11 (No comment.)
12 VICE CHAIRMAN BULLOCK: Thanks, Max.
13 COMMISSIONER WAITS: Thank you, Judge.
14 COMMISSIONER MASON: Thanks.
15
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17 **COMMISSIONERS**

18
19 **19) Correspondence/reports/potential upcoming agenda items.**

20
21 VICE CHAIRMAN BULLOCK: Item number 19, correspondence,
22 reports, potential upcoming agenda items.
23 Any issues on correspondence?
24

25 (The following correspondence was received:

26 1. Ira Hansen, Nevada Assemblyman, District 32, to Lander
27 County Commissioners, letter regarding report on grazing and
28 wildfire in Nevada.

29 2. Alison Oakley, Nevada Division of Environmental
30 Protection, to Dawn Clevenger, Ormat Nevada Inc., letter
31 regarding request for dielectric fluid release/spill information
32 for the McGinness Hills Geothermal Project in Lander County,
33 Facility ID #E-000119, Spill Report #140310-01.

34 3. Richard E. Adamas, Bureau of Land Management, to
35 Reader, letter regarding Final Environmental Impact Statement
36 (EIS) for Barrick-Dee Mining Venture Inc.'s proposed Arturo Mine
37 Project located 45 miles northwest of Elko, in Elko County,
38 Nevada at previously authorized Dee Gold Mine Site.

39 4. Jacquie Sullivan, Bakersfield, California City Council
40 member, to Lander County Board of Commissioners, e-mail inviting

1 Lander County to join the growing list of cities and counties
2 across America that are voting "yes" to proudly and prominently
3 displaying our national motto "In God We Trust," in the chambers
4 where they conduct the peoples' business.

5 5. Christopher G. Nielsen, Nevada Department of Taxation,
6 to Chairman Brian Garner, Lander County Board of Commissioners,
7 letter approving Lander county to remain as a guaranteed county
8 under the Supplemental City-County Relief Tax (SCCRT).

9 6. David P. Friedman, Nevada Division of Environmental
10 Protection, to Frank Borba, Frank Borba & Son Custom Chopping
11 L.P., letter regarding a no further action determination for
12 release of diesel fuel as the result of a vehicle accident near
13 mile-marker 27.5 on US Highway 50 east of Austin, Nevada.

14 7. Kenneth D. Greene, Nevada Division of Environmental
15 Protection, to Martin Ugalde, Day Engineering, letter regarding
16 General Permit GNEVOSDS09S0360, Plans Approval for the proposed
17 1,000 gallon OSDS for the Austin Airport OSDS Project, located
18 in Lander County, Nevada.)

19
20 VICE CHAIRMAN BULLOCK: None?

21 COMMISSIONER STIENMETZ: No.

22 VICE CHAIRMAN BULLOCK: Okay. Reports, potential upcoming
23 agenda? We need to put on there the fracking public hearing, I
24 guess.

25 COMMISSIONER STIENMETZ: Yeah.

26 VICE CHAIRMAN BULLOCK: And I assume that's going to have a
27 set date -- or time. I would assume. But we need to check on
28 that.

29 COUNTY CLERK SULLIVAN: What did you say? The public
30 hearing? What was the first word?

31 VICE CHAIRMAN BULLOCK: For fracking.

32 COMMISSIONER MASON: Do we --

33 VICE CHAIRMAN BULLOCK: And I think that's going to have to
34 be publicized with a specific --

35 COMMISSIONER STIENMETZ: Right.

36 VICE CHAIRMAN BULLOCK: -- set time.

37 COMMISSIONER STIENMETZ: And it will have to have a set
38 time for people because it's going to be a public --

39 VICE CHAIRMAN BULLOCK: Public hearing.

40 COMMISSIONER MASON: Yeah, and I would encourage more than

1 one opinion on it. I mean, this -- this guy that was here, he's
2 definitely set in his way. But I'd like to hear the other side
3 of the story. Fracking is going on quite well in the --

4 VICE CHAIRMAN BULLOCK: Well, and we'll put it out --

5 COMMISSIONER STIENMETZ: We'll put it out --

6 VICE CHAIRMAN BULLOCK: -- so anybody can come and give
7 their opinion.

8 COMMISSIONER WAITS: You know, was it Nevada Energy that
9 just had that fracking seminar in Elko. I couldn't go to it and
10 I really wanted to. And I was, I think, in Carson City that
11 day.

12 But I believe Elko did do some -- some real soul searching
13 after that. Although everybody that came to present it was in
14 favor of it. They've been fracking since 1940.

15 VICE CHAIRMAN BULLOCK: So we just need to --

16 COMMISSIONER STIENMETZ: We need to bring it up.

17 VICE CHAIRMAN BULLOCK: And hopefully, Jim can invite
18 others. Okay.

19 COUNTY CLERK SULLIVAN: Are you going for the publication
20 or --

21 Just asking.

22 COMMISSIONER WAITS: My point was there were a number of
23 people for it that will --

24 COMMISSIONER MASON: Yes.

25 COMMISSIONER WAITS: -- probably appear.

26
27
28 **PUBLIC COMMENT**

29
30 VICE CHAIRMAN BULLOCK: Okay, any other -- any public
31 comment on non-agendized items only.

32 KEITH WESTENGARD: I want to make one public comment.

33 VICE CHAIRMAN BULLOCK: Okay.

34 KEITH WESTENGARD: Keith Westengard.

35 I spoke with POOL/PACT afterwards. It's going to be on the
36 next agenda.

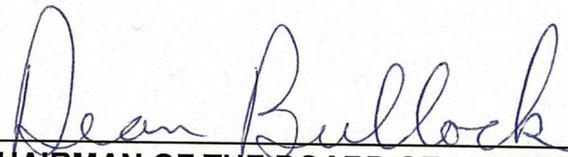
37 I will have a clear list for the commission on
38 safety-sensitive positions approved by POOL/PACT to present to
39 you at the next commission meeting so we can get the safety --
40 or the policy in place with safety positions.

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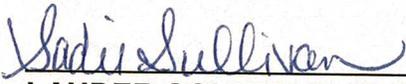
COMMISSIONER MASON: That's April 10th.
COMMISSIONER WAITS: Thank you.
KEITH WESTENGARD: Thanks.
VICE CHAIRMAN BULLOCK: Okay. Any other comment?
(No comment.)

ADJOURNMENT

COMMISSIONER WAITS: Motion to adjourn.
COMMISSIONER STIENMETZ: Second.
VICE CHAIRMAN BULLOCK: Any other comments?
(No comment.)
VICE CHAIRMAN BULLOCK: Those in favor?
COMMISSIONER STIENMETZ: Aye.
COMMISSIONER MASON: Aye.
VICE CHAIRMAN BULLOCK: Aye. Thank you.
COMMISSIONER STIENMETZ: Thank you.
COMMISSIONER MASON: Thank you.
COMMISSIONER WAITS: Thank you, Dean.



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

ATTEST: 

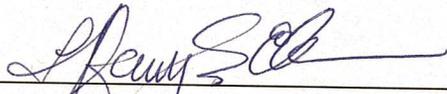
LANDER COUNTY CLERK

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

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

8 I, TIFFANY ELKINGTON, A CERTIFIED COURT REPORTER, DO HEREBY
9
10 CERTIFY THAT I WAS PRESENT IN THE COMMISSION CHAMBERS OF THE
11
12 LANDER COUNTY COURTHOUSE IN THE STATE OF NEVADA, ON THE 27TH
13
14 DAY OF MARCH 2014, AND REPORTED THE FOREGOING PROCEEDINGS;
15
16 THAT THE SAME IS FULL, TRUE, AND CORRECT AS REFLECTED BY MY
17
18 ORIGINAL MACHINE SHORTHAND NOTES TAKEN AT SAID PLACE AND TIME
19
20 BEFORE THE HONORABLE BOARD OF LANDER COUNTY COMMISSIONERS.
21

22
23 DATED AT BATTLE MOUNTAIN, NEVADA,
24 THIS 10th DAY OF APRIL 2014.
25

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28 _____
29 TIFFANY ELKINGTON, CCR #930
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