

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 May 22, 2014, at 9:00  
4 a.m.

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

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

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

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

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

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

29 (Pledge of Allegiance.)  
30  
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32 APPROVAL OF AGENDA NOTICE  
33

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

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

38 COMMISSIONER WAITS: I'll second that motion.

39 CHAIRMAN GARNER: Any public comment?

40 (No comment.)

1 CHAIRMAN GARNER: All those in favor?  
2 COMMISSIONER MASON: Aye.  
3 COMMISSIONER STIENMETZ: Aye.  
4 CHAIRMAN GARNER: Aye.  
5 COMMISSIONER WAITS: Aye.  
6 COMMISSIONER BULLOCK: Aye.  
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9 **APPROVAL & ACCEPTANCE OF MINUTES**

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11 CHAIRMAN GARNER: Discussion for possible action regarding  
12 approval and acceptance of minutes of April 24<sup>th</sup>, 2014, regular  
13 session; May 8<sup>th</sup>, 2014, regular session. I don't think we have  
14 the special.  
15 COUNTY CLERK SULLIVAN: No. And we don't have the eighth  
16 either.  
17 CHAIRMAN GARNER: The eighth isn't.  
18 COUNTY CLERK SULLIVAN: So just April 24.  
19 CHAIRMAN GARNER: Just April 24<sup>th</sup>, 2014, regular session.  
20 COMMISSIONER WAITS: I'll make a motion we approve the  
21 April 24<sup>th</sup> minutes, the regular session.  
22 COMMISSIONER MASON: Second.  
23 CHAIRMAN GARNER: Any public comment?  
24 (No comment.)  
25 CHAIRMAN GARNER: All those in favor?  
26 COMMISSIONER WAITS: Aye.  
27 COMMISSIONER MASON: Aye.  
28 CHAIRMAN GARNER: Aye.  
29 COMMISSIONER STIENMETZ: Aye.  
30 COMMISSIONER BULLOCK: Aye.  
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33 **COMMISSIONER REPORTS**

34  
35 CHAIRMAN GARNER: Commissioner's reports or meetings,  
36 conferences, or seminars attended.  
37 I --  
38 Want me to go?  
39 I've been working with the BLM and Steve on the grazing --  
40 hours and hours and hours and days we've spent at the BLM office

1 trying to come up with a -- something that will work.

2 School board meeting last night with the rec center possible  
3 land swap.

4 And our -- the biggest news -- everything else is in the  
5 meeting -- the biggest news we got is I met with Congressman  
6 Amodei last week. And some of the things we talked about were  
7 mostly BLM. But he is willing to take and help us with the FAA  
8 trying to downsize our airport. He wanted all the  
9 documentation. And Amodei's office is going to take -- try and  
10 take charge with that with the BLM support.

11 The BLM is writing letters of, obviously, support to us.  
12 And they want to try and get that stopped.

13 So Amodei's office probably has our best -- our best back on  
14 that whole deal. That would be good.

15 And everything else I have is in the meeting.

16 COMMISSIONER BULLOCK: Last Wednesday, I attended the Great  
17 Basin Regional Economic Development Authority. Things are  
18 progressing well. They're getting things situated and now  
19 starting to look for grants to help supplement that authority  
20 and hopefully pass it on to the three counties that are  
21 involved. So it is moving forward. And we have approval of  
22 GOED in the direction that we are taking on that.

23 Also, of course, attended the special session last Saturday  
24 at the Tomera's and up onto the hillside there, which was well  
25 attended. It was attended from all over the state. A lot of  
26 dignitaries were there. And I think a lot of support was showed  
27 there. So I appreciated the opportunity of being there and  
28 participating in that meeting. So --

29 That's all I got.

30 COMMISSIONER STIENMETZ: And I also attended that meeting  
31 out there for the tour for -- from Tomera's ranch on the 17<sup>th</sup>.

32 On the ninth, I had a Humboldt River Basin Authority --  
33 Water Authority meeting in Winnemucca. And we talked to --  
34 well, I'll call -- mining council, state mining -- Nevada State  
35 Mining Council. And they -- they -- we've got them attending  
36 our meeting, having a meeting with them before ours, so that we  
37 can go over everything and talk about that before our meeting.

38 We've -- we had a conference call yesterday to talk  
39 about -- we were going to go down and meet with the state  
40 engineer over some stuff -- definitions. And we decided we

1 didn't need to do that. What we're going to do is have one of  
2 them from the Nevada Mining Association be on Humboldt River  
3 Basin Water Authority, so they're at every one of our meetings  
4 so they can bring forth -- because a lot of the questions why  
5 we're going to go down and talk with -- with the state engineer  
6 was we didn't understand how their water rights were written and  
7 what was going on, the difference between a temporary and  
8 permanent for them and how it worked as far as the mines. So we  
9 figured that will help us understand better.

10 And that's all I've got.

11 COMMISSIONER WAITS: I have a couple meetings. Actually on  
12 May 12<sup>th</sup>, I had a meeting in Reno regarding our Division for  
13 Aging subcommittee. That's the tobacco funds, NRS 459. And we  
14 put together our preliminary draft for our quarterly meeting for  
15 the Division for Aging, which was held last Monday. And I did  
16 tune in a little bit late because we had a budget meeting first.  
17 But I did get on the last part when we were putting forward.  
18 And they had approved our -- our actual draft of where to put  
19 the funds. This is the report that goes to the governor for the  
20 independent living grants.

21 And we had -- I have reported before, we had been doing  
22 surveys at the different senior centers to get the input of what  
23 they considered most important. And we actually had 516 surveys  
24 back and 18 different senior centers. And number one was  
25 transportation. And number two was our home care and case  
26 management.

27 So those will -- will head it up all the way through. And  
28 the other surveys that were done with providers and such were  
29 case management and home care.

30 I also had a meeting with -- with a couple of the Shaw  
31 Engineering gentleman that came in to go over the visitor's center  
32 in Austin. And they did do a punch list. And we are down to a  
33 few things that still need to be delivered, of course, but that's  
34 what the retention is for.

35 But it is up to our building department right now, for Joe  
36 Lindsey, to come down and take a look at it everything so we can  
37 get a temporary occupancy permit and put that on the Lander  
38 County insurance. And hopefully, that will be this week because  
39 we have Memorial Day weekend coming up with a lot of people on  
40 Highway 50 and the beginning of our summer crowd. So we

1 definitely want those restrooms open again. They were open for  
2 a bit, and then they were closed. So we're looking for Joe to  
3 have that completed this week so we can get those back open.

4 On May 15<sup>th</sup>, I attended the Kingston Town Board meeting. And  
5 a couple of things that I just wanted to share with you. One is  
6 their cemetery. They have been doing improvements at their old  
7 cemetery. I don't know whether any of you are familiar with that  
8 cemetery or not. But they actually did some fencing and put in  
9 some trees and shrubbery with some water drip systems. It's a  
10 really very, very nice for a little old cemetery out in the middle  
11 of rural Nevada.

12 They were moving ahead with their heliport. And they have --  
13 have had the FAA people out to look at that. They said actually  
14 all they really needed was a beacon for the -- the nighttime skies  
15 and a lighted wind sock. So they're looking at some funding for  
16 that.

17 On their agenda also was the solvency of the Town of  
18 Kingston and whether they want to continue with the town board  
19 form of government. Everyone at the meeting was in consensus  
20 that they wanted to keep the town board. The problem was where  
21 they're going to get the additional funds. And they seemed  
22 very -- very, very slow to look at assessments for anyone. The  
23 people they've talked to don't want to spend any more money.

24 It was brought up that you may have to charge an additional  
25 \$50 per person or per parcel or something to -- to fund the rest  
26 of the -- of the fire department and such. And they said, no,  
27 we don't want \$50 more. It's only \$50 a year, but they were  
28 very insistent on that. So they can look at some other funding,  
29 I guess. But at least it was on there, and they know they'd  
30 like to continue where they are governing themselves. So that  
31 was an interesting point.

32 Thank you.

33 COMMISSIONER MASON: Okay.

34 On the 14<sup>th</sup>, I attended the planning commission meeting at  
35 6:00 p.m.

36 There were four agenda items that were approved. They'll be  
37 before us -- no -- well three of them are just home permits for  
38 home office permits.

39 There was one -- Phil Hanna wasn't able to show up. They had  
40 a presentation for the heliport and the expansion of the ambulance

1 garage. And there was some objection to that. But we moved on  
2 because Phil wasn't there to represent it.

3 And then we have a standing agenda item on -- on that menu  
4 for water/sewer, and road expansions for the county. And the  
5 planning commission recommended to me that I get together with the  
6 executive director and -- and have him form a committee to look  
7 into sewer expansion and including Road and Bridge and Water/Sewer  
8 chiefs and as well as a couple of people from the commission. I  
9 would like to be on it when that gets started.

10 And then I went to the Tomera Ranch gathering on the grass  
11 roots. And I counted well over 200 people. It was really a good  
12 turnout.

13 And they all -- as far as I know, everybody signed the  
14 petition -- the petition to -- against BLM's activities, the way  
15 they're handling themselves. So -- but I thought that was a good  
16 meeting.

17 And that's all I have.

18  
19  
20 **PAYMENT OF THE BILLS**

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22 CHAIRMAN GARNER: Discussion for possible action regarding  
23 payment of bills.

24 JANE BIANCHI: I've got a couple to ratify this morning:  
25 the first one, check #48090 in the amount of two thousand  
26 dollars, six hundred and forty-three dollars and 20 cents to  
27 David J. Cormany; check #48116 in the amount of \$2,201.21 to  
28 Business Card; check #48118 in the amount of \$2,080.93 to Chase  
29 Card Services; check #48119 in the amount of \$1,302.01 to David  
30 J. Cormany; check #48123 in the amount of \$450 to High Desert  
31 Engineering; check #48136 in the amount of \$787.84 to Wells  
32 Fargo Remittance.

33 COMMISSIONER WAITS: I will be abstaining from check #48243  
34 for travel expenses.

35 COMMISSIONER MASON: I'm abstaining from check #48195 for  
36 travel expenses.

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38 (Commissioners reviewing payment of the bills.)

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40 CHAIRMAN GARNER: Is Joe here?

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(Commissioners reviewing payment of the bills.)

**Cormany Construction Consulting**

COMMISSIONER BULLOCK: I'll make a motion to ratify check #048090 in the amount of \$2,643.20 to Cormany Construction Consulting.

COMMISSIONER STIENMETZ: I'll second the motion.

CHAIRMAN GARNER: All those -- public comment?

(No comment.)

CHAIRMAN GARNER: All those in favor?

COMMISSIONER MASON: Aye.

COMMISSIONER WAITS: Aye.

CHAIRMAN GARNER: Aye.

COMMISSIONER STIENMETZ: Aye.

COMMISSIONER BULLOCK: Aye.

**Business Card**

COMMISSIONER BULLOCK: I'll make a motion to ratify check #048116 in the amount of \$2,201.21 to Business Card.

COMMISSIONER STIENMETZ: I'll second the motion.

CHAIRMAN GARNER: Any public comment?

Can I comment on that?

COMMISSIONER BULLOCK: Hm?

CHAIRMAN GARNER: Can I comment on that?

COMMISSIONER STIENMETZ: Why not?

CHAIRMAN GARNER: Can I say it real quick? I'd like to make a comment.

I think we have Ace Hardware in town, that we shouldn't be buying a whole bunch of metal halide bulbs and lights and parts at Amazon.com, for the record.

All those in favor?

COMMISSIONER WAITS: Aye.

COMMISSIONER MASON: Aye.

CHAIRMAN GARNER: Aye.

COMMISSIONER STIENMETZ: Aye.

COMMISSIONER BULLOCK: Aye.

1 **Chase Card Service**

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3 COMMISSIONER BULLOCK: I'll make a motion to ratify check  
4 #048118 in the amount of \$2080.93 to Chase Card Service.

5 COMMISSIONER STIENMETZ: I'll second the motion.

6 CHAIRMAN GARNER: Any public comment?

7 (No comment.)

8 CHAIRMAN GARNER: All those in favor?

9 COMMISSIONER MASON: Aye.

10 CHAIRMAN GARNER: Aye.

11 COMMISSIONER WAITS: Aye.

12 COMMISSIONER STIENMETZ: Aye.

13 COMMISSIONER BULLOCK: Aye.

14

15 **David J. Cormany**

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17 COMMISSIONER BULLOCK: I'll make a motion to ratify check  
18 #048119 in the amount of \$1,302.01 to David G. [sic] Cormany of  
19 Cormany Construction Consultant.

20 COMMISSIONER STIENMETZ: I'll second the motion.

21 CHAIRMAN GARNER: Any public comment?

22 (No comment.)

23 CHAIRMAN GARNER: All those in favor?

24 COMMISSIONER MASON: Aye.

25 COMMISSIONER WAITS: Aye.

26 CHAIRMAN GARNER: Aye.

27 COMMISSIONER STIENMETZ: Aye.

28 COMMISSIONER BULLOCK: Aye.

29

30 **High Desert Engineering**

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32 COMMISSIONER BULLOCK: I'll make a motion to ratify check  
33 #048123 in the amount of \$450 to High Desert Engineering.

34 COMMISSIONER STIENMETZ: I'll second the motion.

35 CHAIRMAN GARNER: Any public comment?

36 (No comment.)

37 CHAIRMAN GARNER: All those in favor?

38 COMMISSIONER MASON: Aye.

39 COMMISSIONER WAITS: Aye.

40 COMMISSIONER STIENMETZ: Aye.

1 COMMISSIONER BULLOCK: Aye.

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3 **Wells Fargo Remittance**

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5 COMMISSIONER BULLOCK: I'll make a motion to ratify check  
6 #048136 in the amount of \$787.84 to Wells Fargo Remittance.

7 COMMISSIONER STIENMETZ: I'll second the motion.

8 CHAIRMAN GARNER: Any public comment?

9 (No comment.)

10 CHAIRMAN GARNER: All those in favor?

11 COMMISSIONER MASON: Aye.

12 COMMISSIONER WAITS: Aye.

13 CHAIRMAN GARNER: Aye.

14 COMMISSIONER STIENMETZ: Aye.

15 COMMISSIONER BULLOCK: Aye.

16

17 **Submitted Expenditures**

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19 COMMISSIONER BULLOCK: I'll make a motion to approve  
20 submitted expenditures in the amount of \$1,369,101.54 from check  
21 #48141 through check #48247.

22 COMMISSIONER STIENMETZ: I will second the motion.

23 CHAIRMAN GARNER: Any public comment?

24 (No comment.)

25 CHAIRMAN GARNER: All those in favor?

26 COMMISSIONER MASON: Aye.

27 COMMISSIONER WAITS: Aye.

28 CHAIRMAN GARNER: Aye.

29 COMMISSIONER STIENMETZ: Aye.

30 COMMISSIONER BULLOCK: Aye.

31

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33 **STAFF REPORTS**

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35 CHAIRMAN GARNER: We'll go back. Jim, do you have any  
36 staff reports, meetings, conferences, seminars attended?

37 JIM OLSON: No.

38

39

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1     PAYROLL CHANGE REQUESTS

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3           CHAIRMAN GARNER: Moving on. Discussion for possible  
4 action regarding payroll change requests. I see one.

5  
6           COMMISSIONER MASON: Thanks, Jane.

7           JANE BIANCHI: You're welcome.

8  
9           COMMISSIONER WAITS: Excuse me, Mr. Chair, did you just ask  
10 for a staff report from the executive director?

11          CHAIRMAN GARNER: Yes.

12          COMMISSIONER STIENMETZ: Yes.

13          COMMISSIONER WAITS: And you didn't have anything for us?

14          JIM OLSON: What's that?

15          COMMISSIONER WAITS: No, he just asked for a staff report.  
16 I said, and you didn't have anything for us?

17          JIM OLSON: Not at this time, no.

18          COMMISSIONER WAITS: Okay. Thank you.

19  
20          COMMISSIONER BULLOCK: I make a motion we accept employee  
21 payroll change request for Employee #1369.

22          COMMISSIONER STIENMETZ: I'll second the motion.

23          CHAIRMAN GARNER: Any public comment?

24          (No comment.)

25          CHAIRMAN GARNER: All those in favor?

26          COMMISSIONER MASON: Aye.

27          COMMISSIONER STIENMETZ: Aye.

28          COMMISSIONER WAITS: Aye.

29          COMMISSIONER BULLOCK: Aye.

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31  
32     PUBLIC COMMENT

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34           CHAIRMAN GARNER: It's time for public comment for  
35 non-agendized items only.

36           Do we have any public comment?

37           (No comment.)

1 FINANCE

- 2
- 3 1) Discussion for possible action regarding budget review,  
4 contracts, financial update, and other matters properly  
5 relating thereto.

6

7 CHAIRMAN GARNER: Moving on to one. Finance. Discussion  
8 for possible action regarding budget review, contracts,  
9 financial update, and other matters properly related thereto.

10 NAN ANCHO: Good morning. Nan, Finance Department.

11 CHAIRMAN GARNER: Good morning.

12 COMMISSIONER BULLOCK: Good morning.

13 COMMISSIONER STIENMETZ: Good morning.

14 COMMISSIONER WAITS: Good morning, Nan.

15 NAN ANCHO: Had our public hearing on Monday for the  
16 tentative budget. And I made the adjustments and presented the  
17 final budget for your signatures this morning. So that is  
18 complete.

19 We're -- had a meeting with the auditors last Wednesday.  
20 They will be coming out next month to start their walk-through to  
21 begin the audit process, which will take a period of time now.

22 And other than that, I don't have anything else to tell  
23 you.

24 CHAIRMAN GARNER: Thanks, Nan.

25 COMMISSIONER STIENMETZ: Thank you.

26 COMMISSIONER BULLOCK: Thank you.

- 27
- 28 2) Discussion for possible action regarding approval/disapproval  
29 of Resolution No. 2014-07, a resolution setting the FY  
30 2014-2015 tax rate for the Cooperative Extension  
31 (Agricultural Extension) and other matters properly related  
32 thereto.

33

34 CHAIRMAN GARNER: Two, discussion for possible action  
35 regarding approval/disapproval of Resolution Number 2014-07, a  
36 resolution setting the FY 2014/'15 tax rate for the Cooperative  
37 Extension -- Agricultural Extension, and other matters properly  
38 related thereto.

39 NAN ANCHO: This is an annual resolution that we have to  
40 file with the state and present it to the state because the tax

1 rate is more than one cent for the ag.  
2 COMMISSIONER BULLOCK: So what if we change the rate?  
3 NAN ANCHO: You should have done it by now.  
4 COMMISSIONER BULLOCK: I make a motion the commission  
5 approve Resolution Number 2014-07, a resolution of the Board of  
6 Lander County Commissioners setting the fiscal year 2014-2015  
7 tax rate for support of the Cooperative Extension --  
8 Agricultural Extension Fund at .0150 per hundred dollars of  
9 assessed value, excluding the net proceeds of minerals tax.  
10 COMMISSIONER WAITS: I'll second that motion.  
11 CHAIRMAN GARNER: Any public comment?  
12 (No comment.)  
13 CHAIRMAN GARNER: All those in favor?  
14 COMMISSIONER MASON: Aye.  
15 CHAIRMAN GARNER: Aye.  
16 COMMISSIONER WAITS: Aye.  
17 COMMISSIONER STIENMETZ: Aye.  
18 COMMISSIONER BULLOCK: Aye.

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21 **ROAD AND BRIDGE SOUTH**

22

23 3) **Discussion for possible action regarding operations and**  
24 **projects for the Road and Bridge South Department, and other**  
25 **matters properly related thereto.**

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27 CHAIRMAN GARNER: Three, discussion for possible action  
28 regarding operations and projects for the Road and Bridge South  
29 Department and other matters properly related thereto.

30

Mr. Ramos.

31

BERT RAMOS: Good morning.

32

CHAIRMAN GARNER: You got to take your coat off?

33

BERT RAMOS: I hope not.

34

Good morning.

35

COMMISSIONER STIENMETZ: Good morning.

36

COMMISSIONER WAITS: Good morning.

37

BERT RAMOS: Everything's going good with Road and Bridge.

38

Nothing new and exciting.

39

Spraying a lot of weeds right now and just basic

40

maintenance.

1 Replacing culverts with our latest rains and finding out  
2 what's working and what's not. That's about it.

3 Everything else is operating smooth. Unless you guys have  
4 anything for me?

5 CHAIRMAN GARNER: Mm. Has Ormat contacted you about the  
6 roads at all?

7 BERT RAMOS: They've contacted me just to find out what --  
8 if I would sign it for them pretty much.

9 CHAIRMAN GARNER: If you would sign it?

10 BERT RAMOS: So it's a commission deal.

11 CHAIRMAN GARNER: Nothing about a reimbursement for last  
12 year?

13 BERT RAMOS: Not yet.

14 CHAIRMAN GARNER: Nothing?

15 BERT RAMOS: Not yet.

16 CHAIRMAN GARNER: Thank you, Bert.

17 COMMISSIONER STIENMETZ: Thank you, Bert.

18 COMMISSIONER MASON: Thanks, Bert.

19  
20 4) Discussion for possible action regarding the current  
21 Agreement between Lander County and Dessie Skeath, dba D.S.  
22 Construction, for Austin Parks Maintenance; the possibility  
23 of amending the agreement to include maintenance, upkeep and  
24 cleaning of the Austin Loneliest Highway Visitor's Center;  
25 and other matters properly related thereto.  
26

27 CHAIRMAN GARNER: Discussion for possible action -- number  
28 four, discussion for possible action regarding the current  
29 Agreement between Lander County and Dessie Skeath, dba D.S.  
30 Construction, for Austin Parks Maintenance; the possibility of  
31 amending the agreement to include maintenance, upkeep, and  
32 cleaning of the Austin Loneliest Highway Visitor's Center; and  
33 other matters properly related thereto.

34 BERT RAMOS: He sent you guys an e-mail on that, right? Of  
35 what his wishes were?

36 That's what he told me.

37 CHAIRMAN GARNER: Is Dessie Skeath in the audience?

38 COMMISSIONER STIENMETZ: No.

39 At our budget meeting, didn't we say we thought we should put  
40 this out for bid?

1 COMMISSIONER BULLOCK: We needed to look at it.

2 COMMISSIONER WAITS: Currently, Kelly is the one that's  
3 been cleaning the courthouse. And so that also is -- probably  
4 also to be considered as the Austin courthouse, Austin park, and  
5 Austin pool?

6 And my understanding is she gave us a -- a termination  
7 letter over 30 days ago, but -- but because Dessie was out of  
8 the country and we didn't have anybody else doing it, so she's  
9 been continuing to clean the courthouse. But she didn't want to  
10 continue on anymore. She's really -- she lost a couple of  
11 employees. And she's really short on time. So that's one  
12 concern.

13 And now, here's a new one with the visitor's center. And I  
14 know Bert said he could take it on for a little bit, hopefully.

15 BERT RAMOS: We'll see.

16 COMMISSIONER WAITS: Dessie's contract doesn't come up  
17 until October. We have some concerns down there with cleaning.  
18 And we just don't know what to do.

19 I mean -- and at our last snow fall, we had a couple inches  
20 of snow, and our sheriff's department was out there shoveling our  
21 front steps.

22 I mean, we have a lot of things that have not been done  
23 under the contract the way they should have been.

24 Our -- our garbage has not been hauled the way it should  
25 have been.

26 CHAIRMAN GARNER: And this is under Skeath's contract?

27 COMMISSIONER WAITS: Yes. Yes. So this is some concerns.  
28 So when we're talking about adding it to his, I don't know,  
29 number one, whether he's been contacted and he's okay with that.  
30 Number two, we did express some interest about going out  
31 for bid for that specifically. And what we do in the interim  
32 because we plan on opening it really, really soon, momentarily,  
33 as we speak. So I don't --

34 CHAIRMAN GARNER: So his contract's up?

35 COMMISSIONER STIENMETZ: In October.

36 COMMISSIONER WAITS: His contract isn't up until October.

37 CHAIRMAN GARNER: So he sign- --

38 COMMISSIONER WAITS: But should we be adding more onto it  
39 is the key? And do we want to just see if we can get somebody  
40 to do this.

1 Plus, the Austin courthouse.  
2 And that's correct, Jim, that we don't have a contract for  
3 the Austin courthouse yet?  
4 JIM OLSON: Not that I'm aware of. No.  
5 CHAIRMAN GARNER: This contract shows '11. Must have been  
6 one -- another two years signed up after that.  
7 COMMISSIONER MASON: Who's -- who's responsible for  
8 coordinating all this?  
9 Jim, are you? Are you in the middle of this coordination?  
10 COMMISSIONER WAITS: Building and maintenance maybe?  
11 JOY SWEENEY: I believe Joe did have some information. He  
12 was talking back and forth with Dessie. But I can't tell you  
13 that for a fact. I know that Joe and him were trying to make --  
14 JIM OLSON: I suppose I could follow-up on it and find out  
15 what's going on and get it taken care of.  
16 CHAIRMAN GARNER: Was Dessie notified of this being on the  
17 agenda?  
18 COMMISSIONER WAITS: I don't know.  
19 BERT RAMOS: I did. I let him know. He said he sent you  
20 guys an e-mail with his requests, what he wished to change, and  
21 did -- what he wanted for -- additional funds for additional  
22 responsibilities.  
23 CHAIRMAN GARNER: I haven't seen that one.  
24 COMMISSIONER WAITS: I'm sorry. You said he did e-mail?  
25 Who did he send the e-mail to?  
26 BERT RAMOS: I have no idea. That's all he told me is that  
27 he sent an e-mail up. I asked him if he was going to be  
28 available for the meeting. He said he sent an e-mail up for  
29 what his wishes were and that was that. He wouldn't be at the  
30 meeting.  
31 COMMISSIONER STIENMETZ: I didn't see an e-mail.  
32 JOY SWEENEY: I believe that Joe has that. I -- I believe  
33 that Donna and I decided to give it to Joe because we thought it  
34 was his responsibility.  
35 COMMISSIONER MASON: I would like to make a motion we defer  
36 this item until the next commissioner's meeting and -- and have  
37 the executive director follow through, follow up on it.  
38 COMMISSIONER STIENMETZ: I'll second the motion.  
39 COMMISSIONER WAITS: I'm not sure whether I really would  
40 like a deferment of another two weeks. If we truly are going

1 out for bid, I think that really would delay it. I think we  
2 should give him a little bit more direction.

3 BERT RAMOS: In Dessie's defense, he does do a lot for the  
4 community up there, you know, and a lot of things that aren't in  
5 his contract. And I think if he had somebody there that held  
6 him to the fire a little bit as far as making sure trash is  
7 emptied on time and things of that nature, I don't think it  
8 would be an issue. He does do a lot up there, you know.  
9 There's not a lot of other options either.

10 COMMISSIONER BULLOCK: I guess my concern is if you talk  
11 about the current agreement and the agreement -- if there's a  
12 current one, I don't see it.

13 CHAIRMAN GARNER: Yeah.

14 COMMISSIONER BULLOCK: This one expired in 2011.

15 CHAIRMAN GARNER: Yeah.

16 COMMISSIONER BULLOCK: So there is no current agreement,  
17 unless it's a handshake. I don't know where we're coming up  
18 with this agreement.

19 COMMISSIONER WAITS: No, actually, I believe in here it was  
20 extended because I read that too, Dean.

21 COMMISSIONER BULLOCK: Well, it was signed --

22 COMMISSIONER WAITS: Here it is. The agreement will  
23 automatically renew for one year, additional two-year period  
24 beginning on January 1<sup>st</sup>, 2012, and terminating on  
25 December 31<sup>st</sup>, 2014.

26 COMMISSIONER BULLOCK: But they have to sign it if -- even  
27 if you automatically extend it, there has to be a signed  
28 agreement. And we don't have that.

29 That's why I said, do we got a handshake deal here going on  
30 or --

31 COMMISSIONER WAITS: No. The -- the one that's in here is  
32 signed.

33 COMMISSIONER BULLOCK: In 2010.

34 COMMISSIONER MASON: Yeah, but it's -- it's a --

35 COMMISSIONER WAITS: Doesn't have to be re-signed for every  
36 contract. It automatically renews.

37 COMMISSIONER MASON: It's an automatic renewal.

38 COMMISSIONER WAITS: Is that -- Nicole?

39 DEPUTY DISTRICT ATTORNEY TING: Yeah. It automatically  
40 renews.

1 COMMISSIONER WAITS: They don't have to sign it every time?  
2 DEPUTY DISTRICT ATTORNEY TING: No, they don't.  
3 COMMISSIONER WAITS: Okay, so we're still okay for just a  
4 few more months. All right.  
5 COMMISSIONER MASON: Well, hopefully --  
6 COMMISSIONER BULLOCK: So they automatically renew without  
7 coming to the board?  
8 DEPUTY DISTRICT ATTORNEY TING: Yes, unless the board wants  
9 to cancel it within the period. I think this one's 30-day  
10 notice?  
11 COMMISSIONER WAITS: It does say it can be terminated at  
12 any time. Yes.  
13 COMMISSIONER MASON: So if the executive director would  
14 just take the bull by the horns for us and clear this matter up.  
15 COMMISSIONER WAITS: But you have a motion on the floor --  
16 COMMISSIONER BULLOCK: Uh-huh.  
17 COMMISSIONER WAITS: -- now to defer it.  
18 COMMISSIONER MASON: I do. And that's during that period  
19 of time hopefully we get this all cleaned up.  
20 JIM OLSON: Just need to modify the document to bring it up  
21 current -- to the current needs.  
22 And then probably adjust some kind of negotiation with price  
23 on him for the additional work.  
24 COMMISSIONER WAITS: I would rather see us do a motion that  
25 gives him at least a little bit more direction if he can't clear  
26 it up that he has the approval to go out for bid.  
27 Otherwise, it has to come back before us again.  
28 COMMISSIONER BULLOCK: 2013.  
29 JIM OLSON: Yeah.  
30 CHAIRMAN GARNER: No second motion. The motion dies.  
31 COMMISSIONER WAITS: No, he seconded it.  
32 COMMISSIONER BULLOCK: There was a second.  
33 CHAIRMAN GARNER: Did you?  
34 COMMISSIONER STIENMETZ: I seconded the first motion to  
35 defer it.  
36 COMMISSIONER MASON: Well, I could -- now wait a minute.  
37 Wait, Brian.  
38 COMMISSIONER STIENMETZ: You want me to withdraw my second?  
39 COMMISSIONER MASON: I could withdraw my motion if you want  
40 to change it. Is that what -- would that be appropriate?

1 CHAIRMAN GARNER: It's up to you.  
2 COMMISSIONER MASON: Do you want to make a new motion?  
3 CHAIRMAN GARNER: It's --  
4 COMMISSIONER WAITS: Sure.  
5 COMMISSIONER MASON: Then I'll withdraw my motion.  
6 COMMISSIONER STIENMETZ: I've already withdrawn my second.  
7 So --  
8 COMMISSIONER WAITS: I'll make motion that the executive  
9 director look into the contract for the visitor's center and the  
10 Austin courthouse and give him the authority to go out for bid,  
11 if needed, and bring it back to the commissioners in the next  
12 agenda.  
13 COMMISSIONER MASON: I'll second that.  
14 CHAIRMAN GARNER: Any public comment?  
15 (No comment.)  
16 CHAIRMAN GARNER: All those in favor?  
17 COMMISSIONER MASON: Aye.  
18 COMMISSIONER WAITS: Aye.  
19 CHAIRMAN GARNER: Aye.  
20 COMMISSIONER STIENMETZ: Aye.  
21 COMMISSIONER BULLOCK: Aye.  
22  
23

24 **PUBLIC HEARING**

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

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

35 RYAN COOK: For the record, Ryan Cook, with Summit  
36 Engineering.

37 CHAIRMAN GARNER: Good morning, Ryan.

38 RYAN COOK: Good morning.

39 COMMISSIONER WAITS: Good morning.

40 CHAIRMAN GARNER: How's that map?

1 RYAN COOK: It's done.  
2 So this is -- this is the final stage. Basically, if you --  
3 CHAIRMAN GARNER: Where'd it go?  
4 RYAN COOK: That's -- was one of my questions. Where did  
5 it go?  
6 COMMISSIONER STIENMETZ: I think they're hanging up --  
7 COUNTY CLERK SULLIVAN: It's in my office. Or I could  
8 leave it down here and somebody could walk off with it? I  
9 wasn't asked to keep it here.  
10 JIM OLSON: For safekeeping.  
11 RYAN COOK: Okay. Because that will --  
12 COUNTY CLERK SULLIVAN: Would you like me to go get it?  
13 RYAN COOK: So that will hopefully be signed by chairman  
14 and the clerk. And from there, it will be taken to the  
15 recorder's office.  
16 COMMISSIONER MASON: Is there any other action that needs  
17 to be taken? Do we have to notify anybody in the state?  
18 RYAN COOK: After it's been recorded, that will become the  
19 official road map.  
20 COMMISSIONER MASON: Then at that point, you're going to  
21 print up a thousand of them?  
22 RYAN COOK: That's correct. It will look similar to  
23 these -- to these tri-folds.  
24 COMMISSIONER MASON: And then there's going to be ten large  
25 wall, --  
26 RYAN COOK: That's right.  
27 COMMISSIONER MASON: -- rigid ones; correct?  
28 RYAN COOK: That's correct. Yeah. The laminated style for  
29 distribution however you see fit.  
30 COMMISSIONER MASON: I have another question: Do we have  
31 anything to do with this map now that it's finished with 2477?  
32 CHAIRMAN GARNER: No.  
33 COMMISSIONER STIENMETZ: No.  
34 RYAN COOK: Negative.  
35 COMMISSIONER MASON: Nothing there. Okay. So we're done.  
36 RYAN COOK: Upon -- if there's any --  
37 COMMISSIONER BULLOCK: Public comment.  
38 RYAN COOK: -- public hearing, public comment. And I'm  
39 here to address those if there are.  
40 COMMISSIONER MASON: I have one on -- I think the thousand

1 maps are going go pretty fast. Can we get a reprint?  
2 RYAN COOK: Yeah. I think under our current contract, we  
3 agreed on a thousand. And I think it's budgeted 250 -- two  
4 dollars fifty cents is what this production cost costs. Or --  
5 COMMISSIONER MASON: Two dollars 50 cents each?  
6 RYAN COOK: Correct.  
7 COMMISSIONER MASON: Okay.  
8 RYAN COOK: That's what's in the current budget for  
9 production of a thousand of these. So --  
10 COMMISSIONER MASON: How about the big wall maps? Can we  
11 get more of those at a later date?  
12 RYAN COOK: Sure. We'll be -- and we'll supply, after the  
13 recorded version, we'll be supplying a high resolution scan.  
14 And it's up -- if you have the ability through one of your  
15 departments, potentially the assessor's office, you know, with a  
16 large-format plotter to plot that yourselves, or we could do  
17 that for you -- either way.  
18 COMMISSIONER MASON: Good. I think you did -- you -- your  
19 company has done a wonderful job. And it's been needed for the  
20 county to have this finished.  
21 RYAN COOK: Yeah, it was -- it was a great project.  
22 To -- to recap for a second, this -- initially, when we  
23 mapped the maintained roads, that was 1,194 miles. This phase was  
24 2,389 miles, for a total of Lander County roads of 3,583 miles.  
25 So that's what the current map represents.  
26 COMMISSIONER BULLOCK: I make a motion the commission  
27 approve and accept the final Lander County official road map  
28 prepared by Summit Engineering Corporation.  
29 COMMISSIONER STIENMETZ: I will second the motion.  
30 COMMISSIONER WAITS: And the chair to sign the mylar.  
31 COMMISSIONER STIENMETZ: And authorize --  
32 COMMISSIONER BULLOCK: And the chair to sign the mylar.  
33 COMMISSIONER STIENMETZ: I'll second that.  
34 CHAIRMAN GARNER: Any public comment?  
35 Mr. Negro.  
36 DONALD NEGRO: I'd just like to thank Summit Engineering,  
37 Jim McGuire, and Tom Gallagher for this project. It's been a  
38 long time coming. And, you know, we've worked pretty tight with  
39 the Road and Bridge, Bert and I, Donna and Jan. And it's been a  
40 great project. We needed it really bad.

1 CHAIRMAN GARNER: Thanks, Donnie.  
2 BERT RAMOS: Ray Williams wanted to extend his thanks to  
3 you -- you guys from the public lands and that.  
4 RYAN COOK: Appreciate it.  
5 CHAIRMAN GARNER: No other public comment?  
6 (No comment.)  
7 CHAIRMAN GARNER: All those in favor?  
8 COMMISSIONER MASON: Aye.  
9 CHAIRMAN GARNER: Aye.  
10 COMMISSIONER WAITS: Aye.  
11 COMMISSIONER STIENMETZ: Aye.  
12 COMMISSIONER BULLOCK: Aye.  
13 COUNTY CLERK SULLIVAN: This is the only one I have.  
14 RYAN COOK: Okay.  
15 COUNTY CLERK SULLIVAN: Jim has the mylar.  
16 RYAN COOK: Jim has the mylar, you mentioned. So he'll be  
17 circulating that for signature. And I'll talk to you a little  
18 later. And we'll get that for recordation and get those -- get  
19 the maps plotted and distributed to you guys.  
20 Thank you.  
21 COMMISSIONER STIENMETZ: Thank you.  
22 COMMISSIONER WAITS: Ryan, do you have a time frame for us  
23 on the maps?  
24 RYAN COOK: These take a few weeks. So figure --  
25 COMMISSIONER WAITS: A month?  
26 RYAN COOK: Yeah, roughly a month I'd say.  
27 COMMISSIONER WAITS: Okay.  
28 RYAN COOK: Exactly.  
29 COMMISSIONER WAITS: Thank you.  
30 RYAN COOK: Great. thank you.  
31 COMMISSIONER MASON: Thank you, very much.  
32 CHAIRMAN GARNER: If -- if -- have they run those yet?  
33 RYAN COOK: No. Negative. We were waiting for today.  
34 COMMISSIONER STIENMETZ: Signed.  
35 RYAN COOK: The signed version, --  
36 COMMISSIONER STIENMETZ: -- have to approve it and sign it.  
37 RYAN COOK: -- until it's the official road map.  
38 CHAIRMAN GARNER: We can't decide today, but maybe we  
39 should put that back on for additional.  
40 RYAN COOK: I'm -- I'm sorry --

1 CHAIRMAN GARNER: I'm just curious about additional down  
2 the road. We're going to need more, but --

3 RYAN COOK: Well --

4 CHAIRMAN GARNER: -- we can put that --

5 RYAN COOK: -- that can always --

6 CHAIRMAN GARNER: -- back on.

7 RYAN COOK: -- come back on.

8 CHAIRMAN GARNER: Yeah.

9 RYAN COOK: So why don't we give you what we are under  
10 contract to give you, which is ten full-size, laminated on hard  
11 board and a thousand of these -- these type road-style mapping.  
12 And if you need more, we'll go from there.

13 CHAIRMAN GARNER: Thank you.  
14  
15

16 ROAD AND BRIDGE SOUTH  
17

18 6) Discussion possible action regarding operations and projects  
19 for the Road and Bridge North Department, and other matters  
20 properly related thereto.  
21

22 CHAIRMAN GARNER: Six, discussion possible action regarding  
23 operations and projects for the Road and Bridge North  
24 Department, and other matters properly related thereto.

25 COMMISSIONER STIENMETZ: Hi, Donnie.

26 DONALD NEGRO: How are you doing?

27 COMMISSIONER WAITS: Good morning.

28 COMMISSIONER BULLOCK: Good morning.

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

30 Next Wednesday, we're going to do our detour. We're  
31 working on our detour now on 305 -- 8A -- Old 8A and put in two  
32 new culverts across the Reese River. So be aware if you're  
33 going to go out that way, you'll have to take the detour.

34 And I've advised Tomeras and anybody that I could think of  
35 that will be using that.

36 There will detour around it, but like for trucks and stuff,  
37 you'll have to go the other way. And they -- they are all in  
38 agreement, because there's a big hole in the middle of the road.

39 COMMISSIONER MASON: Wait a minute. How long will that  
40 take?

1 DONALD NEGRO: Hopefully one day.  
2 COMMISSIONER MASON: Oh.  
3 DONALD NEGRO: Depends on how good we are. Maybe two  
4 weeks. We don't know.  
5 But they're out hauling material, and we're getting the  
6 detour put in today so as fast as we can.  
7 We have one guy, Kenny Demming, which has been with Lander  
8 County 26 years. He's retiring. Next Thursday is his last day.  
9 So kind of a hats off to him, I guess.  
10 He's been through three or four Road and Bridge foremens  
11 [sic] --  
12 COMMISSIONER STIENMETZ: Right.  
13 DONALD NEGRO: -- and been a good guy. So then we'll have  
14 musi- -- musical chairs on moving people around.  
15 So we had a deal come up with -- out on Skyline to Beacon  
16 Light Road. And it -- about the dust. So I got hold of Baker  
17 Hughes, which is the contractor at Slaven. And they agreed to  
18 slow the trucks down on the pavement. And they've sent -- sent  
19 an e-mail out to Brian I think got it. So they're -- they're  
20 aware of what -- they're aware we're aware of what the problem  
21 is. So hopefully, we'll get that straightened out.  
22 COMMISSIONER STIENMETZ: I've noticed that they've slowed  
23 down quite a bit.  
24 DONALD NEGRO: Yeah. It was either slow down or go around.  
25 So it was -- but if, you know, we have any problems, let me know  
26 and we can work them out. We can work through them.  
27 CHAIRMAN GARNER: Cool. Thanks for handling that.  
28 COMMISSIONER STIENMETZ: Yeah. Are we going to make them  
29 pay anything for using that road? I've noticed it's starting to  
30 get rough down by the stop sign. It's starting to get the --  
31 DONALD NEGRO: Pretty much what -- well, they're going to  
32 blade it. And then they're -- they're -- it's in the process,  
33 she said, within the next two to three weeks, they're going to  
34 mag chloride it.  
35 COMMISSIONER STIENMETZ: I'm not talking about the gravel.  
36 I'm talking about the asphalt.  
37 DONALD NEGRO: The asphalt? Pretty much, we -- we -- you  
38 know -- I don't think we can. I don't know. We can put a toll  
39 gate up.  
40 COMMISSIONER STIENMETZ: I was just wondering if they -- I

1 mean, because you're going to have to re- -- you're going to  
2 have to repair it here if they continue to haul out of there.

3 I mean, you're going to start -- I mean, it's starting to  
4 get ripples in it down by the stop sign. You can feel them.  
5 Real slight.

6 DONALD NEGRO: I haven't really noticed. I'll go out and  
7 look, but --

8 COMMISSIONER STIENMETZ: They're not very major. But I  
9 just mean, it's a start. That's the start of the deterioration  
10 of your road a little bit.

11 DONALD NEGRO: Okay. Yeah. I'll look at it and see.

12 COMMISSIONER STIENMETZ: All right.

13 COMMISSIONER WAITS: Does it look like they're going to be  
14 -- I mean, originally, I thought their using that road was  
15 temporary, but now it's going to be more permanent.

16 DONALD NEGRO: Well, what happened was they were going to  
17 run the 40-ton haul trucks. That's why they were building the  
18 detour road.

19 And now that a new contractor went in, Degerstrom went in,  
20 they're not going to do that. They're hauling belly dumps. So  
21 the -- the whole plan changed. So that's why they're -- you  
22 know, they're -- they're using that road.

23 CHAIRMAN GARNER: But -- but that -- but that  
24 agreement's -- that agreement's still effective.

25 DONALD NEGRO: Well, the BLM turned them down on their  
26 bypass road, going across BLM ground. So that was --

27 COMMISSIONER STIENMETZ: Oh, along the power line pole?

28 DONALD NEGRO: Yeah, through that Skyline pit and  
29 everything. They rejected it. So that's -- I don't know.

30 COMMISSIONER MASON: It -- do they have a written agreement  
31 with us on the road maintenance at all?

32 DONALD NEGRO: No. Well, not on the road maintenance. A  
33 handshake agreement. We hold them to it. You know -- either --  
34 either that --

35 COMMISSIONER MASON: Do they wash the road occasionally or  
36 --

37 DONALD NEGRO: Yeah. They do.

38 COMMISSIONER STIENMETZ: Yeah, they do that, Dave.

39 COMMISSIONER MASON: Oh, okay.

40 COMMISSIONER STIENMETZ: Been out there.

1 DONALD NEGRO: They've got the trucks and -- they're pretty  
2 -- the only problem that, you know, that I could see was the  
3 speed, you know. And I slowed them down.  
4 COMMISSIONER STIENMETZ: The speed. And they -- actually  
5 when they -- they're watering that up above, they carry that mud  
6 all the way down --  
7 DONALD NEGRO: Yeah.  
8 COMMISSIONER STIENMETZ: -- Skyline, too, down that road.  
9 I think they've been washing it.  
10 DONALD NEGRO: I'm going to have to stay on them --  
11 COMMISSIONER STIENMETZ: Yeah.  
12 DONALD NEGRO: -- and see. It gets warmer and stuff, then  
13 the weather gets hotter.  
14 COMMISSIONER STIENMETZ: But I know they haul a lot of  
15 water up there. They've got one of those great big --  
16 DONALD NEGRO: They put on another water truck or two --  
17 COMMISSIONER STIENMETZ: Right.  
18 DONALD NEGRO: -- last week, so --  
19 COMMISSIONER MASON: How many -- just curiosity -- how many  
20 trucks a day are they moving back and forth? How many loads?  
21 DONALD NEGRO: I can't answer that.  
22 COMMISSIONER STIENMETZ: I have no idea. They -- they  
23 don't run on weekends I notice.  
24 DONALD NEGRO: Yeah.  
25 COMMISSIONER MASON: Do they run at night?  
26 DONALD NEGRO: No.  
27 COMMISSIONER STIENMETZ: No. They just run during the day.  
28 DONALD NEGRO: And I think there's four or five trucks out  
29 there running.  
30 COMMISSIONER STIENMETZ: Something like that. And I don't  
31 know how many trips they each make.  
32 DONALD NEGRO: If you want, I can count the trucks or I can  
33 call them and find out. But it's --  
34 COMMISSIONER STIENMETZ: They'd probably tell you how many.  
35 COMMISSIONER MASON: Well, I would just -- it would just --  
36 curiosity as to the maintenance of the road. That's all.  
37 DONALD NEGRO: Yeah. Well, we don't -- you know, we just  
38 minimal maintenance the road anyway. But, you know, they're  
39 aware that they impact the road so they blade it. They're just  
40 another mine in our books. And as soon as somebody complains,

1 then they -- I call them and complain. And I have a little bit  
2 more pull than everyone else.

3 COMMISSIONER MASON: Well, I heard Steve say something  
4 about mud, carrying mud on down the road.

5 DONALD NEGRO: They've been washing it off.

6 COMMISSIONER STIENMETZ: They've been washing it off.  
7 They've been pretty good about it. But you still get a little  
8 dust before they start doing --

9 COMMISSIONER MASON: Is that -- would that be better if  
10 they washed the roads in the evening or something?

11 DONALD NEGRO: No. What they're going to do is they'll mag  
12 chloride it. And then you won't have the problem.

13 COMMISSIONER STIENMETZ: Yeah.

14 DONALD NEGRO: At least they mag chloride it to Beacon  
15 Light Road.

16 But we should stay on them and see what they do.

17 COMMISSIONER MASON: Good deal.

18 DONALD NEGRO: Any other questions?

19 COMMISSIONER STIENMETZ: Nope. Thanks, Donnie.

20 COMMISSIONER MASON: Thanks, Donnie.

21 DONALD NEGRO: Thank you.

22 COMMISSIONER MASON: Thanks, Donnie.

23

24

25 **PUBLIC WORKS**

26

27 7) **Discussion possible action regarding operations and projects**  
28 **for the Public Works Department, and other matters properly**  
29 **related thereto.**

30

31 CHAIRMAN GARNER: Seven, discussion possible action  
32 regarding operations and projects for the Public Works  
33 Department, and other matters properly related thereto.

34 JAKE EDGAR: Jake Edgar, Public Works.

35 Good morning.

36 COMMISSIONER STIENMETZ: Good morning, Jake.

37 COMMISSIONER WAITS: Good morning.

38 COMMISSIONER MASON: Good morning, Jake.

39 COMMISSIONER BULLOCK: Good morning, Jake.

40 JAKE EDGAR: Starting with water and sewer. Worked on a

1 water box on Maple Street.

2 Worked on the old pump station at Borealis. We had a valve  
3 kind of come apart. And it was -- we had the road -- the valve  
4 shut the road, but the valve's not working in the road, so it's  
5 kind of leaking in the old pump station. But we got that fixed.

6 We were informed that we were going have an inspection at  
7 the shop and the areas around it. So worked a few days on  
8 cleaning things up there.

9 Worked out at the sewer plant putting some gravel around  
10 the tank. Basically, just cleaning that up out there too.

11 Working on hauling the old dirt off from Well 6 to make a  
12 better little pad for our sand and gravel. We kind of keep sand  
13 and gravel in different spots around town. So working on that.

14 Worked on the clay valve at Well 6 preparing for summertime  
15 if the new well is not up and operational. I haven't heard  
16 anything from the power company as far as -- or from Shaw or  
17 anyone about the power company's time schedule in getting the  
18 poles up. So that could alter whether or not what we do. So  
19 worked on that.

20 Whole bunch of turn ons and turn offs for just random  
21 stuff.

22 Our billing cycle went a little bit array, something to do  
23 with the programming between -- Connect and AS and all this  
24 other stuff. And they -- they got it kind of figured out and  
25 it's kind of back to normal. So that took a little bit, but  
26 worked through that.

27 Jet sprayed sewer main on Lemaire. Jet sprayed the sewer  
28 main in the alley off -- over on East Second, between East  
29 Second and Third. Jet sprayed on North First.

30 Fixed the sewer main on North Trescott.

31 Did another meter pit on Middle Gate.

32 And Well 8, they got that, the -- the -- the balancer --  
33 balancer bearing back in the bottom of the motor. And it's  
34 working good now. So --

35 Other than that, that's about it for the water and sewer.

36 Culture and rec-wise, we moved some dirt, some red, clay dirt  
37 from the adult league softball fields to the Lemaire field so they  
38 could repair some of the pitching mounds.

39 I had a phone call about the scoreboards. Both scoreboards  
40 were having some issues. We got one fixed. The other one's

1 starting to malfunction like the other ones. We're going to  
2 have to get the part that we got for that one to put in the  
3 other one.

4 Had a few complaints about the fence out there. I've  
5 contacted Artistic, and I haven't gotten a phone call back yet.  
6 But we just need some tidying up.

7 And some people at one point in time must have hit the  
8 fence in front where the grandstands are at doing something.  
9 And they bent one of the poles, and it's kind of leaning back.  
10 As soon as they call me back, I'll have a price and all that to  
11 get that fixed.

12 Dug an electrical line behind the commission building. We  
13 put a freezeless faucet in some point last year and must have  
14 nicked the wire. Fred was over there yesterday. He got it fixed  
15 and that's not the problem. So now we're chasing wherever the  
16 electrical line's going. That -- over there the only thing that  
17 is three-phased power is the air conditioners. So I haven't got a  
18 chance to talk to Joe yet, but it may be cheaper just to buy a  
19 regular air-conditioning unit that doesn't have a single phase --  
20 that doesn't have to run off three-phase power, than rather than  
21 run a new line and do all the work over there. So I'll let Joe  
22 hash that out with Fred or whatever they do.

23 Went out to the airport. BLM's getting ready for their  
24 fire season. We had just pulled the well -- the well out there.  
25 Mr. Fisher was out there with -- with Carson Pump. They thought  
26 that some things were wrong and all it was was the main  
27 electrical panel was shut off. So it was a quick fix.

28 Went over some of the planning while we were there. Talked  
29 to Mr. Fischer about J-U-B and what they have going. And just  
30 kind of out in the field talk. It wasn't really nothing special  
31 or anything. But hopefully, that keeps moving forward with J-U-B  
32 and what they have going on with the master plan. I'm not sure  
33 what -- what you guys have planned as far as if our -- we'll get  
34 to that later. I guess that's on the agenda with the -- our  
35 contracts with the engineers or whatever we're going to do at that  
36 point in time.

37 There may be some separate stuff that -- that J-U-B's -- I  
38 don't know if they're going to be involved in it or not. I don't  
39 know if you guys are going to separate two of the projects. We  
40 have some money that's going towards the complex out there and not

1 the airport. So I don't know what you guys want to do there. If  
2 you just want to have J-U-B handle it or if you want -- I mean --  
3 we'll get to that once you guys decide what you're going to do  
4 with the engineering contractors or our list of people.

5 Other than that, checked the lift station at the rodeo  
6 grounds. We're getting ready to have a rodeo. And we do have a  
7 lift station over there, a little tiny one. And that's how they  
8 -- their sewer gets to our main sewer. And we usually have a  
9 little bit of a problem with it right at the beginning because it  
10 sits there during the winter. Seems to be working fine. So  
11 that's going.

12 Did a bunch of work at the cemetery. Took out the old dump  
13 saddles that we put our dirt in when we -- when we dig a grave.  
14 And we're getting rid of that. We're getting ready to move our  
15 material on the outside of the fence where it's not inside the  
16 cemetery. Put some gravel down, pulled some weeds. The  
17 contractor was supposed to come back again, and they did not  
18 show up. So some of the weeding on the opposite side did not  
19 get done. So we picked up some of it.

20 The swimming pool, the stairs are falling apart again,  
21 which happened last year. Rita ordered some new patch stuff.  
22 And I'm hoping that it turns out that we don't have to do  
23 anything special. I'm hoping the patch works. They held  
24 their -- our deal the other day. And I'm sure the steps weren't  
25 patched at that point in time. But hopefully, she gets that all  
26 done and we can handle it. I know the stuff showed up this  
27 week. So hopefully, she gets that handled.

28 Worked on some swing mats at the park. We have a bunch of  
29 them ordered. They're heavy and it takes two people to move --  
30 move them around. So they put a couple of those in.

31 We ordered new lids. The kids have seemed to like to take  
32 the round, dome lids and use them as flying saucers. And they  
33 don't stay on the trash can very good. So we ordered some heavier  
34 ones that are, you know, a little bit harder to throw and pick up.

35 CHAIRMAN GARNER: Can we put a -- can we put one --

36 JAKE EDGAR: We've got -- there's a --

37 CHAIRMAN GARNER: -- a chain.

38 JAKE EDGAR: -- chain on them, but they --

39 CHAIRMAN GARNER: They still get them?

40 JAKE EDGAR: Yeah. If they want it, they're going to take

1 it. So --

2 Repaired some bubbler lines on Front Street out here where  
3 our fancy walkway is. There's still one leaking. Marilyn's  
4 working on that.

5 Spoke with Brian on the -- on the -- on the rec center on  
6 sewer/water and a little bit of the power. Just kind of  
7 discussion. And we have everything there at that empty lot.  
8 And hopefully, he can bring that up to you whenever that  
9 becomes -- comes to fruition.

10 Did a tree inspection at the parks. We're -- as soon as  
11 the budget rolls, I'm going to start trimming again. Both parks  
12 need some trees trimmed so none of the branches fall down.

13 Besides that, that's pretty much it on our culture and rec.

14 As far as projects go -- since Cody -- Cody can speak a  
15 little bit here, and I'll speak some too.

16 Well 9 project. State of parts and electrical equipment,  
17 I'll let Cody talk about.

18 As far as our schedule goes, I believe it's going to be in  
19 Twin Falls this week. So I'll let Cody --

20 CODY BLACK: Cody Black with Shaw engineering.

21 Some good news and some, you know, cautionary that we're  
22 looking out for on Well 9.

23 Switchboard and power distribution panel they're going to  
24 ship June 13<sup>th</sup>.

25 We already have things like the BFD. MCC getting in right  
26 now or early next week.

27 Pump -- other than that, the generator is kind of the only  
28 major item that we still don't have a definite arrival time on.  
29 And as Jake mentioned before, you know, we need the generator  
30 and the power company there, one of the two. And we're going to  
31 continue to stay on both of them. But NV Energy, you know --  
32 it's two weeks, two weeks, two weeks, they always tell us. And  
33 it's getting tough. But I'll -- at this point, I'm going to put  
34 a call in to the guys in Reno. I have some contacts in there  
35 that kind of go up the chain a little bit. And that seemed to  
36 work last time when we weren't getting through. So we'll try  
37 that again.

38 The pump motor is scheduled to ship June 2<sup>nd</sup>. I think  
39 everyone knows already that the pump's here over in Jake's yard  
40 if anybody wants to take a look at it.

1 Other than that, they're pouring the floor Monday -- or  
2 Tuesday. Monday's a holiday. And the generator pad's ready to  
3 be poured as well. And Buddy Segura's ready to mow about the  
4 right-of-way to get the block up.

5 And we have no delays for the roofer either. He's ready to  
6 rock and roll too.

7 So the building's going to go up real quick here in the  
8 next -- probably two weeks. And we'll just keep on the  
9 electrical items. They're always a question.

10 And you know Pro-West has been very communicative with  
11 everyone on getting everything in, and Hunewill's pushing it.  
12 So we definitely appreciate their help. But electrical  
13 equipment just isn't as easy to get as we'd like.

14 Other than that, it's a little bit different from water and  
15 sewer. But while I'm speaking, I did hear from Joe Lindsey.  
16 He's going to go ahead and issue a temporary C of O for -- get  
17 us going for this weekend. And then he'll be down next week to  
18 finish the plumbing inspection and do the future ones. So --

19 COMMISSIONER WAITS: He's going to open the visitor's  
20 center this weekend?

21 CODY BLACK: Yeah. So we'll get that over to Nan, too.

22 COMMISSIONER WAITS: Thank you, Cody.

23 CODY BLACK: So. All right. Thank you very much, guys.  
24 I'll let Jake finish.

25 JAKE EDGAR: That -- so he just pretty much just covered  
26 everything on Well 9, except we are going to load the line and  
27 let it sit for a couple days and pressure test at the same time  
28 and do back T tests and the rest of our tests we need to do.

29 Alleys and north side of town. As I spoke last time, I was  
30 looking at trading some work for the new pipe that was there.  
31 And it looks like, when I came in the budget session, the  
32 crossover alleys that we have in town here, it looks like, I  
33 have the money budgeted to complete that. But I would have to  
34 have Shaw do a work-change directive for 12 percent of the total  
35 project costs.

36 The original bid was \$1,589,900. If you add the 12 percent  
37 to that, it would be 1,780,688. And that would finish all the  
38 alleys that we didn't do prior through the center of town minus  
39 one little one.

40 And I have a special project fund in my regular budget that

1 I could actually get that little alley done outside of the scope  
2 of work when July comes around.

3 So I will bring that back before you, if it is your guys'  
4 interest in doing those alleys this year. That would take one  
5 of the projects that I came before you in the budget session off  
6 of our plate. So that would get that much more done that Donald  
7 could pave, if you guys want to do that.

8 If not, we'll reboot and try to do something else with the  
9 money that -- that we would get back.

10 And I -- I -- I have the breakdown sheet. And I went over  
11 it with Nan. I do have the money there to -- to finish the  
12 alley project, like I said, except for the one little alley. So  
13 --

14 CHAIRMAN GARNER: What's -- I think we should do -- other  
15 than, what's the schedule for getting it done? We're not --

16 JAKE EDGAR: Well, that's the other portion of it is, --

17 CHAIRMAN GARNER: Are the contract --

18 JAKE EDGAR: -- we would have to add contract days to the  
19 contract. But I'm not sure on Donald's behalf of where he's  
20 going to start. And I haven't really got a chance to talk to  
21 him about it. If -- you know -- I'm pretty sure we could  
22 coincide together and -- and do whatever we had to do to get it  
23 done. I don't see it being that big of a deal.

24 CHAIRMAN GARNER: This year?

25 JAKE EDGAR: Yes.

26 COMMISSIONER MASON: Would it be pertinent to make an  
27 agenda item?

28 JAKE EDGAR: That -- that's what I'm asking. I don't want  
29 to make an agenda item if I don't have to. So I'm just kind of  
30 getting a feel on what you want to do.

31 COMMISSIONER MASON: Well, it's a pretty big project  
32 money-wise. I think we ought to have a --

33 JAKE EDGAR: Well, --

34 CHAIRMAN GARNER: The money's already there.

35 COMMISSIONER MASON: I know.

36 JAKE EDGAR: All we're doing is adding a little bit of  
37 extra work to the project that we have, basically.

38 COMMISSIONER BULLOCK: I --

39 JAKE EDGAR: In layman terms.

40 COMMISSIONER BULLOCK: I guess my question is, is who blew

1 it to begin with?

2 JAKE EDGAR: Me and the engineer both.

3 COMMISSIONER BULLOCK: So we're paying the engineer 12  
4 percent for their mistake?

5 JAKE EDGAR: No. No. No. Not -- not them.

6 COMMISSIONER BULLOCK: Well, because they blew it to begin  
7 with, then because we need more engineered, --

8 JAKE EDGAR: We don't need --

9 COMMISSIONER BULLOCK: -- we've got to pay them 12 percent.

10 JAKE EDGAR: We can just stop right now and do nothing.

11 COMMISSIONER BULLOCK: No. I think we need to do the  
12 project. But somebody blew it that -- something was already  
13 done. We engineered it.

14 JAKE EDGAR: I'll let him --

15 COMMISSIONER BULLOCK: But we didn't need to do it.

16 JAKE EDGAR: -- speak on that behalf.

17 CODY BLACK: Yeah, I --

18 COMMISSIONER BULLOCK: All of a sudden we're going to pay  
19 you more money to engineer something else when it was blown the  
20 first time.

21 JAKE EDGAR: Just -- just -- hold on. Just before you say  
22 any of that.

23 How do I put this nicely?

24 So we hired an engineer ourselves. And prior to that, plan  
25 checking was being done by Shaw on our previous projects.

26 I guess, I kind of took o- -- didn't do as much oversight  
27 as I should have because I thought our former engineer was going  
28 to do a little bit -- I -- a little bit of that per se. So I --  
29 I -- you know, you can blame me as much as anyone else, I guess,  
30 as far as --

31 CHAIRMAN GARNER: But the former en- -- the former engineer  
32 was supposed to have --

33 JAKE EDGAR: Yeah, but, I mean, seriously, I mean, being  
34 where I'm at, I probably should have caught it. I'm not saying  
35 that he -- you know, I don't want to throw him under the bus or  
36 anything, but you can blame me just as much as him. I probably  
37 should have took a better look at it just -- I just didn't think  
38 about it like that. So you know.

39 CODY BLACK: Cody Black again with Shaw engineering.  
40 You know, we can discuss this matter as much as we like,

1 but Shaw Engineering did not scope this project. Shaw  
2 Engineering took direction on what to design. Shaw Engineering  
3 redesigned a few streets, to be honest.

4 And by the time it went to bid, we were still under a very  
5 good budget for typical engineering costs. And that was actually  
6 after designing twice. And on top of that, we stayed under that  
7 budget by changing our whole entire design plans to match what the  
8 former county engineer wanted for style of plans, call outs,  
9 markers, details. So there was a lot of work from the direction  
10 of the county that Shaw did.

11 And as we usually do, we try to keep these things for a  
12 good price and get a good product.

13 By the time we went to bid, we had -- we were replacing  
14 some deep sewer lines that were installed in --

15 JAKE EDGAR: '85.

16 CODY BLACK: -- '85. You know, thirty years old for  
17 replacing sewer for a -- for a county is not something uncommon  
18 to do.

19 You know, we -- we did not scope the project. We were told  
20 what roads were going to be paved and where they wanted to  
21 replace lines, and that's what we designed.

22 When they went to replace those lines, there were some  
23 decisions made or discussions had in the field that, you know,  
24 maybe this money is better spent on some of these other alleys.  
25 It's an unfortunate thing that we did waste some engineering  
26 dollars on designing those. Overall, we're -- we're trying to  
27 do the best we can, staying in a good budget for you guys. And  
28 we're happy to -- you know, with how it is now adding these  
29 alleys, we don't have to go to a bid-set type of design. So we  
30 can really work directly with the contractor and really keep the  
31 budget down for adding these alleys, let Jake direct them in the  
32 field, help us with some of the field work as we've been doing.  
33 And you know, we can move forward and really get this stuff done  
34 faster and cheaper than if we pull it back out and go back out  
35 to bid next year. And it keeps Donnie ahead of schedule, too.  
36 So that's been the process on where we're at.

37 And you know, when I got the call those lines didn't need  
38 to be replaced, disheartening to me too. I mean, it was -- but  
39 on the other hand, you know, if we're not doing the asset  
40 management for the county, we're just designing the project.

1 And if you guys have any more questions I'm here to answer  
2 those.

3 JAKE EDGAR: So again, back to that, you know, I should  
4 take some of the blame, personally, as should the engineer. I  
5 just thought that that, you know, that was the process that we  
6 were doing. Here's the project I want done. And I -- I figured  
7 he could handle it from there as far as the plan checks went.  
8 And obviously, I should have took a better look at what was  
9 happening.

10 So I do apologize on my behalf that I didn't take a better  
11 look at it. I can't speak on his behalf. But it is what it is  
12 now.

13 So if -- I'm just looking forward to what -- if you guys  
14 think that the alley thing is a good deal or a bad deal or where  
15 we're at.

16 COMMISSIONER BULLOCK: We got the budget. We need to go  
17 ahead and do it.

18 COMMISSIONER STIENMETZ: Right.

19 JAKE EDGAR: And that won't happen again.

20 COMMISSIONER MASON: I have -- I have a question.

21 Jim, are you coordinating with -- with Jake and with Road  
22 and Bridge?

23 JIM OLSON: Yeah.

24 COMMISSIONER MASON: On a regular bas- -- I mean, do you  
25 guys meet on a real regular basis?

26 JIM OLSON: We usually do. I mean, I -- just since -- since  
27 Mark has left, we've been trying to fill that space. I talked  
28 with Cody here yesterday about -- he's already project managing  
29 the job, pretty much working with Jake hand in hand.

30 I told him to keep doing that for now at the present. We  
31 don't want to disrupt the flow and keep going as we've been  
32 doing in the past. It's just we don't have Mark involved.

33 COMMISSIONER MASON: No, I was just wondering how the  
34 coordination is going because we don't have an engineer anymore  
35 so you're going to have to fill in that.

36 JIM OLSON: Yeah, that's what I started to do. I picked it  
37 up yesterday.

38 COMMISSIONER MASON: So how often do you guys meet? Is it  
39 just as needed?

40 JIM OLSON: Probably -- probably be as needed right now.

1 CODY BLACK: Yeah, on these projects going on right now,  
2 since Mark's left, you know, I will start to coordinate with  
3 both Jake for in the field stuff and other things that I would  
4 have gone to Mark with, I will just include both, Jim and Jake  
5 and moving forward. And that's kind of the plan, the interim  
6 plan until more things get sorted out.

7 JIM OLSON: We're going to pick up -- pick up the pieces is  
8 what we're trying to do right now.

9 COMMISSIONER MASON: Okay. And what's required at the  
10 airport? I mean, the master plan, is it finished?

11 COMMISSIONER STIENMETZ: That's not on here.

12 JIM OLSON: The master plan, that's under J-U-B.

13 COMMISSIONER MASON: Yeah.

14 JIM OLSON: That's being --

15 COMMISSIONER STIENMETZ: That's a different item.

16 JIM OLSON: -- done. It's been accepted. The grant has  
17 been accepted by the FAA.

18 COMMISSIONER MASON: Okay.

19 JIM OLSON: And we're in the process --

20 COMMISSIONER MASON: I knew that.

21 JIM OLSON: We're in the process of doing that.

22 JAKE EDGAR: I was not in the loop on any of that. Just --

23 COMMISSIONER BULLOCK: Yeah, that's not --

24 JIM OLSON: That's a separate issue.

25 COMMISSIONER STIENMETZ: That's a separate issue. We can't  
26 talk about that now.

27 JAKE EDGAR: Well, we can talk about whatever. I just -- I  
28 wasn't in the loop on the airport deal.

29 COMMISSIONER MASON: Okay.

30 JAKE EDGAR: So --

31 COMMISSIONER MASON: Yeah.

32 JAKE EDGAR: All I'm waiting on is the finished master plan  
33 so we can look at what they -- where they want their water pipe  
34 to go. And we can finish our portion on the back end of it.

35 COMMISSIONER MASON: Great. I -- I had one other question.  
36 It was something you brought up, Jake. I don't know, a month or  
37 two ago, at least two months ago about the flags, maintenance of  
38 the flags. How many are there?

39 JAKE EDGAR: One, two, three, --

40 CHAIRMAN GARNER: Nine.

1 COMMISSIONER MASON: Nine or ten?  
2 JAKE EDGAR: Ten.  
3 COMMISSIONER MASON: Yeah, okay. And then the idea of  
4 replacing all those with one big flag, is that still in the  
5 wind?  
6 JAKE EDGAR: Yeah, but we missed the budget deal. So I'm  
7 working on next year.  
8 I don't -- I don't -- first and foremost, I mean, I don't  
9 know that --  
10 COMMISSIONER MASON: Well, I mean if --  
11 JAKE EDGAR: I'd rather put that out in public perception  
12 if -- I mean, if the people in town want ten flags, then we  
13 should give them ten flags. But I mean, that was just my idea.  
14 COMMISSIONER MASON: Well, I was thinking maybe it would  
15 be -- I liked your idea. Just get one big flag and put it under  
16 lights. And we're done with it and take the other ten down.  
17 But if -- if -- and I'm suggesting you use the water tower. I  
18 thought that was a pretty good idea. You got electricity up  
19 there.  
20 JAKE EDGAR: Yeah, except I don't know exactly what we're  
21 going to do with the water tower yet.  
22 COMMISSIONER MASON: No, I'm just saying that would be a  
23 good place to hang a big 20-footer.  
24 CHAIRMAN GARNER: Twenty?  
25 COMMISSIONER MASON: Or whatever.  
26 COMMISSIONER WAITS: Okay.  
27 COMMISSIONER MASON: That would give --  
28 JAKE EDGAR: I'll work on it. How's that?  
29 COMMISSIONER MASON: Okay.  
30 COMMISSIONER WAITS: Back -- back on the other.  
31 CHAIRMAN GARNER: There is a flag on the water tower.  
32 COMMISSIONER MASON: Huh?  
33 CHAIRMAN GARNER: There is a flag on the water tower  
34 already.  
35 COMMISSIONER MASON: No, I mean a big flag.  
36 CHAIRMAN GARNER: There is a big flag on the water tower.  
37 COMMISSIONER MASON: No, there isn't.  
38 COMMISSIONER STIENMETZ: Painted on there.  
39 CHAIRMAN GARNER: It's painted on there. It stays on  
40 there.

1 COMMISSIONER BULLOCK: I think as long as we have county  
2 facilities, we should have a flag at that county facility.  
3 JAKE EDGAR: Well, and I think that's actually -- like the  
4 courthouse, --  
5 COMMISSIONER STIENMETZ: Yeah.  
6 COMMISSIONER BULLOCK: Mm-hm.  
7 JAKE EDGAR: -- there's a state law you have to have the  
8 flag. But I was just saying, we have bunch of parks.  
9 COMMISSIONER BULLOCK: Mm-hm.  
10 JAKE EDGAR: But if you put it out, you know, a little  
11 thing in the paper said vote on this or whatever. Would you  
12 like to see one big flag or ten? I mean, it was just an idea.  
13 So --  
14 COMMISSIONER MASON: Okay.  
15 JAKE EDGAR: We'll work on it.  
16 COMMISSIONER WAITS: Back on the other project. And I know  
17 I -- we've had a loss, which is always -- saddens us.  
18 However, it's time to go forward. And I do think it's  
19 pointed out if we don't now and do it, since we have it in the  
20 budget, it's just going to cost --  
21 JAKE EDGAR: Well, --  
22 COMMISSIONER WAITS: -- a whole lot more to redesign it --  
23 COMMISSIONER STIENMETZ: I'd go ahead and put it on the --  
24 COMMISSIONER WAITS: -- and (indiscernible) again.  
25 JAKE EDGAR: We really don't -- the loss portion of it's  
26 really not -- we could just say stop. I mean.  
27 COMMISSIONER WAITS: No. No. That's not what I'm saying.  
28 I'm saying we just cut our losses. Whatever was, was. And we  
29 go forward.  
30 And right now it's in the budget. And I think it would  
31 cost us more money if we don't do it now.  
32 JAKE EDGAR: So --  
33 COMMISSIONER WAITS: And so I think we should just go  
34 forward.  
35 COMMISSIONER STIENMETZ: No, we can't do that. We can't  
36 tell him to do that. We need to have him come back with an  
37 agenda item to do that.  
38 JAKE EDGAR: Right. But all I'm --  
39 COMMISSIONER STIENMETZ: I think you've got our support,  
40 Jake.

1 JAKE EDGAR: Okay. So -- the -- back to the money aspect  
2 of this. Once they decided -- once we decided in the field not  
3 to replace the pipe, our contractor actually bought -- took the  
4 pipe and used it on a different project and traded -- traded us  
5 some other stuff. So the loss thing we kind of negated what --  
6 the only thing we're really going to lose out on is the  
7 engineering portion of it and five manholes.

8 COMMISSIONER WAITS: Which is still a large amount.

9 JAKE EDGAR: I agree. Correct. But --

10 COMMISSIONER WAITS: But it's done --

11 JAKE EDGAR: -- that's why I'm saying --

12 COMMISSIONER WAITS: -- and it's behind us.

13 JAKE EDGAR: But -- absolutely. Anyway. We worked as hard  
14 as we could to make it right.

15 So if I do have your support, we'll bring back a --

16 CHAIRMAN GARNER: We'll put it on the agenda.

17 JAKE EDGAR: Perfect. Thank you.

18 Other than that, I'm done.

19 COMMISSIONER MASON: Yeah. And I think --

20 COMMISSIONER STIENMETZ: Thank you.

21 COMMISSIONER MASON: -- you do have our support, too.

22 JAKE EDGAR: Thank you.

23 JIM OLSON: Thank you.

24 JAKE EDGAR: Great. Thanks.

25 COMMISSIONER MASON: Thank you.

26 COMMISSIONER STIENMETZ: Next item.

27 Don't we have item eight to do?

28 COMMISSIONER BULLOCK: Go on to item --

29

30 8) Discussion for possible action regarding approval/disapproval  
31 of Resolution No. 2014-09, a resolution modifying the fee  
32 schedule for the Battle Mountain Water System, and other  
33 matters properly related thereto.  
34

35 CHAIRMAN GARNER: Eight, discussion for possible action  
36 regarding approval/disapproval of Resolution Number 2014-09, a  
37 resolution modifying the fee schedule for Battle Mountain Water  
38 System, and other matters properly related thereto.

39 COMMISSIONER WAITS: What kind of an increase is this?

40 COMMISSIONER STIENMETZ: It's what we've always said was on

1 there.

2 CHAIRMAN GARNER: That's what I don't know.

3 COMMISSIONER STIENMETZ: Where'd Jake go?

4 COUNTY CLERK SULLIVAN: Joy's getting him.

5 COMMISSIONER STIENMETZ: Right here it is.

6 CHAIRMAN GARNER: We didn't have a comparison. We just  
7 have a fee.

8 COMMISSIONER WAITS: Right.

9 JAKE EDGAR: Sorry.

10 COMMISSIONER BULLOCK: You just wanted to be done.

11 JAKE EDGAR: I want to leave.

12 So -- this -- this item is -- this is our last year of our  
13 five-year deal that we started with Rogene and looking into the  
14 water and sewer fees. And after this year, we will go back and  
15 evaluate it year to year is what our plan was.

16 Our revenues right now, we've been putting in new  
17 transponders, which has really made a difference in actual  
18 calcula- -- I mean, it's a direct reading.

19 Before, some of our old transponders and meters were  
20 getting partial readings. The flapper was stuck. So some  
21 people's water bills were -- just for example, say, \$35.

22 My grandpa, for -- for one, we put a new meter and  
23 transponder and meter pit at his house during the project. His  
24 bill used to be like \$110. And he got like a \$245 bill and  
25 called me and was a little bit upset. I'm like, well, it went  
26 through the meter. You know, I can't -- what goes through the  
27 meter goes through the meter.

28 Now, I'm -- it's -- it's going to continue, you know, the  
29 more new transponders and stuff we put in, everybody's going to  
30 see a big difference. So I'm hoping that we just -- we're just  
31 going to have to battle it on the phone pretty much, because, I  
32 mean, it's constant phone calls about why my bill was too high.

33 And now that we have the profile system, we can actually  
34 profile it every minute of the day. And it shows, you know,  
35 your water didn't shut off. The toilet was running at midnight  
36 or what- -- you can kind of range it down to what's actually  
37 happening.

38 So basically, what this is --

39 COMMISSIONER BULLOCK: How much -- how much is the  
40 increase? We just have it. We don't know what the in- --

1 JAKE EDGAR: Uh.  
2 COMMISSIONER BULLOCK: -- percentage. Do you know?  
3 CHAIRMAN GARNER: Isn't it three?  
4 JAKE EDGAR: I don't remember. And I didn't bring the  
5 thing with me.  
6 I don't think.  
7 COMMISSIONER BULLOCK: While you're looking for that, I  
8 guess part of my reservation is here, is I know this was a  
9 five-year plan.  
10 JAKE EDGAR: Sure.  
11 COMMISSIONER BULLOCK: But in that five-year plan, did you  
12 expect that we'd have so many houses as we do now paying into  
13 this? I mean, to me we're getting more revenue now than was  
14 ever expected in that five-year plan. So do we need to really  
15 raise the rates? Because we're already getting more revenue in.  
16 JAKE EDGAR: The purpose -- and I don't have the paper with  
17 me. I apologize. The purpose of the rate -- the rate increase  
18 was when we started Well 7 and 8, we were trying to offset some  
19 of the cost of our new facilities.  
20 And up until this point, like I said, some of the -- you  
21 know, we've done a lot of -- a lot of new meters and a lot of  
22 new transponders.  
23 And I haven't had a chance to compile all the information  
24 as far as actually what our revenue was before compared to what  
25 it is now. And maybe you are a hundred percent right that we  
26 don't need to raise the water rate.  
27 We just only have a certain amount of time to put the  
28 resolution on. That's why it's on now. If you want to make  
29 that decision, then I mean -- I -- it's -- if you want to give  
30 me a chance to study the information and come back to you and  
31 say, you know, this is what it is, maybe that's what we need to  
32 do.  
33 COMMISSIONER BULLOCK: Well, it's just, you know, you said  
34 okay, there was a cost of seven and eight. And I understand  
35 that. But then we got a windfall from net proceeds which paid  
36 for those.  
37 JAKE EDGAR: Correct, but it was more of the --  
38 COMMISSIONER BULLOCK: It didn't really come out of what we  
39 were planning on in raises and stuff.  
40 JAKE EDGAR: It was more of the overhead, --

1 COMMISSIONER BULLOCK: Mm-hm.  
2 JAKE EDGAR: -- not the project portion of it.  
3 So, you know, we had to drive out there. We're had --  
4 we're going to have that many more parts. We have -- so that  
5 was just the theory behind it. And do we need to reevaluate it?  
6 I kind of agree with you.  
7 I don't like raising the water rates. I don't like to hear  
8 about it.  
9 If, you know, maybe that's exactly what we need to do. Maybe  
10 we don't do it.  
11 COMMISSIONER WAITS: Jake, let me ask a couple of questions  
12 here. One is our hook up fees for water, sewer, residential,  
13 commercial, have those gone up or gone down or --  
14 JAKE EDGAR: We did -- we did adjust them; I think it last  
15 year.  
16 CHAIRMAN GARNER: Last year.  
17 COMMISSIONER BULLOCK: Mm-hm.  
18 JAKE EDGAR: And they went up quite a bit, actually,  
19 compared to the old concrete boxes and the setters, our new  
20 boxes and -- and equipment that we have that we're putting in  
21 was -- was quite a bit more. And I want to say it cost us  
22 around \$1500. That's labor, pipe, the water meter --  
23 COMMISSIONER WAITS: Is that per water and per sewer?  
24 Fifteen hundred dollars hook up?  
25 JAKE EDGAR: Yeah, and we adjusted the sewer, I think, a  
26 little less. So -- and I can give you that sheet to you, Pat-  
27 -- (indiscernible). I have both of them.  
28 COMMISSIONER WAITS: I -- I would love it.  
29 And on the other, you just mentioned we only have so long  
30 to do a resolution. If we waited to look at this, I think it's  
31 very difficult for commissioners to just do it blindly. I  
32 really do.  
33 JAKE EDGAR: And I apologize. Tammy had -- I forgot that  
34 she even did it. So I should have had the paper with me as far  
35 as what -- what it is. And at this point in time, if you want  
36 to just defer it and I can get the correct --  
37 COMMISSIONER WAITS: But you said time frame, and I'm going  
38 why --  
39 JAKE EDGAR: We do have a time frame and that was just -- I  
40 think it's in June, the second week in June.

1 And I'm not sure why that is, but that was what was on the  
2 paperwork that I had, so --  
3 COMMISSIONER MASON: I --  
4 COMMISSIONER WAITS: I would like to see some more  
5 information before we --  
6 JAKE EDGAR: Perfect.  
7 COMMISSIONER WAITS: -- automatically approve any  
8 increases.  
9 JAKE EDGAR: And I apologize for not having it.  
10 But outside of that, back to what Dean had said, you know,  
11 if we finish the projects that we have now plus, you know,  
12 hopefully, in the upcoming years we have the -- the Lemaire and  
13 Carson project that we're going to do, we should be almost  
14 completely done with all the transponders and meters.  
15 Our revenue could be a lot more than what we had previously  
16 thought it was just because of some of the old readings and what  
17 we were getting.  
18 So I would say that I would like to -- to have more inform-  
19 -- I would like to go back and look at the information before  
20 you guys make a decision so that you have some of the correct  
21 information, basically.  
22 COMMISSIONER WAITS: I'll make a motion that we defer this.  
23 COMMISSIONER MASON: Wait. Wait. Wait. Let me talk. Let  
24 me ask a question first while we're on it.  
25 I have -- I have automatic sprinkler system, front and back.  
26 And last year when we came online with the new water pressure, --  
27 JAKE EDGAR: Mm-hm.  
28 COMMISSIONER MASON: -- I didn't think about it until right  
29 now, but I'm spending more wa- -- I haven't changed my --  
30 JAKE EDGAR: Time.  
31 COMMISSIONER MASON: -- my time, my auto time on the  
32 sprinklers. But I think I'm spending more water because of the  
33 pressure. Is that not true?  
34 JAKE EDGAR: Could be. I don't know what exactly what  
35 sprinkler heads you have.  
36 COMMISSIONER MASON: No, I understand that. But, I mean,  
37 just -- I hadn't looked at it that way either. But let's say I  
38 run a zone for ten minutes and with the new water pressure, it's  
39 20 pounds more -- isn't it -- about?  
40 JAKE EDGAR: Your volume really isn't changing, Dave. I

1 mean --  
2 COMMISSIONER STIENMETZ: It will squirt it farther.  
3 JAKE EDGAR: It will come out faster --  
4 COMMISSIONER MASON: Uh-huh.  
5 JAKE EDGAR: -- but the amount of water that's going  
6 through your --  
7 COMMISSIONER MASON: Is not that much different, huh?  
8 COMMISSIONER STIENMETZ: No.  
9 JAKE EDGAR: The -- the volume's not. I don't really know  
10 how to explain that to you to tell you the truth.  
11 COMMISSIONER MASON: Okay. that's all right.  
12 CODY BLACK: There would be a little -- there would be a  
13 little bit of a small increase in consumption.  
14 JAKE EDGAR: Yeah.  
15 COMMISSIONER MASON: But not a lot?  
16 CODY BLACK: I mean --  
17 COMMISSIONER MASON: I mean, if I just left the timers  
18 alone, they're going to be -- and this affects everybody who has  
19 sprinkler systems.  
20 JAKE EDGAR: I would suggest --  
21 CHAIRMAN GARNER: Dave, you're off the subject.  
22 (Simultaneous conversations.)  
23 JAKE EDGAR: I would suggest looking at your water bill.  
24 COMMISSIONER MASON: Yeah.  
25 JAKE EDGAR: And we can print the whole last three years  
26 for you. We did it for Dave over here who had the same deal  
27 going. His water bill was screwed up. And we went and printed  
28 out a bunch of stuff. And finally, we're kind of back to normal  
29 right now. So -- kind of.  
30 COMMISSIONER MASON: Oh, you were talking about the water,  
31 and it just occurred to me the water pressure could have a lot  
32 to do with it. But maybe it's not that much.  
33 JAKE EDGAR: I know there's a lot of people mad that their  
34 sprinklers are blowing out and other stuff.  
35 COMMISSIONER MASON: Okay. Thank you.  
36 COMMISSIONER WAITS: I make a motion we defer -- we  
37 defer -- we defer the resolution on the water system to the next  
38 meeting.  
39 COMMISSIONER BULLOCK: Second.  
40 CHAIRMAN GARNER: Any public comment?

1 (No comment.)  
2 CHAIRMAN GARNER: All those in favor?  
3 COMMISSIONER MASON: Aye.  
4 COMMISSIONER WAITS: Aye.  
5 COMMISSIONER STIENMETZ: Aye.  
6 CHAIRMAN GARNER: Aye.  
7 COMMISSIONER BULLOCK: Aye.  
8 ART CLARK: Yeah, I got a public comment. Two.  
9 One, you better check your NRSes on the flag and public  
10 buildings before you decide to put one up for the whole town.  
11 And two, I was pretty interested in this sewer project  
12 because the construction company was staged right on my street,  
13 almost in front of my house, but definitely in the alley.  
14 COMMISSIONER BULLOCK: Water and sewer. We're on fees, not  
15 on --  
16 ART CLARK: The -- the inconvenience --  
17 VICE CHAIRMAN BULLOCK: We're on fees.  
18 ART CLARK: -- was minute, at the most minimal. And they  
19 moved in and out so quickly, I think that the down time for our  
20 house was at the most 15 minutes, maybe 10 minutes.  
21 And Frank was always willing to ask questions. And any  
22 time I had a question, if I couldn't find Jake, I'd see him  
23 driving down the street, he'd stop, and he'd answer my question.  
24 I think Jake's doing a great job.  
25 COMMISSIONER WAITS: Art, would you identify yourself for  
26 the record for us?  
27 COMMISSIONER MASON: Identify yourself.  
28 ART CLARK: Oh, my name's Art Clark.  
29 COMMISSIONER WAITS: Thank you.  
30 CHAIRMAN GARNER: Recount. All those in favor?  
31 COMMISSIONER MASON: Aye.  
32 CHAIRMAN GARNER: Aye.  
33 COMMISSIONER WAITS: Aye.  
34 COMMISSIONER BULLOCK: Aye.  
35 COMMISSIONER STIENMETZ: Aye.  
36 CHAIRMAN GARNER: Sorry.  
37 JAKE EDGAR: I'll make sure I get that to you.  
38 COMMISSIONER WAITS: Thank you.  
39 JAKE EDGAR: You want the hook up fees. And I will -- I'll  
40 print off both, and say, June or well, May's. Last, year May

1 and this year May and we'll compare. And I'll give you guys the  
2 information you need.

3 COMMISSIONER STIENMETZ: All right.

4 JAKE EDGAR: And I'll have the correct paperwork with me.

5 COMMISSIONER STIENMETZ: Thank you, Jake.

6 COMMISSIONER MASON: Thank you.

7 JAKE EDGAR: Thank you.

8  
9 CHAIRMAN GARNER: Do you want to take a five-minute break?  
10 Anybody?

11 A break?

12  
13  
14 COMMISSIONERS

- 15  
16 9) Discussion for possible action regarding update by Summit  
17 Engineering Corporation on the status of the Land Surveying  
18 Rights-of-Way Project for the Town of Austin, and other  
19 matters properly related thereto.  
20

21 CHAIRMAN GARNER: Nine, discussion for possible action  
22 regarding update by Summit Engineering Corporation on the status  
23 of Land Surveying Rights-of-Way Project for the Town of Austin  
24 and other matters properly related thereto.

25 RYAN COOK: Good morning, again.

26 COMMISSIONER STIENMETZ: Good morning.

27 RYAN COOK: Ryan Cook, for the record. With me today is  
28 Larry Grube. In the audience, Tom Gallagher also with Summit.

29 We're going to give a brief update on the Austin  
30 right-of-ways land surveying project.

31 We -- in February, we had the town meeting. And since  
32 February, we've been fielding quite a few individual public  
33 comments as a result of that meeting, many of which have come to  
34 our office in Reno. Others have been on the phone. Larry's been  
35 fielding most of those.

36 Three weeks ago, we had a productive meeting with Lura --  
37 and -- Lura Duvall and Jan Morrison in her office. Attending  
38 were Larry, Tom Gallagher and myself.

39 We -- in part, we revisited our contract and went kind of  
40 went back and pointed out what our scope was and where we are

1 today.

2 COMMISSIONER MASON: Hold it. Can I ask a question right  
3 there?

4 RYAN COOK: You bet.

5 COMMISSIONER MASON: In that meeting with Lura, our tax --  
6 our assessor, --

7 RYAN COOK: Correct.

8 COMMISSIONER MASON: -- are you guys now -- huh?

9 RYAN COOK: Yeah, correct. Go ahead.

10 COMMISSIONER MASON: Are you guys in coordination with her?  
11 Are -- is she happy with --

12 RYAN COOK: At the end --

13 COMMISSIONER MASON: -- the overall project now?

14 RYAN COOK: At the end of that meeting, yes.

15 COMMISSIONER MASON: And you still are? You're coordi- --

16 RYAN COOK: Yes.

17 COMMISSIONER MASON: Everything's going smooth, huh?

18 RYAN COOK: Yes. Yes. That's correct.

19 COMMISSIONER MASON: All right. That's good news.

20 RYAN COOK: So --

21 COMMISSIONER MASON: Thank you.

22 RYAN COOK: And Larry's going to -- he -- he got a little  
23 slideshow presentation together. And we'll go through this  
24 really quick.

25 I'm going to -- I'm going to distribute some of my 11 by  
26 17s to each of you. You want those now or --

27 LARRY GRUBE: You can distribute those now.

28 Basically, at the end of the meeting with Lura, we talked  
29 about the different ways we could affect getting the  
30 right-of-ways changed.

31 One of the things we discussed was doing individual  
32 abandonments and acquisitions versus the possibility of doing  
33 a -- what's called a merger and resubdivision.

34 We -- what was agreed at the end of the meeting is that we  
35 would try one small pilot project so that it would not be  
36 something that would, you know, get too -- too involved or too  
37 complicated, just to see what the success of that project would  
38 be.

39 Since then, we had some -- we already had a lot of parties  
40 coming forward in Austin that said, hey, you know, we're willing

1 to, you know, give up right-of-way, take right-of-way here.

2 So We had Jack and Andrea Burton come forward to us to talk  
3 about their property. Turns out they're adjoiners to Bonnie  
4 Mastretti. They -- I -- they volunteered to go talk to the  
5 Bonnie Mastretti to see if they could, basically, take care of  
6 the whole block at once.

7 I had already through Donna White of the roads department  
8 had -- Donna had encouraged me to talk to the Pastor Charlie  
9 Vaughn, who is the pastor at the Baptist church to the south of  
10 where Burtons and Mastretti is.

11 So -- any rate, the project area we've got -- and I  
12 apologize. I'm a bad surveyor here. I forgot to put the north  
13 arrow on. The north arrow is to the left on -- north is to the  
14 left on the -- on the diagram you're looking at now. I also  
15 forgot to the turn the street names on.

16 The street that's on the right side of the page or the  
17 south side, that's US-50. Okay. And then the next street just  
18 north of US-50 is Water Street.

19 Okay.

20 So basically, what you have here is this building right here,  
21 that's the Baptist church.

22 This is land occupied by Mastretti. This is -- oops -- back  
23 this up.

24 COMMISSIONER MASON: Do you want to use this?

25 LARRY GRUBE: No, I'm good. I just need to back the slide  
26 up.

27 Okay, so at any rate, this is the lands of Mastretti, lands  
28 of Mastretti to the north. We have Burton property down here.

29 Now, as you can see, the church right here is encroaching  
30 into the right-of-way, which is contained within the green lines  
31 there. And you have a similar situation here. On the Burton  
32 property, you have this building that encroaches into the  
33 existing right-of-way. You have this other, I believe, an out  
34 building or building that is sitting completely in -- in the  
35 right-of-way.

36 The items that are in the other right-of-way, there above the  
37 Mastretti property, are just -- are not permanent items. They're  
38 not permanent buildings. They're not problems.

39 So at any rate, the gray border we have indicated is  
40 basically a border indicating all the property owners in that

1 area that have said, yes, we can agree on where everything  
2 should be here. So per -- one of the comments we had at the  
3 Austin town meeting was to go back to the planning committee's  
4 document and try to be a little more conformist with that. And  
5 that's the reason why I need to get -- once -- get more input  
6 from them. This area where I have the cursor pointing is --  
7 this area right here, the committee had indicated to stay in.  
8 But I'm not sure that we're going to want to necessarily keep  
9 that as right-of-way. But the bottom line is, is it's  
10 right-of-way right now. So that question can be deferred for a  
11 little bit.

12 So anyway, we've got basically the Burtons, Mastretti, and  
13 the church in potentially --

14 RYAN COOK: In Lander County.

15 LARRY GRUBE: -- in Lander County -- in potential agreement  
16 for where -- for where these right-of-ways should be.

17 Obviously, if you look at Water Street, you know it's just  
18 a -- it's just an angle point right now in the right-of-way.  
19 The actual pavement curves slightly.

20 So two ways to do this. One by individual documents where  
21 we write acquisition -- acquisitions and -- and abandonments.

22 So basically, what you've got is is you've got these  
23 reddish areas are the areas that are going to be abandoned. And  
24 then the kind of yellow, green areas are the areas that the  
25 county would take.

26 So you've got a lot of legal descriptions you're going to  
27 have to write. Because of the situation between Mastretti and  
28 Burton, it's not a simple case of just saying, okay, we're going  
29 to split the right-of-way down the middle and give one side to  
30 the Mastrettis and one side to the Burtons because of the  
31 location of that one outbuilding.

32 So anyway, doing it this way, that's what we've -- we've  
33 basically got -- we've got to do. After we do all these  
34 documents, then we'd have a resulting situation that would look  
35 like this where you have on Water Street -- water Street now  
36 curves to kind of match the way the pavement goes. We have the  
37 right-of-way to the north above Mastretti. And then we have --  
38 so we have Mastretti's parcel and then some right-of-way will be  
39 taken for the next -- for the next road to the north.

40 Okay, so -- but as you can see --

1 COMMISSIONER MASON: As you point, point with that.  
2 LARRY GRUBE: Okay. Sorry.  
3 COMMISSIONER MASON: Top -- top button.  
4 Show me. Start over and show me Water Street.  
5 Which one's Water Street?  
6 LARRY GRUBE: Okay. Water Street is this street here. And  
7 Bert, can you help me here? Which is -- which is this next one?  
8 North? Is Bert still here?  
9 COMMISSIONER BULLOCK: Mm-hm.  
10 BERT RAMOS: Yeah.  
11 LARRY GRUBE: Which -- which street's that one above Water  
12 Street? Is that Overland?  
13 BERT RAMOS: Yeah, that's Overland.  
14 LARRY GRUBE: Okay, so that's -- so we've got Overland  
15 here. So basically, when -- what -- what we're looking at doing  
16 amongst these -- these owners is to get -- is to get this --  
17 this right-of-way cleaned up, to get this right-of-way  
18 dedicated, and then get right-of-way for the existing road  
19 that's the next road up to the north. Because right now  
20 that's -- the Mastretti parcel is -- is encroaching on the  
21 existing roadway.  
22 UNIDENTIFIED PARTICIPANT: Okay.  
23 LARRY GRUBE: So -- but in the end, if we do it by this --  
24 this acquisition and abandonment method, you know, obviously, at  
25 the end, pursuant to the -- to the planning commission's  
26 right-of-way abandonment procedure, it states at the end of the  
27 application form that once that's abandoned, the parcel does not  
28 automatically become part of the adjoining parcel.  
29 So what you're going to have happen is, is the abandonment  
30 here is still going to be an individual parcel. You're going to  
31 have an individual parcel here. You're going to have an  
32 individual parcel here. You're going to have individual parcels  
33 here -- or rather here.  
34 So you've got to -- you end up with a lot of little  
35 splinter parcels that are going to be difficult for the  
36 assessor. You know, admittedly, we'll be doing it with  
37 electronic transfer, but still, at the same time, you just end  
38 up with -- you end up with more -- with more parcels.  
39 And obviously, as you can see in the case of the church,  
40 you're still going to have a parcel line that goes through the

1 building. And I believe you -- and you will still have a parcel  
2 line going through the Burtons' building here. So, you know,  
3 not the most desirable thing in the world.

4 For the same effort to do that, which is basically --  
5 basically fixes the right-of-way, we do it with a merger and  
6 resubdivision map, which we're able to basically write for the  
7 abandonment, we write the abandonment legal to include the  
8 entire --

9 UNIDENTIFIED PARTICIPANT: Go ahead and point that.

10 LARRY GRUBE: -- to include the entire outer project area.  
11 So we basically have an abandonment procedure that says, hey,  
12 we're going to abandon all the right-of-way here.

13 Now, that's contingent upon the following merger and  
14 resubdivision map, which affects these lots, creates these lots,  
15 and then also dedicates the right-of-ways back to the county.

16 So what you're essentially doing is you're wiping the slate  
17 clean and then re- -- reparceling and recreating the  
18 right-of-way right on top.

19 And as you can see, you get a much cleaner end product.  
20 You don't have a bunch of little splinter parcels that have to  
21 be mapped. Parcels are now more compliant for the land use.  
22 You don't have lot lines through buildings. And you've  
23 really -- it's really a simpler process to do it this -- this  
24 way. As you see the difference between this map and the  
25 previous map we had.

26 COMMISSIONER MASON: Could you ask -- can I -- let me ask  
27 you a question. In coordinating with Lura, our tax assessor,  
28 she's agreement with this, right?

29 LARRY GRUBE: Mm-hm. That's what we agreed to do.

30 RYAN COOK: And the end product here, this being it, is --  
31 is a lot cleaner on her end, too, because you don't have -- you  
32 look on the Austin map right now, you have all the original lot  
33 lines, those dashed lines going through the parcels, and  
34 right-of-way lines and such.

35 If you look here, Mastretti, for example, is now going to  
36 be Lot 4 of parcel map number, whatever the newly acquired map  
37 is. That is their legal description, instead of what would have  
38 been if we do it just by the traditional abandonment/dedication  
39 process for legal description, it would have been Lots 1, 2, 3,  
40 4 of Block D of map whatever together with the abandonment

1 recorded as doc number whatever.

2 And you still have all those internal lines going on. So  
3 this, in part, that meeting we had a few weeks ago, we talked  
4 about this being our pilot area just because it's a -- a more  
5 simplistic area of Austin. It's on the east side of town. And  
6 we got, you know, three to four owners involved that are all  
7 agreeing right now.

8 And -- and at the end of the day, yes, the answer to your  
9 question, Dave, was Lura mentioned this would be from a -- from  
10 an assessment purpose a lot cleaner and as the owners, you know,  
11 they should recognize, too, it's a lot cleaner title-wise to  
12 have.

13 COMMISSIONER MASON: And that's important.

14 RYAN COOK: It is.

15 COMMISSIONER MASON: Are you getting a lot of backlash from  
16 the owners?

17 LARRY GRUBE: Well, not a lot.

18 RYAN COOK: Not a lot.

19 COMMISSIONER MASON: I know you're going to get it.

20 RYAN COOK: No.

21 COMMISSIONER MASON: But I mean, it's --

22 RYAN COOK: No.

23 COMMISSIONER MASON: This works out pretty good?

24 LARRY GRUBE: Well, in other words, we --we're not going to  
25 go in and browbeat residents that -- that don't want to do this  
26 kind of a thing. All -- what we're saying is -- is if residents  
27 come forward and they're willing to do this, this is an easier  
28 way to do it.

29 If we have areas where people say, no, I don't want to play  
30 and other areas -- other parcels on the block where they do want  
31 to cooperate. That's a different situation, because you're  
32 going to have to take it on an owner-by-owner case.

33 But when you have full blocks where everybody is in  
34 agreement, then it -- it -- it works out a lot better.

35 We've already got going to the -- to the northwest on this  
36 project, I've been in touch with Estelle Shanks, who has -- who  
37 is kind of been communicating with Geraldine Mills. Geraldine  
38 has some concerns about her property. We have addressed those.  
39 And it sounds like we could do -- if this pilot project is  
40 satisfactory to the commission and the owners, that we could

1 then go to the second one that would involve primarily Geraldine  
2 Mills, Bonnie Mastretti, and possibly Joseph Ramos. But --

3 RYAN COOK: So -- and again, what we discussed and are  
4 proceeding with is to tackle this a few blocks at a time. It's  
5 not realistic to -- to do the whole town, because you have so  
6 many owners involved that have to be parties. So we are  
7 concentrating with those that are agreeing right now. And we're  
8 going to bring this before you as an example.

9 And just to recap a little bit what Larry was saying,  
10 this -- this outside line would be the limits of the proposed  
11 map. And what would go forward would be, to you, would be an  
12 abandonment of all right-of-way, within that exterior limits,  
13 contingent upon the recordation of the parcel map that relays  
14 down those streets. So basically, the -- the slate is wiped  
15 clean. All the lines go away. And then we put them back so  
16 there's no lapse in time there. There -- but it's -- and it's  
17 just a cleaner process to go through --

18 COMMISSIONER MASON: So if you use that -- the gray line as  
19 a section, --

20 RYAN COOK: Yes.

21 COMMISSIONER MASON: Let's just call it a section.

22 RYAN COOK: I'm sorry --

23 COMMISSIONER MASON: Section 1, say.

24 RYAN COOK: Okay.

25 COMMISSIONER MASON: How many sections are there? What do  
26 you estimate?

27 RYAN COOK: You know, there's probably, --

28 COMMISSIONER MASON: Fifteen? Twenty?

29 LARRY GRUBE: You mean original parcels?

30 RYAN COOK: No. He's saying --

31 COMMISSIONER MASON: No, just sections.

32 RYAN COOK: -- if we -- if we blocked this off, --

33 LARRY GRUBE: Oh.

34 COMMISSIONER MASON: You guys are going to section it off.

35 RYAN COOK: -- how many maps, you know.

36 LARRY GRUBE: Yeah, 15 to 20, somewhere in that  
37 neighborhood.

38 RYAN COOK: But --

39 LARRY GRUBE: But once again, it depends on where you get  
40 agreement and where you don't get agreement.

1 COMMISSIONER MASON: Understood. I understand.  
2 RYAN COOK: And this is --  
3 COMMISSIONER MASON: The other --  
4 RYAN COOK: This is --  
5 COMMISSIONER MASON: The other thing is the gas and -- I  
6 mean, there's no gas -- but the water and sewer, and the  
7 electric.  
8 LARRY GRUBE: What we're going to do is just anything we  
9 give up, we're going to reserve -- we're going to reserve the  
10 right for existing utilities for an easement, say, 10- or  
11 15-foot wide. That way if anything -- In other words, we'll  
12 show the utilities we know on the final merger and resubdivision  
13 map. But just to have the boilerplate in here, you know, we  
14 don't -- there may be because Bert's pointed out stuff to me  
15 that I didn't know about where he said, well, there's a -- you  
16 know, there's a water line that runs here.  
17 So we need to -- you know, we need to protect the county's  
18 interests as far as making sure that if there's something in the  
19 right-of-way that's buried and -- and hasn't been located, that  
20 there's still a right -- there's still an easement for that  
21 utility.  
22 RYAN COOK: And that -- that will be some of the legal  
23 counsel we need, whether it's from the DA or someone else in  
24 this process as far as the exact procedure and language such as  
25 that, that reservation, which is pretty standard in  
26 abandonments. You reserve essentially an easement over lands  
27 that have been abandoned.  
28 But this process we -- we're proposing will definitely need  
29 some legal guidance going forward, especially this -- this first  
30 step, you know, this first project or piece of it.  
31 You know, we're to the stage where we're -- we're -- we're  
32 ready to proceed with this specific one and that's --  
33 COMMISSIONER MASON: I understand.  
34 RYAN COOK: -- what we're doing.  
35 COMMISSIONER MASON: How are you going to number the  
36 sections? Is it going to be Section 1, 2, 3, 4?  
37 COMMISSIONER BULLOCK: It doesn't matter.  
38 CHAIRMAN GARNER: What is he --  
39 LARRY GRUBE: Well, it will be basically be a merger --  
40 COMMISSIONER STIENMETZ: Doesn't matter.

1 LARRY GRUBE: -- and resubdivision map for Burton,  
2 Mastretti, the Austin Baptist Church, and Lander County.  
3 RYAN COOK: Because Lander -- see this Lot 1? That's a  
4 Lander County parcel right there.  
5 COMMISSIONER BULLOCK: Which that brings me to my question.  
6 RYAN COOK: Yeah.  
7 COMMISSIONER BULLOCK: It looks likes like, as a county,  
8 we're giving up all our rights.  
9 COMMISSIONER MASON: Only for a minute, a second.  
10 COMMISSIONER BULLOCK: Dave, let me talk to these guys,  
11 please.  
12 COMMISSIONER MASON: Okay.  
13 COMMISSIONER BULLOCK: Okay. Because I notice that you're  
14 abandoning right here, if --  
15 RYAN COOK: Go to the --  
16 COMMISSIONER BULLOCK: -- you go to slide two.  
17 RYAN COOK: -- colors.  
18 COMMISSIONER BULLOCK: Go to number two. Yeah. Where you  
19 have Lot 1 for Lander County, --  
20 RYAN COOK: Yep. Yes. Yep.  
21 COMMISSIONER BULLOCK: -- we're abandoning that, and you're  
22 going give it to the Baptist Church.  
23 RYAN COOK: Correct.  
24 COMMISSIONER BULLOCK: Why wouldn't that be Lander  
25 County's?  
26 RYAN COOK: In -- just --  
27 COMMISSIONER BULLOCK: All I'm saying is in all this  
28 abandonment, --  
29 RYAN COOK: Right.  
30 COMMISSIONER BULLOCK: -- you're giving it to all these  
31 other property owners. And we're not protecting our county at  
32 all in -- okay, we're giving up the rights to these roads, but  
33 we're not getting much in return.  
34 RYAN COOK: Well, the yellow is what you're getting in  
35 return. The yellow -- all the yellow pieces -- all these little  
36 pieces here --  
37 COMMISSIONER BULLOCK: But we just gave up the abandonment  
38 for all the rights to the roads. We get two little yellow  
39 pieces. And we gave up all those rights for all those roads.  
40 RYAN COOK: Well, they're not currently used for public

1 right-of-ways.  
2 COMMISSIONER MASON: I know.  
3 RYAN COOK: Yeah.  
4 COMMISSIONER BULLOCK: But right now, they were considered  
5 a right-of-way originally.  
6 RYAN COOK: They are.  
7 COMMISSIONER BULLOCK: So all I'm saying, I don't have a  
8 problem giving, but --  
9 RYAN COOK: Mm-hm.  
10 COMMISSIONER BULLOCK: -- specifically I have, because we  
11 have Lander County property sitting there.  
12 RYAN COOK: This one here.  
13 COMMISSIONER BULLOCK: Why wouldn't that become Lander  
14 County property --  
15 RYAN COOK: Well --  
16 COMMISSIONER BULLOCK: -- instead of the Baptist church?  
17 RYAN COOK: In part, that -- that's -- that's -- it -- it's  
18 currently being utilized for one. I mean, not that I'm saying  
19 there's rights there.  
20 COMMISSIONER BULLOCK: I don't see any buildings there.  
21 RYAN COOK: No, but -- but --  
22 COMMISSIONER BULLOCK: Why is there rights?  
23 RYAN COOK: Yes.  
24 COMMISSIONER BULLOCK: We have the right-of-way.  
25 RYAN COOK: But they're -- if you take off the shade,  
26 there's a -- there's a tree line there that's --  
27 COMMISSIONER BULLOCK: I understand there's trees.  
28 RYAN COOK: Yeah. Well, that's the padded area right  
29 there. But, um --  
30 COMMISSIONER BULLOCK: But there's trees on the Lander  
31 County property too. If you look there, they've already --  
32 RYAN COOK: Yeah.  
33 COMMISSIONER BULLOCK: -- got trees. I mean, they're using  
34 the Lander County property also already.  
35 So just some concerns I guess I have to --  
36 RYAN COOK: Well, it's --  
37 COMMISSIONER BULLOCK: -- protect the interest of the  
38 county.  
39 LARRY GRUBE: Commissioner, I -- I've -- have thought that  
40 through. And I realize on this first project that there's a

1 little more give than there was -- than there is take. But I've  
2 noticed in looking at some of the other areas of the -- of the  
3 town that the county is given very large amounts of land back in  
4 the -- up around the Gandolfo properties, I mean, tremendous  
5 amount of right-of-way given back.

6 One of the things I'm very aware of is that we don't want  
7 to get in a situation where we're behind the eight ball, that  
8 we've given away too much that we don't have something to  
9 negotiate back. So, you know, kind of looking at where the  
10 other stuff needs to -- to give and take.

11 COMMISSIONER BULLOCK: Okay, so now you're back in the big  
12 picture where you said we were going go section by section. So  
13 let's worry about this section, not worry about the Gandolfos.  
14 We've got to, as a county, look at one section at a time.  
15 Forget what we need to negotiate anywhere else and make sure the  
16 county is protected within the section we're looking at --

17 RYAN COOK: Yes.

18 COMMISSIONER BULLOCK: I guess is my concern.

19 LARRY GRUBE: Yes, sir.

20 COMMISSIONER STIENMETZ: Right now --

21 VICE CHAIRMAN BULLOCK: And to me, trees can be moved so --

22 RYAN COOK: Well, the main --

23 CHAIRMAN GARNER: It's not a structure. It's a tree.

24 RYAN COOK: Just keep in mind, you know, this was -- is --  
25 has no future possibility of a right-of-way.

26 You know, there's no proposed road there, in other words.

27 COMMISSIONER BULLOCK: No, I understand that.

28 RYAN COOK: Okay.

29 COMMISSIONER BULLOCK: Originally, there is a right-of-way  
30 there.

31 RYAN COOK: There currently is a --

32 COMMISSIONER BULLOCK: Yeah.

33 RYAN COOK: -- right-of-way there. Yep.

34 COMMISSIONER BULLOCK: What I'm saying is why should the  
35 county abandon everything and give everything to all the other  
36 owners, and the county no- -- who knows, we may need a  
37 maintenance shop there someday. I just --

38 DEE HELMING: Excuse me. Dee Helming in Austin.

39 CHAIRMAN GARNER: Yes, Dee.

40 DEE HELMING: One of the things that we had put in our

1 Austin community plan that even if the roads were closed, all  
2 utility right-of-ways must be maintained for the county and for  
3 the Lander County sewer and water department.  
4 COMMISSIONER STIENMETZ: We already talked about that.  
5 CHAIRMAN GARNER: Yeah, we're discussing --  
6 RYAN COOK: Correct.  
7 DEE HELMING: And if you're going to do all that, make sure  
8 that you have that included in there that all utility  
9 right-of-ways must be maintained.  
10 CHAIRMAN GARNER: Well, that will be if --  
11 COMMISSIONER STIENMETZ: We already talked about --  
12 RYAN COOK: That would be part of the reservation. When we  
13 -- when you, as the county, abandon any lands, there's reserved,  
14 as we just talked about, that easement for utility purposes.  
15 And if it needs to be specifically worded such that the Lander  
16 County sewer and water is named in there, it can be done.  
17 CHAIRMAN GARNER: I -- I'm -- I'm kind of with Dean is if  
18 we're going to give, is there -- is there any money switching  
19 hands --  
20 RYAN COOK: No.  
21 CHAIRMAN GARNER: -- or is this just a give-give thing?  
22 RYAN COOK: I mean, in this --  
23 CHAIRMAN GARNER: We're giving -- we're giving a whole  
24 bunch of land away --  
25 RYAN COOK: Yep.  
26 CHAIRMAN GARNER: -- for little slivers.  
27 RYAN COOK: Yes.  
28 CHAIRMAN GARNER: But what -- what I see, the issue coming  
29 is like with all these red areas you give a whole bunch to these  
30 people and then on up the road, say, three or four blocks, they  
31 don't get as much --  
32 RYAN COOK: Absolutely.  
33 CHAIRMAN GARNER: -- as much as these people got. They're  
34 going to go back and forth and I have problems with that too.  
35 RYAN COOK: It's not going to be equal, I guarantee it.  
36 CHAIRMAN GARNER: What's the county going to give me?  
37 RYAN COOK: Maybe --  
38 CHAIRMAN GARNER: Do you see what I'm trying to say?  
39 RYAN COOK: And it's not always a give either.  
40 CHAIRMAN GARNER: That's going to be a -- but that's what

1 I'm trying to say --  
2 RYAN COOK: Yeah.  
3 CHAIRMAN GARNER: -- is if -- if there's a monetary amount  
4 per square foot? Or what have you --  
5 RYAN COOK: There's been no --  
6 CHAIRMAN GARNER: -- to make it -- to make it equal for the  
7 whole town is I think is --  
8 RYAN COOK: There's no -- there's no such thing.  
9 CHAIRMAN GARNER: Yeah. Well, you're -- we're going to  
10 have a problem with that.  
11 COMMISSIONER STIENMETZ: I have a question.  
12 RYAN COOK: Sure.  
13 COMMISSIONER STIENMETZ: Who owns Lot 1 now? The -- those  
14 little --  
15 LARRY GRUBE: Lot 1's Lander County.  
16 RYAN COOK: That's --  
17 COMMISSIONER BULLOCK: Lander County.  
18 COMMISSIONER STIENMETZ: We own that?  
19 CHAIRMAN GARNER: Yeah.  
20 RYAN COOK: Yep.  
21 COMMISSIONER STIENMETZ: Then why are we -- if we're going  
22 to aban- -- why don't we leave that one big block?  
23 CHAIRMAN GARNER: That's what I'm saying.  
24 COMMISSIONER STIENMETZ: That's what we should do instead  
25 of giving that to the Baptist church. Why does the Baptist  
26 church need that? They've got a lot of property there.  
27 CHAIRMAN GARNER: Well, --  
28 COUNTY CLERK SULLIVAN: I have a question on --  
29 CHAIRMAN GARNER: -- because then you're going to --  
30 COUNTY CLERK SULLIVAN: -- that lot as well.  
31 CHAIRMAN GARNER: Because then the next person next door's  
32 going to ask, well, if you gave them a quarter of a lot, where's  
33 mine?  
34 COMMISSIONER STIENMETZ: Yeah.  
35 RYAN COOK: So what we've done, discussed to date, is we  
36 look at the big picture as far as looking at the Austin Master  
37 Plan and what -- what right-of-ways are there that have no fu-  
38 -- that are currently not being used and have no future  
39 potential to be used as right-of-ways, not -- not -- not any --  
40 for any other county purpose, but it's right-of-ways. And then

1 --  
2 COUNTY CLERK SULLIVAN: Brian and I have a question about  
3 that lot --  
4 RYAN COOK: You bet.  
5 COUNTY CLERK SULLIVAN: -- if I may, please.  
6 RYAN COOK: Okay.  
7 COUNTY CLERK SULLIVAN: Sadie Sullivan, for the record.  
8 And I don't know if Jan can help me, but on that lot there  
9 where the trees --  
10 RYAN COOK: Yes.  
11 COUNTY CLERK SULLIVAN: -- are actually go, isn't that RV  
12 parking? Now are they utilizing --  
13 RYAN COOK: That's correct.  
14 COUNTY CLERK SULLIVAN: -- this right here for RV as well?  
15 JAN MORRISON: To some degree. That's a real -- that's a  
16 drop off.  
17 RYAN COOK: This --  
18 COUNTY CLERK SULLIVAN: Okay. So there's no RVs on that  
19 side?  
20 JAN MORRISON: Probably about a seven- or eight-foot drop  
21 off.  
22 COUNTY CLERK SULLIVAN: Okay.  
23 RYAN COOK: This is a pad right here. And then this is  
24 slope.  
25 COUNTY CLERK SULLIVAN: Okay. So they are not utilizing  
26 that for RV parking?  
27 JAN MORRISON: Possibly.  
28 RYAN COOK: Well, right here they are.  
29 JAN MORRISON: But I don't think legally you could ever put  
30 a road in there because you're not a right angle to Highway 50.  
31 I doubt that -- I won't speak for NDOT. But I doubt they'd ever  
32 let you do an entrance and egress at that point.  
33 COUNTY CLERK SULLIVAN: Okay, I was just wondering if RV  
34 extended on that side as well.  
35 JAN MORRISON: You know.  
36 COUNTY CLERK SULLIVAN: If they're utilizing Lander County  
37 land.  
38 JAN MORRISON: Possibly.  
39 COMMISSIONER MASON: I think as they do each section,  
40 they're looking at, number one, the utility easements. We have

1 to protect those.

2 RYAN COOK: Well, they are.

3 COMMISSIONER STIENMETZ: They are.

4 COMMISSIONER MASON: And then number two, useful land. And  
5 then -- and -- and aligning our-- aligning our infrastructure up  
6 with the -- with our tax assessor.

7 I mean, we're the client.

8 RYAN COOK: You're the client; correct.

9 And you know, you are the -- the majority land owner in the  
10 community of Austin.

11 COMMISSIONER BULLOCK: I mean, I feel you're headed the  
12 right direction. I just want to be --

13 RYAN COOK: I get it.

14 COMMISSIONER BULLOCK: -- careful that we don't give away  
15 all of our land rights, --

16 RYAN COOK: Mm-hm.

17 COMMISSIONER BULLOCK: -- you know, to --

18 COMMISSIONER MASON: Just because --

19 COMMISSIONER BULLOCK: -- all these people.

20 COMMISSIONER MASON: -- it's convenient. Yeah.

21 RYAN COOK: Well, and just re- -- recapping. So, you know,  
22 looking at what right-of-ways are existing that are not  
23 currently being used as a right-of-way. So there's no -- this  
24 land, for example. This. This. This. You know, others are --  
25 this is not currently being used as a right-of-way and has no  
26 future potential to be a right-of-way. So that was what's  
27 slated -- what's proposed to be abandoned. And in part what is  
28 being looked at, is in part, lines of occupation.

29 So occupation -- just if you have the -- the encroachment  
30 here, encroachment here, and other encroachments. This is  
31 actually, yes, this is an encroachment, too. You've got this pad  
32 that's being used as an RV park.

33 TOM GALLAGHER: Could I -- could I put something in?  
34 Tom Gallagher of Summit Engineering.

35 You've got -- as -- as they've stated, Lander County's the  
36 major property owner in Austin.

37 Okay. And one thing that you have to assume, and I'm sure if  
38 Lura was here, she would probably make the point, that none of  
39 those roads pay taxes.

40 So the ones that are unused, unnecessary for any kind of

1 future development, if you transfer them back to a private entity,  
2 a private entity has to pay taxes, which would theoretically,  
3 anywhere else, increase the tax base for Lander County.

4 I just thought I'd interject that.

5 CHAIRMAN GARNER: But -- but --

6 COMMISSIONER BULLOCK: I understand.

7 CHAIRMAN GARNER: But I think -- I think to make it clean,  
8 there needs to be a per -- per square foot. If we encroach into  
9 somebody's -- I think Lander County should pay them for their  
10 land. If they encroach into ours and they want to give up that  
11 right, we should pay them. I think there should be -- it  
12 shouldn't just be a free free, just a big messy -- because we're  
13 going to -- I guarantee you, somebody might end up with a big  
14 old chunk to make things clean. I understand where you're  
15 going. I think it's right. But if there was an agreement  
16 between everybody that here is -- if you want to buy this from  
17 the county to make your line clean and to make this boundary  
18 correct, I think there should be -- and if there's a corner of  
19 their lot that they're giving away, well, that would -- that  
20 would come off the balance of what they're going to purchase or  
21 we're going to give to them. And if we're -- and if we're  
22 taking a bunch of their land to make our roads correct, I think  
23 we should in turn then pay them back. That would make it --  
24 that would make it fair for the whole town. Not -- I mean, it  
25 needs to be fair. And if we have to put per square foot --

26 RYAN COOK: Yeah, I --

27 CHAIRMAN GARNER: -- monetary amount --

28 RYAN COOK: That's --

29 CHAIRMAN GARNER: -- or something like that.

30 RYAN COOK: That may be an option. It just -- until today  
31 has never been discussed since --

32 CHAIRMAN GARNER: But you see where I'm coming from?

33 RYAN COOK: I do. And I --

34 CHAIRMAN GARNER: Because if --

35 RYAN COOK: And I've said from day one, this is not a fair  
36 project, --

37 CHAIRMAN GARNER: Yeah.

38 RYAN COOK: -- that there will be instances like this first  
39 phase where there's more give than take.

40 CHAIRMAN GARNER: But then it gives that landowner that

1 maybe is on the encroaching, it gives them the opportunity to  
2 buy that from the country for one fair market price this time.  
3 I want to redo my lot adjustment or whatever. But I want to  
4 obtain that and clean up my lines. And -- and that is  
5 ultimately in the end their property.

6 RYAN COOK: Yeah, it -- I don't know -- I don't know --

7 CHAIRMAN GARNER: That's just my --

8 RYAN COOK: -- how you --

9 CHAIRMAN GARNER: That's just my own personal --

10 RYAN COOK: -- eval- -- how you put value. I mean, you  
11 know, I can give you square footages and give it to an  
12 appraiser, --

13 CHAIRMAN GARNER: And that's what we --

14 RYAN COOK: -- but that could con- -- potentially, royally  
15 convolute all this.

16 CHAIRMAN GARNER: And I -- and I think something like that  
17 would be, to me, would be -- because some of it's steep, some of  
18 it's not useable.

19 RYAN COOK: Yeah. Exactly.

20 CHAIRMAN GARNER: Some of it's useable. If we came up with  
21 an average across the board for the whole town what a square  
22 foot is, something like that I think would be fair. But that's  
23 --

24 RYAN COOK: So --

25 CHAIRMAN GARNER: -- just my own personal opinion.

26 COMMISSIONER WAITS: Along --

27 RYAN COOK: Okay --

28 COMMISSIONER WAITS: Along with that, let me just interject  
29 here.

30 I understand where you're coming from Brian. And my  
31 question is: Could we go ahead with this and finish it and then  
32 discuss how we're going to do that with the cost? I would like  
33 to see us do that later. I would like to see them continue with  
34 where we are. And once we look, we may have the agreement of  
35 everybody. We may not have to do that. Because one of my  
36 concerns if you say, oh, look, you've got your home in the  
37 middle of our road so you owe us a thousand dollars.

38 RYAN COOK: I don't have a thousand dollars.

39 COMMISSIONER WAITS: How would they come up with that? I  
40 mean, --

1 CHAIRMAN GARNER: Well, they wouldn't get the -- they  
2 wouldn't -- if they didn't come up with the money, that's fine.  
3 But they wouldn't get their lines readjusted correctly to match.  
4 COMMISSIONER WAITS: For the -- for the legal part of it?  
5 CHAIRMAN GARNER: Exactly.  
6 COMMISSIONER WAITS: I -- I would still like to see if --  
7 if we're okay with that, then we can discuss that much later  
8 after this has been continued.  
9 COMMISSIONER STIENMETZ: Yeah.  
10 COMMISSIONER WAITS: Because I think since this is your  
11 first one, I -- I think it's really good to clarify what you  
12 have done. And I understand Dean's concern because we don't  
13 want to give away a nice plot that we could use. But I don't  
14 think that's where we're going.  
15 And -- and looking at this does not reflect that it's  
16 totally unbuildable and it isn't any good to us.  
17 So are we going to let them buy it?  
18 Now, if they don't have a structure in the middle, they may  
19 not want to buy it. So those are all things we'll look at  
20 later.  
21 But is it okay for us to go ahead and whatever they need to  
22 continue with this?  
23 Because this is going to be a very intense discussion and,  
24 of course, we have to have a public meeting on it and the whole  
25 thing.  
26 CHAIRMAN GARNER: Well, I think --  
27 COMMISSIONER WAITS: So --  
28 CHAIRMAN GARNER: I think they got everything they need;  
29 don't they?  
30 RYAN COOK: Yeah.  
31 COMMISSIONER BULLOCK: Just an update.  
32 RYAN COOK: We're not here for --  
33 CHAIRMAN GARNER: This is just an update. It's just an  
34 update.  
35 RYAN COOK: This is an update only.  
36 COMMISSIONER WAITS: Right.  
37 RYAN COOK: So, I mean --  
38 COMMISSIONER WAITS: No. No. I meant with your concerns  
39 that we will, you know, continue on that level.  
40 COMMISSIONER STIENMETZ: Yeah.

1 CHAIRMAN GARNER: I'm good.

2 RYAN COOK: You know, the -- the reason -- one of the  
3 reasons this was selected as the pilot area was because of the  
4 mutual agreement with the owners. And in turn, which is  
5 directly related to, because it's more of a -- a give on the  
6 county's part than a take, which is not going to be the case  
7 always.

8 COMMISSIONER WAITS: No, it's not.

9 RYAN COOK: So -- and it's not always going to be mutual.  
10 And so Brian's concern and valuation on property, I guarantee  
11 you is going to come up --

12 CHAIRMAN GARNER: Mm-hm.

13 RYAN COOK: -- at some stage in this process.

14 CHAIRMAN GARNER: And I think that's the only way it would  
15 be a fair give and take --

16 COMMISSIONER STIENMETZ: Yeah.

17 CHAIRMAN GARNER: -- if there was a monetary amount per squ  
18 -- you know.

19 RYAN COOK: Yeah, but like you said, you've got flat land  
20 and sloped land --

21 CHAIRMAN GARNER: But if --

22 RYAN COOK: -- and so if they appraise --

23 CHAIRMAN GARNER: if -- if -- yeah. It would be for  
24 further discussion. If you came up with one price per square  
25 foot for the whole town that was an average of and then that  
26 would give each and every landowner a fair and equal opportunity  
27 to buy or to return the land.

28 COMMISSIONER WAITS: Well, those are things we're going to  
29 have to go --

30 CHAIRMAN GARNER: Yeah.

31 COMMISSIONER WAITS: -- into a great detail, because some  
32 land is worth more than the other piece of land. I mean, some  
33 is prime land and some --

34 COMMISSIONER MASON: Well, some is too steep to work with.

35 COMMISSIONER WAITS: That's definitely another discussion.  
36 Absolutely.

37 COMMISSIONER STIENMETZ: Yeah.

38 COMMISSIONER WAITS: And let's move on.

39 COMMISSIONER STIENMETZ: So let's just (indiscernible).

40 COMMISSIONER MASON: I think what you guys have come to us

1 for this morning is to say, basically, this is the way we would  
2 like to proceed?  
3 COMMISSIONER STIENMETZ: Right.  
4 RYAN COOK: Yes. This is the -- we're calling it the pilot  
5 area.  
6 COMMISSIONER MASON: Yeah. And this works out pretty good  
7 for your work as well as negotiating with each of the owners,  
8 right?  
9 LARRY GRUBE: Yes, sir.  
10 RYAN COOK: Correct.  
11 COMMISSIONER MASON: Now, what's not shown on here is  
12 topography. So we don't really know --  
13 RYAN COOK: Yeah.  
14 COMMISSIONER MASON: -- how steep --  
15 COMMISSIONER STIENMETZ: Right.  
16 COMMISSIONER MASON: -- everything is and --  
17 RYAN COOK: Correct.  
18 COMMISSIONER MASON: -- how bad. But I know a lot of this  
19 land is --  
20 RYAN COOK: Most of this.  
21 COMMISSIONER MASON: -- up and down?  
22 RYAN COOK: Most.  
23 COMMISSIONER MASON: Yeah. So I think what we want to do  
24 here is -- is --  
25 COMMISSIONER STIENMETZ: Continue.  
26 COMMISSIONER MASON: -- to see if we can get an agreement  
27 with you as far -- you know, that we're in support of doing it  
28 this way.  
29 RYAN COOK: Right. Doing it the -- what -- how Larry gave  
30 you the two examples. Either -- we're proposing to go with that  
31 merge -- that mapping process, the gray border around this whole  
32 site, the merger and resubdivision where we're wiping the slate  
33 clean and putting everything back on the ground, as opposed to a  
34 bunch of piecemealing --  
35 COMMISSIONER STIENMETZ: Right.  
36 RYAN COOK: -- abandonments and dedications. And you're  
37 left with all those old lot lines. So that's --  
38 COMMISSIONER WAITS: It looks --  
39 RYAN COOK: -- that's -- and that's what we discussed with  
40 Lura a few weeks ago and Jan as well.

1 COMMISSIONER MASON: Have you been in touch with Lura since  
2 that meeting?

3 RYAN COOK: We gave her an -- we've -- a couple times have  
4 included an update, a letter format to let her know who -- who  
5 mostly Larry's been talking to specifically.

6 COMMISSIONER MASON: Because, to me, that's really  
7 important just to stay hand in hand.

8 RYAN COOK: Yes. And we agreed -- during that last  
9 meeting, we agreed that we will continue to give her updates on  
10 a regular basis of spe- -- you know, specifics. You know, we  
11 talked to these owners and we agree -- tentatively agreed to  
12 this. And we're planning to go forward and bring this block to  
13 the commission for abandonment, for examples.

14 CHAIRMAN GARNER: Thank you.

15 COMMISSIONER STIENMETZ: Thank you.

16 COMMISSIONER WAITS: What kind of a time frame are you on  
17 do you think, to complete a town like this?

18 RYAN COOK: Did you tell them next week already? About the  
19 overall week?

20 COMMISSIONER WAITS: Just roughly.

21 LARRY GRUBE: Oh. We are going to put -- a -- basically,  
22 we've created a -- it's kind of a private website so we could  
23 communicate with the owners down there.

24 But at the same time, we understand that, you know,  
25 sometimes you have owners that call up and they don't have  
26 access to the web.

27 So we fully anticipate having to send out hard copies. But  
28 we're going to update that page next week that will show,  
29 basically, where we think we should be at with the entire, the  
30 entire set of right-of-ways.

31 And, you know, because we've -- we've -- we had a lot of  
32 input at the town meeting. And it's like I said, a lot of  
33 revisiting with the original town committee.

34 RYAN COOK: So --

35 COMMISSIONER WAITS: Okay. Okay.

36 MITESHELL LANHAM: Sorry.

37 COMMISSIONER WAITS: That's okay. Got it.

38 RYAN COOK: So we're moving -- we're going to be working  
39 with potentially the DA's office as far as the abandonment  
40 portion of the language and come to you as soon as possible with

1 this area is what you're going to see first.

2 And that -- that approval will be contingent upon the map.  
3 So unlike other abandonments, where you agree to it, it's not  
4 going to be effective until the map records. And that's what  
5 we'll work out on with the legal side, how to accomplish that.

6 CHAIRMAN GARNER: Thanks, guys.

7 RYAN COOK: Thank you.

8 COMMISSIONER STIENMETZ: Thank you.

9 COMMISSIONER WAITS: Thank you.

10 COMMISSIONER MASON: Thank you.

11 COMMISSIONER BULLOCK: Thank you.

12  
13 **15) Discussion for possible action regarding the current**  
14 **conditions at the Lander County Animal Shelter, and other**  
15 **matters properly related thereto.**  
16

17 CHAIRMAN GARNER: We're going to skip now to agenda number  
18 15, discussion for possible action regarding the current  
19 conditions at the Lander County animal shelter, and other  
20 matters properly related thereto.

21 Ron, would you like to present this? Or is it -- Jim, do you  
22 have background for us on the --

23 SHERIFF RON UNGER: I did not put this on the agenda,  
24 number one. So I'm here to answer any questions you have.

25 JIM OLSON: I got calls -- to start out with me -- a couple  
26 of weeks ago when there were concerns about the dogs getting  
27 immunization shots, I guess, in the -- in the kennel.

28 They came in.

29 And the sheriff, I guess, it was donated. The vaccine was  
30 donated to the -- to the county. But it was an issue about  
31 legality of being able to inject it. And I think that finally  
32 got resolved when Angie gave approval to go ahead and allow them  
33 to be immunized.

34 SHERIFF RON UNGER: That's correct.

35 JIM OLSON: And you asked about the current status. I know  
36 I've had talks with Patty [sic] about vetting for the dogs and  
37 making sure they have water and food and our costs involved in  
38 maintaining all this and trying to get the dogs, get a judge to  
39 release them possibly to being into foster homes in the interim  
40 period. But that doesn't seem -- I didn't see anything get

1 developed from that at all. So I guess we're kind of stuck. As  
2 I underst- -- as I see it, we're stuck with them being in the  
3 kennels until this court matter can be resolved.

4 COMMISSIONER BULLOCK: Well, according to the letter that's  
5 in our packet here. She must be content with the issues. I  
6 don't see her here.

7 Because it said if the issues aren't resolved, then she  
8 would like to be on the agenda. I don't see her here. So I  
9 don't even see why we're going further with this, because of her  
10 concerns, she's not here to put forth. And so I move we go on.

11 COMMISSIONER WAITS: It did mention on here that she wasn't  
12 able to make this one. So I'm sorry that we didn't put it on an  
13 agenda that she could actually make.

14 However, there are still some concerns, as a county, that I  
15 would like to see us address. One is that we are temporary  
16 shelter. And that means that our dogs come in and hopefully  
17 they find homes. And they go back to where they belong. If  
18 not, then, we have arrangements with other no-kill pet shelters  
19 that actually take them. And that's been going on wonderfully  
20 for some time.

21 All of sudden, we end up with this kind of a case in front  
22 of us where the people are coming to court. And we have 20 dogs  
23 that are actually in good shape that we have had almost a couple  
24 months now.

25 Now with that, our county is not prepared to take care of  
26 that number of dogs. When I visited not too long ago, we had 31  
27 dogs in -- in our pens. Because we not only had the 20 dogs  
28 that we cannot foster out, but we also had other dogs that we  
29 were taking in the interim.

30 Yes, we got the distemper and parvo handled, fortunately.  
31 That was wonderful. But I have a real concern with what our  
32 shelter is doing and how long we are going to have these dogs.

33 Number one, we did have some beds, some like Kevlar beds  
34 that are up off the cement. And they were broken. Because last  
35 year I've been there to see where we were with our beds and --  
36 and they were fine. And our sheriff took those and is ordering  
37 parts. I don't know if they're in and fixed yet or not, Ron?

38 SHERIFF RON UNGER: Parts are on order. We do have more  
39 beds on order also.

40 COMMISSIONER WAITS: Great.

1           SHERIFF RON UNGER: So --

2           COMMISSIONER WAITS: Thank you. So the bed will -- so and  
3 I mean that is an issue. And -- but it takes time to handle all  
4 of it. And I know people have had misconceptions about what is  
5 happening, and I wanted that addressed.

6           The other one is: Do we need, because of the situation out  
7 there, do we need a temporary shelter manager for -- I mean, we  
8 may have these dogs for six months by the time we're through.  
9 We don't know.

10          The dogs are in -- in wonderful care. They look in  
11 wonderful, you know, condition. But they definitely need  
12 interaction, and they need to be able to run. And we have no  
13 way to do this.

14          Don't look at me like that.

15          I mean, they're better off than they were perhaps. And  
16 that's probably an understatement.

17          But could we look at something that would -- the way our  
18 shelter is, maybe we can add a dog run. That would be wonderful  
19 to have. Why not? Those are things that we're going to have to  
20 look at, because we're going to responsible for some time.

21          It came before the judge. And we were hoping the judge  
22 would let us foster them out. And they didn't. He didn't  
23 address that. So we know it's going to be down the road. The  
24 people pleaded not guilty to animal abuse, even though many had  
25 died because they were malnourished and underfed and horrible  
26 situation.

27          But it's our county shelter. And I'd like to see us look  
28 at this a little bit better. So if we don't have it in the  
29 budget for perhaps -- and I don't know what it would cost to do  
30 a dog run.

31          CHAIRMAN GARNER: It's free when you go out there after the  
32 meeting and -- with leashes.

33          COMMISSIONER WAITS: No, we cannot. No, we cannot.

34          CHAIRMAN GARNER: Yeah, I know. That's the problem.

35          COMMISSIONER WAITS: You know what, volunteers know.  
36 Volunteers have been stopped from going out. We actually -- I  
37 remember a period of time ago where the high school kids used to  
38 be able to take on community projects.

39          I sat on the hospital board with Jeff Nester. And I  
40 remember his daughter had a project at the shelter. You just

1 sign the waiver and go out and help us. That is not being done  
2 anymore. That is not something that volunteers can do.

3 And with that, we can't even walk the dogs, because they  
4 are somebody else's property in our care. And so we can't even  
5 go over there and take them out for a walk.

6 So I think we need to look at something else more  
7 seriously. I think -- and like I said, I don't know what a dog  
8 run would run, maybe 7,000. Because you don't have to do only  
9 one side and the two ends, because --

10 CHAIRMAN GARNER: What if the -- what if the dog gets hurt  
11 in the run?

12 COMMISSIONER WAITS: What if the dog gets hurt in the  
13 kennel? I mean.

14 CHAIRMAN GARNER: Well, but I mean -- that's what I mean is  
15 -- but that's why the kennel is contained.

16 COMMISSIONER WAITS: We aren't putting anything in there  
17 except the fencing. That's all. That's what the dog run is is  
18 fencing.

19 So I -- I think this is important that we look at that.  
20 Perhaps a shelter manager temporarily, if we're going to --

21 SHERIFF RON UNGER: I don't --

22 COMMISSIONER WAITS: -- keep them this long.

23 SHERIFF RON UNGER: I don't agree with the shelter manager,  
24 number one. We're not budgeted for that.

25 We do have our animal control. She is on medical at this  
26 time point in time. But when -- with the animal control people  
27 that I have, they're very capable to take care of the dogs as --  
28 as they're out there.

29 As far as hiring somebody to manage these people, my animal  
30 control, the sergeant's over those. So I don't know what an  
31 animal control manager -- I think it would be a cost we don't  
32 need.

33 This is once in twelve years we've had this many dogs. You  
34 know, we -- we -- I can't tell you when that will ever happen  
35 again. So we do; we have 20 dogs. It's been a burden on us,  
36 but we've made it through it. But as far as having a manager  
37 out there, I honestly, I'd have to sit down and have some  
38 dialogue on that. I don't see any --

39 COMMISSIONER WAITS: Well, the reason I suggested it was  
40 because our animal control officers, number one, the main one is

1 off and has been off --  
2 SHERIFF RON UNGER: Correct.  
3 COMMISSIONER WAITS: -- for several weeks. So we have one  
4 part-time, right?  
5 SHERIFF RON UNGER: Correct.  
6 COMMISSIONER WAITS: Okay. And that's three days a week.  
7 And I know you are handling the situation, but I also think  
8 that that might be a burden. And if we had somebody out there  
9 with that many dogs all the time, they could be interacting with  
10 the dogs. And our animal control people are supposed to be  
11 doing other things.  
12 SHERIFF RON UNGER: Well, part of their --  
13 COMMISSIONER WAITS: Let's face it, they're not at the  
14 shelter.  
15 SHERIFF RON UNGER: -- duties are to feed and water and  
16 caring for these animals. And also on the -- my full-time  
17 animal control, you're right, they have to be out there taking  
18 care of the dogs on the street. But, like I said, usually --  
19 and I do have my animal control officer here with me -- without  
20 these 20 dogs out there, we would only have six or eight at  
21 time. So --  
22 COMMISSIONER WAITS: And then temporarily.  
23 SHERIFF RON UNGER: And that would be temporarily up to  
24 seven days, and then we adopt them out. So you've got another  
25 person sitting out there, possibly not doing anything. I think  
26 it would be too much of an expense to the county. I do have  
27 sergeants that oversee that. That's my opinion at this point in  
28 time.  
29 COMMISSIONER WAITS: It's -- it's -- and that's what you're  
30 here for, Ron, because we appreciate that. And I only meant  
31 temporarily while we are in this situation.  
32 SHERIFF RON UNGER: Oh, okay, I thought that you meant  
33 full-time --  
34 COMMISSIONER WAITS: No, no, no, no.  
35 SHERIFF RON UNGER: -- animal control manager.  
36 COMMISSIONER WAITS: No. No. I'm fine with the way it's  
37 always been. This is a critical situation for us that could be  
38 ongoing for several months.  
39 SHERIFF RON UNGER: It could be.  
40 COMMISSIONER WAITS: And so --

1 SHERIFF RON UNGER: That's absolutely correct.  
2 COMMISSIONER WAITS: -- I'm looking at some other ways to  
3 relieve. And those were just suggestions that I think we should  
4 look at. That's all.  
5 COMMISSIONER MASON: A dog run, you know, like a gated dog  
6 run would be a permanent structure. Would that help?  
7 CHAIRMAN GARNER: We're off the subject.  
8 SHERIFF RON UNGER: Go ahead. I'm sorry.  
9 COMMISSIONER MASON: Would a dog run help?  
10 SHERIFF RON UNGER: I'm not opposed to a dog run. I did  
11 not budget for anything for a dog run to be very honest --  
12 COMMISSIONER MASON: Well, understood but I, you know, this  
13 is --  
14 CHAIRMAN GARNER: We can't -- Dave, we're done.  
15 SHERIFF RON UNGER: I --  
16 CHAIRMAN GARNER: We're talking about current conditions,  
17 not future additions.  
18 SHERIFF RON UNGER: Okay.  
19 CHAIRMAN GARNER: You're off the subject.  
20 SHERIFF RON UNGER: Something we can look at.  
21 CHAIRMAN GARNER: If you want to put it --  
22 COMMISSIONER WAITS: Thank you.  
23 CHAIRMAN GARNER: -- back on.  
24 Anything else on that?  
25 (No comment.)  
26 CHAIRMAN GARNER: Moving on.  
27 SHERIFF RON UNGER: Thank you, very much.  
28 CHAIRMAN GARNER: Back to --  
29 COMMISSIONER BULLOCK: Thank you.  
30 COMMISSIONER WAITS: Thank you, Ron.  
31 COMMISSIONER BULLOCK: We appreciate your efforts.

32

33 Items 10 and 11 deferred.

34

35 CHAIRMAN GARNER: Back to number ten. And we'll take a --  
36 Number 10 will be deferred.  
37 And number 11 will be deferred.  
38 COMMISSIONER WAITS: I do have a comment on that though.  
39 Yes.  
40 COMMISSIONER STIENMETZ: On what?

1 CHAIRMAN GARNER: On?  
2 COMMISSIONER WAITS: Under the airport, I have a comment  
3 while we -- I know we're deferring it.  
4 CHAIRMAN GARNER: It's --  
5 COMMISSIONER WAITS: But I have a question. Want to take  
6 that first?  
7 CHAIRMAN GARNER: No, you can't. It's deferred.  
8 Ten is deferred.  
9 Eleven is deferred.  
10 We'll move on to 12 after we come back from a ten-minute  
11 recess.

12  
13 (Break taken between 11:06 a.m. and 11:15 a.m.)

14  
15 CHAIRMAN GARNER: Call the meeting back to order.

16  
17 (Gavel used.)

18  
19 CHAIRMAN GARNER: That works.

20  
21 **12) Discussion for possible action regarding approval/disapproval**  
22 **of the Mt. Lewis Radio Space License Agreements between**  
23 **Lander County and the following entities: a) Coach America;**  
24 **b) John Davis Trucking Company, Inc.; c) Southwest Gas**  
25 **Corporation; and other matters properly related thereto.**

26  
27 CHAIRMAN GARNER: Number twelve, discussion for possible  
28 action regarding approval/disapproval of the Mt. Lewis Radio  
29 Space License Agreement between Lander County and the following  
30 entities: a) Coach America; b) John Davis Trucking Company,  
31 Incorporated; c) Southwest Gas Corporations; and other matters  
32 properly related thereto.

33 JIM OLSON: I just had a discussion with New Nevada Lands.  
34 And we apparently, they sent us a letter saying that we were  
35 trespassing.

36 We have an -- a lease agreement with, I guess, BLM. But  
37 there's a part of that where they access that road, I think,  
38 about it's 5,000 feet -- I think it's 5,000 feet that we travel  
39 across that's their territory, their property.

40 So they're going to rewrite and get us a -- a -- what do

1 you call it? -- an access way,  
2 CHAIRMAN GARNER: Mm-hm.  
3 JIM OLSON: -- approved through BLM.  
4 CHAIRMAN GARNER: Wow.  
5 COMMISSIONER MASON: An easement?  
6 JIM OLSON: And it's supposed to come back to us.  
7 COMMISSIONER BULLOCK: Who is this?  
8 JIM OLSON: This is New Nevada Lands.  
9 CHAIRMAN GARNER: On our -- on our tower up there?  
10 JIM OLSON: It talks about the -- it has recently come to  
11 our attention, a Bureau of Land Management issue to Lander  
12 County the rights to use for the purpose of communication site  
13 approximately, blah blah blah, .115 acres of land within Section  
14 12 Township 29 North Ridge, four -- ridge 45 East.  
15 CHAIRMAN GARNER: We can't -- Jim, we can't talk about  
16 that. This is just for action regarding on the space license  
17 agreements. That will have to be another agenda item.  
18 JIM OLSON: It's just --  
19 CHAIRMAN GARNER: And it's not in the packet.  
20 JIM OLSON: Pardon?  
21 CHAIRMAN GARNER: That's not in the packet. This is just  
22 for license agreements.  
23 JIM OLSON: Yeah, well, I'm just saying that's trying to go  
24 back to the license agreement. We got a letter, but the people  
25 that own --  
26 CHAIRMAN GARNER: But that's a different -- but that's a  
27 different --  
28 JIM OLSON: Okay.  
29 CHAIRMAN GARNER: All together, that's different.  
30 COMMISSIONER STIENMETZ: It has nothing to do with this.  
31 CHAIRMAN GARNER: Nothing to do with this. We will have to  
32 address that though.  
33 JIM OLSON: It will be a separate -- I'll have to put it on  
34 the next agenda, I guess.  
35 CHAIRMAN GARNER: Do I have any --  
36 COMMISSIONER WAITS: In light of that, would that affect --  
37 actually us making a decision on number 12? Or do we need to  
38 defer that?  
39 CHAIRMAN GARNER: Nope.  
40 JIM OLSON: You got -- yes, you need to defer it, I think,

1 until this is resolved.  
2 CHAIRMAN GARNER: It has nothing to do with that.  
3 COMMISSIONER WAITS: Okay.  
4 CHAIRMAN GARNER: This is rack space. This is rack space  
5 in the building. They can't just take the buil- --  
6 COMMISSIONER WAITS: Now, is --  
7 CHAIRMAN GARNER: They can't just take --  
8 COMMISSIONER WAITS: -- this a renewal actually?  
9 CHAIRMAN GARNER: They can't take the building down. These  
10 are just renewals for rack space for --  
11 COMMISSIONER WAITS: Okay.  
12 CHAIRMAN GARNER: -- radio communication.  
13 COMMISSIONER WAITS: Then my question is: Has the cost  
14 gone up --  
15 CHAIRMAN GARNER: No.  
16 COMMISSIONER WAITS: -- for them?  
17 It just stays the same?  
18 CHAIRMAN GARNER: Mm-hm.  
19 COMMISSIONER WAITS: The equipment is already there?  
20 CHAIRMAN GARNER: Yes.  
21 COMMISSIONER STIENMETZ: Correct.  
22 JIM OLSON: Everything's existing.  
23 COMMISSIONER BULLOCK: Just rental.  
24 CHAIRMAN GARNER: Just rental.  
25 COMMISSIONER WAITS: Okay.  
26 CHAIRMAN GARNER: A yearly contract that they use rack  
27 space for radio communications.\*  
28 COMMISSIONER WAITS: Okay.  
29 COMMISSIONER BULLOCK: I make a motion the commission  
30 approve the Mt. Lewis Radio Space License Agreement for Lander  
31 County and the following entities: Coach America, John Davis  
32 Trucking Company Incorporated, Southwest Ga -- Gas Corporation,  
33 and authorize the chair to sign.  
34 COMMISSIONER STIENMETZ: I'll second the motion.  
35 CHAIRMAN GARNER: Any public comment?  
36 COMMISSIONER WAITS: I have one question. And it said the  
37 DA actually did go over this, Nicole?  
38 DEPUTY DISTRICT ATTORNEY TING: Correct.  
39 COMMISSIONER WAITS: Right? Okay. On page number four,  
40 however, it says, "Access to the radio site must be arranged for

1 through the Lander County Manager's Office."  
2 And since it's not a Lander County manager, it's a Lander  
3 County executive director, I wondered why we didn't change that.  
4 Is that a big deal anywhere since he's not, according to the NRS,  
5 a county manager?  
6 JOE LINDSEY: May I comment?  
7 COMMISSIONER WAITS: Legally?  
8 JOE LINDSEY: May I comment?  
9 DEPUTY DISTRICT ATTORNEY TING: He had a comment.  
10 JOE LINDSEY: Joe Lindsey, Building Department.  
11 I've been working with Rob Quick sheriff's office.  
12 I'm kind of in charge of keeping track of the all the --  
13 the contractors, subcontractors that need to gain access to the  
14 Mt. Lewis communication station.  
15 And I've got -- I sent out a request to update this contact  
16 list about a month ago. And I've been getting replies. I'm  
17 waiting on two more replies from contractors to update this  
18 list.  
19 In order for the contractors to gain access to the Mt.  
20 Lewis communications center, they have to go to the sheriff's  
21 office dispatch to check out the keys. So the sheriff's office  
22 dispatch holds the keys for that communication location.  
23 COMMISSIONER WAITS: Yes, that's further down in the  
24 contract.  
25 JOE LINDSEY: Okay. So -- but anyway, myself --  
26 CHAIRMAN GARNER: What does that have to do with --  
27 JOE LINDSEY: -- and Robert Quick have been working  
28 together on this for ten years. I'm kind of responsible for  
29 maintaining that updated contractor list.  
30 So every few years I send out a notice and get that done.  
31 So just FYI.  
32 COMMISSIONER WAITS: Thank you. My question was just on  
33 the terminology.  
34 COMMISSIONER BULLOCK: Mm-hm.  
35 COMMISSIONER WAITS: That's all.  
36 CHAIRMAN GARNER: And I -- personally, I don't see a  
37 problem with the terminology. Whoever's managing the county,  
38 whether it's an executive director, county manager, office  
39 manager. It's just whosoever's managing the county.  
40 COMMISSIONER WAITS: Okay. I -- I had questioned because

1 county manager, according the NRS, is a whole different thing.  
2 And I wanted to make sure --

3 COMMISSIONER BULLOCK: But it doesn't say county manager.  
4 It just says the manager, right?

5 CHAIRMAN GARNER: Manager of the facility.

6 COMMISSIONER WAITS: No, it says Lander County manager.

7 COMMISSIONER BULLOCK: Yeah.

8 COMMISSIONER WAITS: So -- okay.

9 CHAIRMAN GARNER: But it would be whatever manager --

10 COMMISSIONER WAITS: Okay. I'm cool.

11 CHAIRMAN GARNER: -- we put to oversee that site. All  
12 those in favor?

13 Aye.

14 COMMISSIONER MASON: Aye.

15 COMMISSIONER WAITS: Aye.

16 COMMISSIONER STIENMETZ: Aye.

17 COMMISSIONER BULLOCK: Aye.

18

19 13) Discussion for possible action regarding Senate Bill 374  
20 concerning medical marijuana establishments; options for  
21 drafting an ordinance that would change Lander County Code  
22 concerning opening a medical marijuana establishment in  
23 Lander County; and other matters properly related thereto.  
24

25 CHAIRMAN GARNER: Discussion -- thirteen -- discussion for  
26 possible action regarding Senate Bill 374 concerning medical  
27 marijuana establishments; options for drafting an ordinance that  
28 would change Lander County Code concerning opening a medical  
29 marijuana establishment in Lander County; and other matters  
30 properly related thereto.

31 Do you have something for us, Ms. Ting.

32 DEPUTY DISTRICT ATTORNEY TING: It's basically whatever you  
33 guys want to do.

34 CHAIRMAN GARNER: But we were waiting on -- have they made  
35 their decision from the -- the judges or the -- we were waiting  
36 on some -- you guys were going to give us some --

37 DEPUTY DISTRICT ATTORNEY TING: Yes, so basically we can  
38 discuss if you guys, whatever questions you have.

39 CHAIRMAN GARNER: You can now?

40 DEPUTY DISTRICT ATTORNEY TING: Yes.

1 COMMISSIONER WAITS: Okay, in going through the other  
2 counties, I see there's only one, Lyon County, that actually has  
3 prohibited this in their county. There's a couple of them that  
4 actually have put a moratorium on it for a period of time. And  
5 the rest of them is all under --  
6 COMMISSIONER STIENMETZ: Review.  
7 COMMISSIONER WAITS: -- they're -- yeah, under review.  
8 Right.  
9 My personal opinion is I still have a real problem because  
10 federally it's against the law.  
11 And regardless of what the state did, the feds can do all  
12 kinds of things. And they -- some of their bills that are in  
13 Congress now about if the state does something differently that  
14 they can withhold some of their funding for different things.  
15 So I would like to see us turn it down.  
16 I don't want to be in violation of federal law as a county  
17 precedent.  
18 CHAIRMAN GARNER: You would like to write something to that  
19 effect --  
20 COMMISSIONER STIENMETZ: Yeah, to --  
21 CHAIRMAN GARNER: -- and put it into the code?  
22 COMMISSIONER WAITS: Not personally, I don't.  
23 CHAIRMAN GARNER: Is that what you're saying?  
24 COMMISSIONER WAITS: I think, we should, as a county, to  
25 prohibit it. Yes.  
26 CHAIRMAN GARNER: So what I'm trying to say is you want to  
27 change the code to --  
28 COMMISSIONER WAITS: To prohibit establishments --  
29 CHAIRMAN GARNER: -- prohibit.  
30 COMMISSIONER WAITS: -- in our county.  
31 COMMISSIONER MASON: I see another option here. We could  
32 just take no action.  
33 COMMISSIONER WAITS: Not forever you can't. You've got to  
34 make a decision some time.  
35 COMMISSIONER MASON: Well, we could put it off. We don't  
36 have to do anything.  
37 COMMISSIONER BULLOCK: Morally, I -- you know, I am totally  
38 against --  
39 COMMISSIONER MASON: So am I.  
40 COMMISSIONER BULLOCK: -- the whole marijuana deal. But

1 you're talking a medical issue here.  
2 And these people are given medical cards.  
3 Now, they can either get it here or they can get it  
4 elsewhere.  
5 If we want them to go to California and buy it there, the  
6 revenue goes to California.  
7 So I -- I'm just saying, we got to look at all the options  
8 here, because they legally, and according to the federal, can have  
9 a medical marijuana --  
10 COMMISSIONER STIENMETZ: Card.  
11 COMMISSIONER BULLOCK: -- card and they can go buy it.  
12 That is within their rights.  
13 So they're going to get it one way or another.  
14 So to say I'm for it, not necessarily. To stay I'm against  
15 it, I can't say that I understand where this is coming from that  
16 they have that right to go buy it if they've been issued a medical  
17 card. It is a prescription from their doctor.  
18 CHAIRMAN GARNER: Well, and I would like to interject into  
19 that too is we have -- that's something that would have to come  
20 in front of us anyway to approve, --  
21 COMMISSIONER STIENMETZ: Right.  
22 CHAIRMAN GARNER: -- just like liquor licenses and that.  
23 We can then, at that time, address the issue.  
24 We don't -- because there is other issues of revolving that  
25 whole medical marijuana thing.  
26 Anything that would -- somebody that did want to do that,  
27 because -- would have to, you know, it's a special use. It's a  
28 special permit that has to come in front of this board.  
29 COMMISSIONER WAITS: I think --  
30 CHAIRMAN GARNER: You can deny it at that time.  
31 COMMISSIONER STIENMETZ: Right.  
32  
33 (Telephone: If you'd like to make a call, please hang up and  
34 try ...)  
35  
36 COMMISSIONER BULLOCK: Hold that thought.  
37  
38 (Reestablishing communication with Austin.)  
39  
40 MITESHELL LANHAM: Commissioners office. Miteshell

1 speaking.

2 COUNTY CLERK SULLIVAN: We lost you.

3 MITESHELL LANHAM: Yeah.

4 COUNTY CLERK SULLIVAN: Thank you.

5

6 COMMISSIONER WAITS: I understand what you're saying,  
7 Commissioner, but the situation is basically money for the  
8 county.

9 Wherever that they're having marijuana establishments for  
10 this sale, there seems to be the big bucks. In fact, I understand  
11 it's quite high that many of them are going outside and buying it  
12 under the table because it's a lot less expensive than the  
13 establishments.

14 But when you read the information of what's going on in  
15 Clark County, there's a lot of big, heavy hitters behind big,  
16 corporate executives that are now financing this because of the  
17 money situation.

18 So if Lander County decided to do this, the only thing I  
19 could think of would be we're doing it because we can make  
20 money. And that's not good enough for me. I don't think we  
21 should have it in our county.

22 I understand what Commissioner Bullock is saying. And they  
23 can still buy it in the State of Nevada. We have to go to Reno  
24 for different things. You have to go to Las Vegas for different  
25 things so -- and they can still order it.

26 So I'd like to see us make a decision one way or the  
27 another. If you want to prohibit it and put a moratorium on it,  
28 that's fine.

29 But I think we need to take some kind of action or  
30 something. We just can't say it doesn't exist.

31 COMMISSIONER STIENMETZ: Exist.

32 COMMISSIONER WAITS: We're supposed to have a resolution of  
33 some type. So --

34 COMMISSIONER STIENMETZ: Well, I got to agree with  
35 Commissioner Bullock. I'm not for the use of mari- -- I mean, I  
36 don't use it but I -- for recreation or anything like that,  
37 never have and never will.

38 But I do know medically there are people that need it.  
39 There was a lady Back East someplace that moved to Colorado  
40 because her daughter had epilepsy -- epilep- -- epilepsy. And

1 that was the only thing that would help her not to have so many  
2 seizures. And so she moved to Colorado so she could get it for  
3 her daughter.

4 COMMISSIONER WAITS: But Colorado is recreation drugs.  
5 We're talking medical drugs. And it is allowed in many states.  
6 And Nevada had approved it.

7 So as a county, do you want to actually put something in  
8 our ordinance to prohibit it or a moratorium that we won't look  
9 at it right now? But we're talking medical marijuana  
10 establishment and how the commissioners feel.

11 COMMISSIONER MASON: I think we don't have enough  
12 information of what other counties are doing.

13 COMMISSIONER WAITS: I just told you what the other  
14 counties are doing.

15 COMMISSIONER MASON: I know. I see the thing here. Okay.  
16 I don't think there's enough information yet across the country  
17 and in this state and in the counties to do anything. I want to  
18 put a moratorium on it for another year and then take another  
19 look at it.

20 I really don't want it myself, personally. But -- then I'll  
21 make a motion.

22 I make a motion that the count- -- the commission put a mor-  
23 -- put a one-year moratorium on it from this month and take  
24 another look at it a year from now.

25 CHAIRMAN GARNER: No seconds. Motion dies.

26 COMMISSIONER BULLOCK: I don't feel we should pass the  
27 buck. We make the decision, stand by it one way or another.

28 COMMISSIONER WAITS: I make a motion we prohibit marijuana  
29 establishments to be licensed in Lander County.

30 COMMISSIONER MASON: I'll second that.

31 CHAIRMAN GARNER: Any public comment?

32 RITA ROGERS: I do have a public -- Rita Rogers.

33 This is something that's been in the news. It's all across  
34 the United States. We all know that.

35 We know a lot of people that do this recreational. But we  
36 also know and I -- I'm sure everybody in here probably knows  
37 somebody that's had to do this medical-wise.

38 We give out pain killers. Doctor's give out painkillers  
39 because of pain. Some painkillers don't do away with pain.

40 But they have found out that marijuana, yeah, we think of

1 it as a bad drug. I'm in Patsy's age to think, yeah, this is a  
2 bad thing. But I've also seen good from it when it becomes  
3 medical.

4 Now, if you bring, and -- quote, yeah you do, you can make  
5 big bucks on it here. I mean, I don't know if Lander County needs  
6 the money, but it is something you need to look at. Not to be,  
7 stigmatized that it is marijuana. Think of it on other terms of  
8 what this drug is good for and not good for.

9 You know, I mean, I understand it can be a big situation.

10 But, I mean, I think you really need to take a look at it.  
11 I'm against it. But I also know a couple of people that are on it  
12 because with cancer it's one of the things that helps their  
13 cancer.

14 You know. And it's terrible to think that they have to drive  
15 clear to Las Vegas or clear to Reno, you know, to get something  
16 that could help them in -- in our community.

17 But I also know you can get the riff-raff that goes with  
18 it. You know, that -- you've got to look at that too. So  
19 anyway, that's just my opinion.

20 COMMISSIONER STIENMETZ: And if we approve the  
21 establishment for the sale of it, doesn't mean we're approving  
22 somebody to grow it.

23 RITA ROGERS: No, you're not --

24 COMMISSIONER STIENMETZ: Yeah.

25 RITA ROGERS: -- you're not growing it.

26 COMMISSIONER STIENMETZ: That's what I'm just saying.

27 RITA ROGERS: It's not -- it's -- got to have a medical  
28 card.

29 COMMISSIONER STIENMETZ: We're just saying that they can  
30 buy it, bring it here, and sell it.

31 RITA ROGERS: It's --

32 COMMISSIONER STIENMETZ: That growing of it is something  
33 that you have to get your own license for.

34 RITA ROGERS: You know, it's like a liquor license.

35 COMMISSIONER STIENMETZ: Right.

36 RITA ROGERS: You don't take and give a liquor license out  
37 to everybody. You take and you look at them to see if they can,  
38 you know, get that liquor license.

39 And you do the same thing with this type of an  
40 establishment. You -- you really have some tough guidelines in

1 order for somebody to even come into this county to put one in.  
2 You can't just let anybody walk in and do it. You've got  
3 to have some really tough guidelines on it.

4 And I think that if it's a medical thing, then I think that  
5 you're looking at a doctor that might have to be involved in it  
6 --

7 COMMISSIONER STIENMETZ: Would have to be.

8 RITA ROGERS: -- in order to do this. Not just your  
9 medical card, but a doctor that's got to, you know, be behind  
10 this or -- or something. That's just my opinion.

11 COMMISSIONER WAITS: And people that are on medical  
12 marijuana also can follow the laws and grow their own. So --

13 CHAIRMAN GARNER: All those in favor?

14 COMMISSIONER MASON: Aye.

15 COMMISSIONER WAITS: Aye.

16 COMMISSIONER STIENMETZ: Nay.

17 CHAIRMAN GARNER: All those opposed?

18 COMMISSIONER BULLOCK: Aye.

19 COMMISSIONER STIENMETZ: Aye.

20 CHAIRMAN GARNER: Aye.

21 COMMISSIONER BULLOCK: I'm not sure we're ready to make the  
22 decision today. But I guess, more information would -- in my  
23 opinion, just as flat out say no and be closed mind to it, right  
24 now, I don't think we're there.

25 CHAIRMAN GARNER: Yeah.

26 COMMISSIONER BULLOCK: Personally, I'd like to see us  
27 reagentize it. I would like one of the doctors to be here.  
28 Let's get somebody from the hospital or somebody. And let's get  
29 somebody -- a representative from the Sheriff's Department here.  
30 And let's -- let's look at the pros and cons.

31 COMMISSIONER STIENMETZ: Yeah, is it going to create more  
32 problem for our Sheriff's Department if we have --

33 COMMISSIONER BULLOCK: Let's get their input. They're the  
34 ones that got to deal with it.

35 COMMISSIONER STIENMETZ: Right.

36 CHAIRMAN GARNER: Well, my question too on that is: Can  
37 they already get it through, through like the pharmacy? And how  
38 does it --

39 COMMISSIONER WAITS: No, pharmacies cannot sell it. No.

40 CHAIRMAN GARNER: There's a lot of questions.

1 COMMISSIONER WAITS: It's a separate marijuana  
2 establishment. Yes.

3 JOE LINDSEY: Can I make a statement?

4 COMMISSIONER BULLOCK: Mm-hm.

5 JOE LINDSEY: I had a friend a number of years ago that  
6 died of terminal cancer. And toward the end of his treatments,  
7 he -- his doctor in Reno actually prescribed him medical  
8 marijuana pills. And --

9 COMMISSIONER STIENMETZ: That is the same stuff --

10 JOE LINDSEY: They can be had through a pharmacy.

11 CHAIRMAN GARNER: It was obtained through a pharmacy?

12 COMMISSIONER STIENMETZ: Yeah.

13 JOE LINDSEY: They were obtained through a pharmacy.

14 COMMISSIONER STIENMETZ: Because it's not the smoking.  
15 It's the chemicals that are in it, that you take --

16 JOE LINDSEY: Right, and you --

17 COMMISSIONER STIENMETZ: -- and you take them orally and  
18 you get the same effect.

19 JOE LINDSEY: But they are available to patients now in  
20 pill form.

21 COMMISSIONER STIENMETZ: Right.

22 COMMISSIONER BULLOCK: I make a motion we defer it to the  
23 next meeting to where we can get more input from --

24 COMMISSIONER STIENMETZ: Right.

25 COMMISSIONER BULLOCK: Legal, or not legal, professional  
26 people that can give us better answers on this.

27 COMMISSIONER STIENMETZ: See if we can get somebody here to  
28 talk to us about it.

29 I'll second that motion.

30 CHAIRMAN GARNER: Any public comment?

31 COMMISSIONER WAITS: I know that the people representing  
32 these establishments have come into the NACO meetings and said  
33 they'd be happy to come to your counties, because they -- they  
34 have another side of the story if you want to go that route with  
35 why they think they should be in your county.

36 CHAIRMAN GARNER: Any other public comment?

37 CODY BLACK: I'd like to make a comment and just real  
38 quick.

39 Patsy, I heard your motion. And I understand where you're  
40 coming from. But you mentioned Lyon County passing an ordinance

1 prohibiting them. I think that even when you  
2 say for the county -- and I'm not a legal expert. I cannot  
3 dispense legal advice. But when you guys say medical marijuana  
4 license, I believe that the county doesn't have anything that  
5 says what a medical marijuana license is. So as you move  
6 forward, I think that keeping that in mind if you decide to  
7 prohibit it, move forwards probably similar to what Lyon County  
8 did or some type of ordinance.

9 Because you might end up with a legal battle with a company  
10 wanting to open an establishment and then you're at a loss  
11 whoever -- can they open a business? And, you know, what was a  
12 license when you prohibited it? Anyways, just a thought for  
13 moving forward.

14 CHAIRMAN GARNER: Thank you. Any others?

15 (No comment.)

16 CHAIRMAN GARNER: All those in favor?

17 Aye.

18 COMMISSIONER BULLOCK: Aye.

19 COMMISSIONER STIENMETZ: Aye.

20 COMMISSIONER WAITS: Aye.

21 COMMISSIONER MASON: Aye.

22  
23 14) Discussion for possible action regarding the request of Rita  
24 Rogers, Battle Mountain Livestock Events Center Advisory  
25 Board Chairman, to amend the Lander County Livestock Events  
26 Center Licensee Agreement at Term #11, to provide for a  
27 lesser required insurance policy amount than the current  
28 amount of \$1,000,000.00 per occurrence; and other matters  
29 properly related thereto.

30  
31 CHAIRMAN GARNER: Fourteen, discussion for possible action  
32 regarding the request of Rita Rogers, Battle Mountain Livestock  
33 Events Center Advisory Board Chairman, to amend the Lander  
34 County Livestock Events Center Licensee Agreement at Term #11,  
35 to provide for a lesser required insurance policy amount than  
36 the current amount of 1,000,000 per occurrence; and other  
37 matters properly related thereto.

38 RITA ROGERS: Okay. Rita Rogers. I was here last --

39 CHAIRMAN GARNER: Can you please step --

40 RITA ROGERS: -- commissioner --

1 COMMISSIONER STIENMETZ: Come up to the table, please.

2 CHAIRMAN GARNER: Up to the microphone, please.

3 RITA ROGERS: Anyway, I have been working with Jim, our  
4 county director on this. And he has gotten with POOL/PACT. So  
5 he's the one right now that could probably answer any questions  
6 we have, if we can do this or not do this, or find, you know, a  
7 company that can. So I'll -- I'll let Jim do the talking.

8 JIM OLSON: I think the biggest concern was the small  
9 organizations coming up with the money to get a rider. A rider  
10 will run about two to three hundred dollars per event. I guess  
11 some of the smaller organizations just don't have the two to  
12 three hundred dollars.

13 And I was wondering if there was some possible way -- the  
14 small, private groups for children and things like that, for  
15 the -- for the county to maybe grant the money to them to cover  
16 these -- the small fees on some of these events that happen  
17 during the year? Or would that not be feasible? I don't know.  
18 I'm just thinking of a way around it.

19 COMMISSIONER MASON: Are there insurance companies  
20 available for a rider?

21 JIM OLSON: They'll do it. But it's about three or four  
22 hundred dollars depending on what --

23 COMMISSIONER MASON: Well, yeah, but --

24 JIM OLSON: -- the event is.

25 COMMISSIONER MASON: That beats the other cost.

26 JIM OLSON: If you took out a full policy, of course, it  
27 would be a whole different matter. But the -- the organizations  
28 involved just don't have the capital funds to do that. They're  
29 on a very limited budget. And I was just thinking I just didn't  
30 know if it was feasible or not if we could possibly offer a  
31 grant to small organizations, private nonprofit organizations.

32 RITA ROGERS: Our small group -- one of them I'm talking  
33 about -- is our young group of junior rodeo. They're just  
34 getting started. They're doing a one-day show now, you know.  
35 And it cost her three -- 300, 350, something like that to put on  
36 her show last year.

37 CHAIRMAN GARNER: What was --

38 RITA ROGERS: They don't charge admission. So we just do  
39 it by, you know --

40 CHAIRMAN GARNER: We ca- --

1 COMMISSIONER STIENMETZ: Donation.  
2 CHAIRMAN GARNER: I personally can't vote yes on that,  
3 because then you have every -- every fac- -- every --  
4 RITA ROGERS: Everyone --  
5 CHAIRMAN GARNER: Everyone --  
6 RITA ROGERS: -- wanting --  
7 CHAIRMAN GARNER: -- coming in --  
8 RITA ROGERS: -- to be --  
9 CHAIRMAN GARNER: -- wanting a break.  
10 RITA ROGERS: -- on -- be in on that.  
11 CHAIRMAN GARNER: You'd have motor cross.  
12 RITA ROGERS: And I understand that too.  
13 CHAIRMAN GARNER: You'd have everybody. But one million  
14 dollars is pretty high. I'd entertain -- did you guys look into  
15 what we told you about lowering the one million to more --  
16 something, you know, like --  
17 RITA ROGERS: Okay. So that would -- we could --  
18 CHAIRMAN GARNER: -- half a million, something like that?  
19 Is -- did you get prices on that?  
20 JIM OLSON: We can. Yes, we can get pricing.  
21 RITA ROGERS: We can do that. And so if we did that, then  
22 I could go through our --  
23 JIM OLSON: Probably POOL/PACT or --  
24 CHAIRMAN GARNER: We -- we have to have insurance.  
25 RITA ROGERS: We have to have it approve -- we had to have  
26 it approved before. So I'll go with Angie and have her write it  
27 all up like she did before, and we'll bring it to you.  
28 CHAIRMAN GARNER: What we asked for last time was --  
29 COMMISSIONER STIENMETZ: Can you lower the amount?  
30 CHAIRMAN GARNER: -- can you --  
31 RITA ROGERS: Just a lower?  
32 CHAIRMAN GARNER: -- lower the amount? What the prices  
33 were per event, so we had a baseline.  
34 RITA ROGERS: Okay.  
35 CHAIRMAN GARNER: That's -- that's what we -- that's what  
36 we needed.  
37 RITA ROGERS: Okay, so that's what I -- we will do then.  
38 COMMISSIONER BULLOCK: So do -- is the -- let's talk events  
39 here though. Is there only one event that does not charge an  
40 entrance fee?

1 RITA ROGERS: Well; the high school rodeo clubs are now not  
2 doing admission fees because of the insurance.  
3 COMMISSIONER BULLOCK: Okay, and I'm --  
4 RITA ROGERS: That's what I've been told.  
5 COMMISSIONER BULLOCK: -- I'm not talking admission fees.  
6 RITA ROGERS: Yeah.  
7 COMMISSIONER BULLOCK: I'm talking entrance fees.  
8 RITA ROGERS: I'm not --  
9 COMMISSIONER BULLOCK: These athletes have to pay to  
10 participate; correct?  
11 RITA ROGERS: Yes. Yes, they do.  
12 COMMISSIONER BULLOCK: So a lot of organizations what they  
13 do is, okay, they tack on \$5 to that entrance --  
14 RITA ROGERS: To cover that insurance policy.  
15 COMMISSIONER BULLOCK: -- fee to cover the insurance.  
16 RITA ROGERS: And like I said, you know, we've been going  
17 with this million dollar --  
18 COMMISSIONER BULLOCK: Mm-hm.  
19 RITA ROGERS: -- and so far we're handling it so --  
20 COMMISSIONER BULLOCK: And I think it's high.  
21 RITA ROGERS: So you know, but it got bought to my  
22 attention. And I said, I'll just go before you guys and see  
23 what you think. And we can still keep going the way we need.  
24 But while on I'm on this, on our contract agreement, it's  
25 been brought to my attention, I need to change the names on our  
26 contract. It's got Shirley and myself. But it's also still has  
27 Bobby Cooper on it whom is now, you know, passed. And we have  
28 three new advisory board members --  
29 CHAIRMAN GARNER: That's another --  
30 RITA ROGERS: -- on that.  
31 CHAIRMAN GARNER: That's another agenda item.  
32 RITA ROGERS: So I have to do another agenda? I can't just  
33 go through our --  
34 CHAIRMAN GARNER: Yeah, you can go.  
35 RITA ROGERS: I can -- can I just go through here and get  
36 them to just change it for us?  
37 CHAIRMAN GARNER: Mm-hm.  
38 RITA ROGERS: It got brought up to me. And I'm going,  
39 well, I never thought about that. It's --  
40 CHAIRMAN GARNER: The one million is very common.

1 RITA ROGERS: Okay. So we -- we can leave that. I mean  
2 that's -- you know -- and like you said, we can just tack on a  
3 little.  
4 JIM OLSON: Tack it onto the tickets.  
5 RITA ROGERS: On the --  
6 COMMISSIONER WAITS: Just a quick comment on it --  
7 RITA ROGERS: You know.  
8 COMMISSIONER WAITS: -- because Commissioner Garner is --  
9 is absolutely right. The precedent that --  
10 RITA ROGERS: Oh, yes..  
11 COMMISSIONER WAITS: -- we would set would be really  
12 difficult to --  
13 RITA ROGERS: Definitely. I know. I'm -- I'm with the  
14 race club.  
15 COMMISSIONER WAITS: -- handle. What we mentioned before,  
16 it's -- it's actually once you get the company to write the  
17 policy, it usually doesn't cost anything more between the  
18 500,000 and the million.  
19 RITA ROGERS: And the million.  
20 COMMISSIONER WAITS: It usually is the million dollars. So  
21 you can look into it and bring it before us with the prices.  
22 We're happy to consider that --  
23 RITA ROGERS: I think we'll leave it --  
24 COMMISSIONER WAITS: -- if there is a big difference.  
25 RITA ROGERS: -- the way it is now. And go for that. And  
26 if it becomes a problem in the future, then, you know, I'll come  
27 back with, you know, some more. But right now I think we'll  
28 just leave it the way it is.  
29 CHAIRMAN GARNER: Convention and Tourism.  
30 RITA ROGERS: Yes, so -- okay. Thank you.  
31 COMMISSIONER STIENMETZ: Thank you.  
32 COMMISSIONER BULLOCK: Thank you.  
33 COMMISSIONER WAITS: Thank you, Rita.  
34  
35  
36  
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40

1 YUCCA MOUNTAIN REPOSITORY PROGRAM

2  
3 16) Discussion for possible action regarding presentation by DOE  
4 Consultant Rex Massey concerning the 2014 Yucca Mountain  
5 Community Survey Results; and other matters properly related  
6 thereto.  
7

8 CHAIRMAN GARNER: Moving on to 16, Yucca Mountain.  
9 Discussion for possible action regarding presentation by DOE  
10 Consultant Rex Massey concerning the 2014 Yucca Mountain  
11 Community Survey Results; and other matters properly related  
12 thereto.

13 REX MASSEY: Good morning, Rex Massey.

14 I'm happy to present a topic that is somewhat less  
15 controversial and probably lighter than this morning's agenda.  
16 Within your packet, there is a -- a community survey  
17 results.

18 Every year we do this survey. And the high school students  
19 help us out, the National Honor Society in Battle Mountain and  
20 the Up Close group in Austin. We compensate them through our  
21 oversight funds for the efforts that they put into the project.

22 And they did another outstanding job this year. I wasn't  
23 going to do the survey again this year, but they requested they  
24 do -- that we do. And we pay them for the efforts that they put  
25 in. And they use that money for various things like  
26 scholarships and trips, et cetera.

27 Bill Cox here in Battle Mountain, advises the National Honor  
28 Society and helps with the survey. And then Dee Helming is the  
29 faculty adviser in Austin.

30 One of things I wanted to point out before I jump into the  
31 survey results -- and I'll be as quick and brief as I can -- is  
32 the results are presented this year with those who are familiar  
33 with the repository program and those who are not. We kind of  
34 divided them out.

35 So if you turn over to page one, first question simply asks:  
36 Are you familiar with the repository program or not? And the vast  
37 majority almost -- just over 87 percent is familiar with the  
38 repository program, still a small number but a growing number.  
39 Twelve point six percent is not familiar with the repository.

40 On page 2, we asked a simple question to everybody we survey.

1 Are you in favor or opposed to the repository at Yucca Mountain,  
2 Nevada?

3 All the survey respondents together, 57.1% are in favor of  
4 the repository. If you take those that are just familiar with  
5 the Yucca Mountain Project, that number in support jumps up to  
6 62.2%.

7 I always ask this project -- I always ask this question  
8 because, you know, when I go to meetings, I'm around other  
9 government people, they always ask me, Well, what does the  
10 commission think? What does the Commission do? And what -- and  
11 what are their thoughts?

12 And I normally say, I think the commission's actions are in  
13 line with our public responses. And these are our public  
14 responses.

15 So I ask this question to kind of, you know, you know what  
16 the public's thinking and -- and where -- what they support and  
17 what they don't. So I think it's a excellent way to -- to develop  
18 positions and to go forward with any kind of policies that you  
19 might choose on this matter.

20 Turning over to page 3, we basically asked all the  
21 respondents: Do you think licensing should move forward? And  
22 overwhelmingly, among all the respondents and those familiar with  
23 the project, almost 70 percent think the Yucca Mountain licensing  
24 process ought to move forward.

25 On page 4, we just asked their opinion. As I've told the  
26 board, U.S. Circuit Court of Appeals essentially ordered the  
27 administration to continue the licensing process. And we asked  
28 the Lander County public: Are you -- do you support that decision  
29 or are you opposed to that decision? Again, well over 70 percent  
30 supported the U.S. Circuit Court of Appeal's decision.

31 On page 5, which I think is probably the most interesting  
32 information that comes out of the survey, the question reads:  
33 If the Yucca Mountain Project was found to be safe -- found to  
34 be safe -- and could be licensed and built in a manner that  
35 protects public health, would you be in favor or opposed to the  
36 Yucca Mountain Repository. Seventy percent of the people said,  
37 we're in favor of the repository.

38 And -- and the point of licensing is to determine just  
39 that, you know. So I think people in Lander County are pretty  
40 -- pretty reasonable. And they say, let's let licensing

1 continue. And if we have a safe facility, we support it as --  
2 as a group or as the public.

3 I would note the other interesting thing about these survey  
4 results is they really show that those that are opposed to the  
5 repository, their opposition isn't all that strong.

6 So if you -- there's probably a bunch of people that are on  
7 the fence. And when you get down to it at the end of the day,  
8 there's probably 20 or 30 percent of the populace that is going to  
9 oppose the repository regardless of what comes out, what comes out  
10 in licensing, and what's -- what's -- what's revealed about the  
11 project.

12 Turning over onto page 5, we asked a couple of questions  
13 about benefit packages and payments to the state.

14 As a result of the project and overwhelmingly, Lander County  
15 population supports benefit payments and receiving something in  
16 return for the repository program if it were licensed and could be  
17 built safely.

18 Those are all the -- really briefly those are the results  
19 for this year, 2014.

20 I don't know if we'll do it next year. But I've always been  
21 happy with what the schools have produced. And I think it's -- it  
22 has been over the last couple of years a pretty good partnership.  
23 They get some benefit. And we certainly couldn't do the survey  
24 without them.

25 Any questions?

26 CHAIRMAN GARNER: No.

27 COMMISSIONER STIENMETZ: No.

28 CHAIRMAN GARNER: Thanks, Rex.

29 COMMISSIONER STIENMETZ: Thank you, Rex.

30 REX MASSEY: Thank you.

31 COMMISSIONER BULLOCK: Thank you.

32 COMMISSIONER WAITS: Thank you.

33 CHAIRMAN GARNER: Good survey.

34

35

36 EXECUTIVE DIRECTOR

37

38 17) Discussion for possible action regarding assessment of the  
39 Battle Mountain Recreation Center/Pool Committee; and other  
40 matters properly related thereto.

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CHAIRMAN GARNER: Seventeen, executive director, discussion for possible action regarding assessment of the Battle Mountain Recreation Center/Pool Committee; and other matters properly related thereto.

JIM OLSON: Just wanted to see if there was any way the board views looking at the committee and what could be done to possibly expedite the process of getting it moving forward as possible -- as soon as possible.

CHAIRMAN GARNER: It is moving forward.

JIM OLSON: People have asked me about it and the status of it. And that's why I thought I'd bring it up and to see what we can do.

CHAIRMAN GARNER: I think the board -- everybody will have a meeting. I've met with Van Woert and Bigotti last Wednesday, a meeting.

They're on board.

We've met with CORE. We've met with -- we -- I -- we've -- I've -- I've -- there's a lot of discussion. It's not a formal meeting yet. We're waiting to have the formal meeting until we get all the fact finding in so we can make a formal -- probably a week, week and a half out of having Van Woert, CORE, the school district, and everybody. Jake's been on board with this. He knows everything that's going on with water, sewer placement and things like that.

JIM OLSON: Okay. Just curious. I just wanted to be able to understand where it was.

CHAIRMAN GARNER: Yeah.

COMMISSIONER MASON: Besides you, who else on the board here is on the --

CHAIRMAN GARNER: Jake, Donnie, Steve?

RITA ROGERS: I am.

JUDIE ALLAN: Judie.

COMMISSIONER MASON: Okay.

CHAIRMAN GARNER: It was a Rogene. We have a floater there, Rogene. And when Rogene's is available, Rogene was on it. I've had a lot of the -- just the forefront of it. But I've -- I've kept them all in the loop as to what's going on.

We haven't made any official decisions yet. We're getting all the fact finding in first and then we'll have a ground

1 breaking meeting, make the decision to get going.  
2 COMMISSIONER MASON: So you'll put it on the agenda in the  
3 next two weeks?  
4 CHAIRMAN GARNER: It should be pending school -- I was at  
5 the school district meeting last night for this whole item.  
6 They're putting on their agenda Wednesday, next Wednesday.  
7 Correct, Jan?  
8 JAN MORRISON: I believe so.  
9 CHAIRMAN GARNER: Next Wednesday in Austin. Then it will  
10 be on our agenda.  
11 COMMISSIONER BULLOCK: I just have a concern why we're  
12 talking land swaps when it's never come to the board.  
13 CHAIRMAN GARNER: A potential. We don't know.  
14 COMMISSIONER BULLOCK: Oh.  
15 CHAIRMAN GARNER: A potential. If they're willing to do a  
16 land swap, we -- we need to know sites, the potentiality of the  
17 sites if it's even a potential. If it's not a potential, why  
18 are we wasting our time?  
19 That's why we're fact finding now is to find out what we're  
20 up against, where it could possibly be, where it could possibly  
21 not go. The costs, we've kind of done a little, just a survey,  
22 a real quick -- the infrastructure because the reduced amount of  
23 money for this structure, where we put it, how much  
24 infrastructure would be for Jake, for water, sewer. That sort  
25 of thing.  
26 And when we come up with something, we'll bring it to the  
27 board for --  
28 COMMISSIONER STIENMETZ: Approval.  
29 CHAIRMAN GARNER: -- for approval. When the -- when the  
30 rec center board approves on it, then we'll bring it to the  
31 board for approval.  
32 That's all I have.  
33 COMMISSIONER MASON: I think we're all getting inquiries  
34 so. The main thing is it doesn't go dormant on us. And we've  
35 got to keep it moving. And --  
36 COMMISSIONER STIENMETZ: It is moving.  
37 COMMISSIONER MASON: -- you're aware of that.  
38 CHAIRMAN GARNER: There's a lot of stuff to put together.  
39 COMMISSIONER MASON: Yeah.  
40 JUDIE ALLAN: Can I comment?

1 CHAIRMAN GARNER: Yes.

2 JUDIE ALLAN: Judie Allan, for the record.

3 And I would like to say that, yes, I am a member of the  
4 board. There are some things I am aware of that I have talked  
5 with Brian.

6 I am a little discouraged that -- I don't know if we -- I  
7 think our last meeting might have been January, February. There  
8 seems to be a lot going on that hasn't been brought before the  
9 actual committee.

10 I would like Jim to possibly, if he could, maybe calendarize  
11 things that we could have a meeting once a month or so often to  
12 get the entire committee involved. Because what's going on now is  
13 this is not a committee that's working on this. This is a few  
14 individuals. And there are people that aren't aware on the  
15 committee of what's transpiring. And we do need some input and  
16 opinions on that. It's -- if this is going to move forward, it  
17 needs to be on a little bit more regular basis.

18 So if it's agreeable to Jim and possibly the other members  
19 that are here, we do set something up so that we can have  
20 regular discussions on what is going on and we can tell the  
21 public what -- what we know is happening and working on it.

22 CHAIRMAN GARNER: That's part of the we don't know. We  
23 can't tell the public anything right now.

24 JUDIE ALLAN: I understand, Brian. But what we need to do  
25 is -- is -- and I appreciate all that you have been doing.

26 But this has not been happening as a group, as a committee.  
27 This has been individual discussions that, you know, we have a  
28 committee for a reason to, you know, get the committee involved  
29 to discuss what not -- and maybe assign certain committee  
30 members to do certain tasks, say, hey, Brian, can you talk to  
31 CORE or Van Woert and Bigotti. But we need to discuss this.  
32 That's what the committee is for.

33 And I like said, I don't recall the last time we had a  
34 meeting -- January, February.

35 And, you know, things have kind of been changed since our  
36 last discussion. It's sort of been taken and gone a different  
37 route.

38 And I -- I just believe that, you know, as a committee  
39 member, we need to have some little bit more regular discussions  
40 on how to work together as a group.

1 And -- and like I said, if possible, if Jim would like to,  
2 you know, kind of be our -- our little hand holder to say, hey,  
3 you guys, you know, it's coming up the fifteenth of the month, you  
4 guys want to have a meeting? Are you all available at this date?  
5 Or what not.

6 Because as it sits now, nobody's taken the initiative to say,  
7 wait a minute here. We need to have a meeting for the rec center  
8 board.

9 It's just gone away.

10 COMMISSIONER MASON: Jim, will you jump in on that?

11 JIM OLSON: I can do that if that's what they want me to  
12 do. It's not a problem.

13 COMMISSIONER MASON: Well, I think what she's saying is a  
14 specific date each month, let's meet.

15 JIM OLSON: I can do that -- and it's -- it shouldn't be a  
16 problem.

17 JUDIE ALLAN: And remind us, hey, can we get together on  
18 this date? So that we can all get together as a committee and  
19 discuss what's going on.

20 JIM OLSON: I can -- I can set that up. I'll just put a  
21 calendar -- pick a calendar date, and we'll move it forward --

22 CHAIRMAN GARNER: Okay.

23 JIM OLSON: If that's agreeable to everybody, then we'll --

24 COMMISSIONER STIENMETZ: I don't have a problem with it.

25 JUDIE ALLAN: Thank you.

26  
27 **18) Discussion for possible action regarding the status of the**  
28 **Battle Mountain Flood Levee Project; and other matters**  
29 **properly related thereto.**  
30

31 CHAIRMAN GARNER: Eighteen, discussion for possible action  
32 regarding the status of the Battle Mountain Flood Levee Project;  
33 and other matters properly related thereto.

34 COMMISSIONER BULLOCK: I'm kind of going to let Tom step in  
35 on this. Tom from Summit Engineering has, of course, been  
36 representing us.

37 We're again getting the run around. I guess we just got an  
38 e-mail. Did he talk to you about that on the Humboldt River --

39 COMMISSIONER STIENMETZ: Yeah.

40 COMMISSIONER BULLOCK: -- Basin Authority. They're waiting

1 for some decision from them and -- was that even on your agenda  
2 last week?

3 COMMISSIONER STIENMETZ: No, I don't know that anybody's  
4 ever approached us.

5 COMMISSIONER BULLOCK: So --  
6 I'm going to let Tom go forward here with this.

7 TOM GALLAGHER: You know more about it than I do.

8 COMMISSIONER BULLOCK: You tend to --

9 TOM GALLAGHER: I think I've been involved --

10 COMMISSIONER BULLOCK: -- get more e-mails than I do.

11 TOM GALLAGHER: -- just about as long, but not quite.  
12 Yeah, but I'm getting them in a very roundabout way.  
13 Tom Gallagher, with Summit Engineering.  
14 I don't know. This has just been -- we -- we met in Reno.  
15 We had a conference call first on July 19<sup>th</sup>, I believe, with --  
16 with the Corps. And it was in Senator Heller's office --

17 COMMISSIONER BULLOCK: Senator Heller's.  
18 TOM GALLAGHER: -- where you were. I was in my office, but  
19 there was a lot of participants in that call.  
20 I don't think there was as many as there were in the August  
21 1<sup>st</sup> meeting that took place in my office, which I think it must  
22 have had to bring a school bus, because there was -- how many  
23 people do you think were there, Dean?

24 COMMISSIONER BULLOCK: It well over 20, I think.

25 TOM GALLAGHER: Yeah, and there wasn't many on our team. I  
26 know Dean and Joe Lindsey and Mark were there.  
27 At that point, the Corps told us -- and I probably almost got  
28 myself in trouble a couple of times, because they told us that  
29 they were going to take six months to design the project. And  
30 then they were going to take nine months to review the design they  
31 did.

32 And I kind of said that that isn't the normal way things  
33 work, that if you design something, it shouldn't take you nine  
34 months to review what you designed.

35 But anyway, that was in August last year.  
36 We're coming up on the one-year anniversary of the  
37 conference call and that kind of thing. And things keep coming  
38 up like, one particular e-mail I got -- and this is from  
39 February of this year: Recently the Corps found a letter from  
40 the Sacramento district chief to Lander County dated sometime in

1 the '70s -- but it wasn't in the '70s; it was in 1987 -- which  
2 seems to refer to Interstate 80 as a diversion structure.

3 Now, this is hot news.

4 I mean, I can remember when Interstate 80 was built, but it  
5 wasn't -- it wasn't very recently. But they just discovered that  
6 that may cause a diversion to the existing -- the existing levy,  
7 which most people don't even know where it is.

8 Okay, so that was a delay starting in February where they  
9 decided that Interstate 80 might divert some of the flood.

10 I got one a couple of days ago. I've been on the phone  
11 with -- with Congressman Amodei's office. And I got one the other  
12 day, which Amodei's office got. I don't know if anybody in Lander  
13 County got it or not. I didn't get it. I got it from Amodei's  
14 office.

15 And it says the Humboldt River Fact Sheet Document provides  
16 the latest information. I think this came as a request from  
17 Amodei to the Corps to find out what was going on. And they say  
18 that the Humboldt River watershed encompasses a large portion of  
19 the State of Nevada. Another revelation.

20 And -- and it has a lot of tributaries and that type of  
21 thing.

22 So obviously, the Sacramento district approached the  
23 Humboldt River Basin Water Authority to discuss doing  
24 case-specific studies, which the Reese River would be a  
25 case-specific study. I'm sure North Fork, South Fork, Lamoille  
26 Creek, everything would be a case-specific study. And so far,  
27 they have not received any response from the Humboldt River  
28 Basin Authority.

29 This is -- this one is April 10<sup>th</sup> of this year.

30 Now, as everybody knows, I'm sure -- well, some of you that  
31 are newer here than others, this has just been an ongoing comedy  
32 of errors.

33 So I started looking at this more closely a couple of  
34 months ago. And supposedly, in 1989, Lander County by a letter  
35 to the district corps on April 22<sup>nd</sup>, 1989 from then -- let's  
36 see -- Chairman Marion Fisher?

37 JOY SWEENEY: Yeah.

38 TOM GALLAGHER: Okay. I don't remember. I mean, I  
39 remember William Lemaire and some of those guys, but I don't  
40 remember.

1 Please be advised the Lander County Board of County  
2 Commissioners accepted the transfer of the flood control project  
3 for operation and maintenance. And if you -- if you want the  
4 board to prepare a resolution, we will do so at our regular  
5 meeting on May 5<sup>th</sup>, 1989.

6 Now that's not the -- that's the document that I can't find  
7 anywhere. But if that document does exist, then the county has  
8 accepted the operation and maintenance of that facility.

9 And if the -- if the county is serious about going forward  
10 with it and doing and building the thing, I personally think and  
11 this might be one of my mad ax killer approaches, which I take to  
12 a lot of things. I personally think you ought to send the Corps a  
13 letter telling them that you are going to begin maintenance of the  
14 levy according to the plans that the Corps probably hasn't got  
15 done yet.

16 But -- and otherwise, how can they hold the county liable for  
17 the maintenance of this facility when the county has known since  
18 five, ten years ago that the levy is not adequate for what it was  
19 intended to do. And I would take every step I possibly could to  
20 transfer the liability of the -- of a flood that may occur to the  
21 corps engineers, since they are obviously not allowing you to  
22 maintain your levy.

23 That's what I think.

24 But naturally, that would be subject to --

25 COMMISSIONER MASON: So what -- what are you suggesting  
26 that we do?

27 COMMISSIONER STIENMETZ: Find that letter.

28 DAN TOMERA: Take the mad ax killer approach if you can  
29 find that letter.

30 COMMISSIONER STIENMETZ: Find that proposal or whatever it  
31 was. And if we have it, then we can write them a letter stating  
32 that they're holding us back from maintaining our levy.

33 COMMISSIONER MASON: What's the date? Nine? May of -- of  
34 '89.

35 COMMISSIONER BULLOCK: Yeah.

36 TOM GALLAGHER: Yeah. I think so. I think so. Jim has --  
37 Jim has the documentation on this. I got this from --

38 COMMISSIONER STIENMETZ: Oh, all right.

39 TOM GALLAGHER: -- from Joe. And I would -- everybody's  
40 got a lot of documentation. I don't know if --

1 COMMISSIONER BULLOCK: The thing of it is, too, is in that  
2 meeting last August, if all went well, they were going to be --  
3 we were going to be under construction in 2015.

4 TOM GALLAGHER: Yeah, and I'd be willing to bet you -- I  
5 had --

6 COMMISSIONER BULLOCK: They haven't gotten back to us. So  
7 I think it's time we set up another meeting.

8 TOM GALLAGHER: Well, just in the spirit of levity, I had  
9 my guys try to get ahold of them this morning. Now, chances are  
10 better than even that Jimmy Myers, the project manager, isn't  
11 the project manager anymore.

12 VICE CHAIRMAN BULLOCK: Yeah.

13 TOM GALLAGHER: They've probably put a new one in since  
14 they've done about four times since we started on this thing.  
15 And they're probably still trying to find their way to the  
16 bathroom in the corps building in Sacramento.

17 But this -- this has gone far beyond ridiculous.

18 COMMISSIONER BULLOCK: Mm-hm.

19 TOM GALLAGHER: I've layed this bright idea on  
20 congressman's -- on the congressman's staff and she's going to  
21 -- he thought it was very creative.

22 COMMISSIONER BULLOCK: I think so. Maybe he can have  
23 some --

24 COMMISSIONER STIENMETZ: Yeah.

25 COMMISSIONER BULLOCK: -- pull in getting us a meeting this  
26 time, since Senator Heller did it last time.

27 TOM GALLAGHER: Oh, I can get -- I can get him to push a  
28 meeting. Where do we want -- we might have to hold it in a  
29 stadium this time. Could we get everybody from Lander County to  
30 attend by any chance?

31 COMMISSIONER BULLOCK: There's a lot of homeowners that pay  
32 insurance who would gladly go and give the Army Corps their  
33 position on the issue, but --

34 TOM GALLAGHER: My office is fairly large, but it's not big  
35 enough for that.

36 COMMISSIONER BULLOCK: No, if we need to get a venue, we'll  
37 get a venue. But I think it's time we sit down again because  
38 we're getting the run around all over again.

39 TOM GALLAGHER: Oh, yeah.

40 COMMISSIONER BULLOCK: And they sent the disk that got lost

1 I don't know how many times.  
2 TOM GALLAGHER: That was 2 1/2 months getting that thing.  
3 COMMISSIONER BULLOCK: Yeah.  
4 TOM GALLAGHER: And it had to come from a letter of  
5 authorization from you.  
6 COMMISSIONER BULLOCK: Mm-hm.  
7 TOM GALLAGHER: Although you sat in that meeting and  
8 authorized them to send the stuff to me.  
9 COMMISSIONER BULLOCK: Which was their analysis. But then  
10 they're not sticking with that really now either.  
11 TOM GALLAGHER: I don't know what they're doing. If they  
12 start analyzing, and I put right in my e-mail back to Amodei's  
13 office -- if they start figuring out that the Humboldt River  
14 Basin Authority needs to have the entire river analyzed and you  
15 look at the Reese River as part of it, it's going to take  
16 probably a hundred years. And in that hundred years, they're  
17 going to change data based on all the global warming and  
18 everything else -- they're going to change the data 27 times and  
19 they're still going to have to redesign thing.  
20 COMMISSIONER BULLOCK: I mean --  
21  
22 TOM GALLAGHER: So that's my opinion. That's not -- the  
23 opinion of the commission or anything else. I don't want  
24 anybody to think --  
25 COMMISSIONER BULLOCK: No.  
26 TOM GALLAGHER: -- that. I don't want the newspaper to get  
27 it wrong.  
28 That's -- like I have seen in various newspapers at various  
29 times.  
30 Thank you.  
31 Do you have any other --  
32 COMMISSIONER STIENMETZ: Thank you.  
33 TOM GALLAGHER: -- questions?  
34 JIM OLSON: No, that's it. Thank you very much for your  
35 time.  
36 COMMISSIONER BULLOCK: So -- are you going to get ahold of  
37 Congressman Amodei or do you want me to or --  
38 TOM GALLAGHER: I can get ahold of him.  
39 COMMISSIONER BULLOCK: Okay. See if we can set it up.  
40 TOM GALLAGHER: All right. Do we want Lawlor Events Center

1 in Reno, you think?  
2 COMMISSIONER BULLOCK: If more than myself want to go and  
3 there's more than two of us, we can agendize it and --  
4 TOM GALLAGHER: Okay.  
5 JOE LINDSEY: Oh, can I make a comment on that item, --  
6 COMMISSIONER STIENMETZ: Okay.  
7 JOE LINDSEY: -- please. Joe Lindsey, Building Department.  
8 I spoke with Tom about this a couple months ago. And --  
9 and I contacted the clerk's office to see if they could find any  
10 minutes back in 1989 where the commission at the time may have  
11 adopted the resolution. And we -- they have no record of that.  
12 So we've been trying to find a form that might have been signed  
13 by the commission. And there's no record of it ever going back  
14 to the commission. So --

15 CHAIRMAN GARNER: Thank you.

16  
17 19) Discussion for possible action regarding approval/disapproval  
18 of the Professional Services Agreement related to  
19 construction projects under \$50,000.00; and other matters  
20 properly related thereto.  
21

22 CHAIRMAN GARNER: Nineteen, discussion for possible action  
23 regarding approval/disapproval of the Professional Services  
24 Agreement related to construction projects under 50,000; and  
25 other matters properly related thereto.

26 UNIDENTIFIED PARTICIPANT: That's you, Joe.

27 CHAIRMAN GARNER: I don't have any background without --

28 JIM OLSON: Did Mark -- did Mark do this?

29 CHAIRMAN GARNER: Yeah.

30 JIM OLSON: Joe, did you remember?

31 COMMISSIONER WAITS: I looked it over. And it appears to  
32 me that we want to hire somebody as a consultant to actually do  
33 this with bids -- on the first agenda, it's 50,000 and over? Is  
34 that what the rest of you got from this?

35 CHAIRMAN GARNER: Mm-hm.

36 JIM OLSON: It's got to be the intent was to make a simple  
37 agreement for under 50,000 and anything over 50,000.

38 So I think this comes from --

39 COMMISSIONER WAITS: Yeah, but the agreement --

40 JOE LINDSEY: Oh, okay. I do -- I do recall something

1 about that.

2 JIM OLSON: I think --

3 JOE LINDSEY: The NRS --

4 JIM OLSON: Yeah.

5 JOE LINDSEY: The NRS has specific standards or guidelines  
6 on -- on price maximum for going out to bid. And I believe that  
7 what Mark was talking about was for the county to have a -- a  
8 specific contract in place for any projects under \$50,000, any  
9 projects over \$50,000.

10 Just so the county -- we've been depending a lot on the  
11 contractors to provide the contract, rather than the county to  
12 provide the contract.

13 So with legal review on the contracts, things might be in the  
14 best interest of the commission -- or of the contractor, rather  
15 than the county.

16 So he was working on that prior to his leaving. And I  
17 believe that's what it was, just so that the county has its own  
18 contract in place --

19 CHAIRMAN GARNER: So it's favorable --

20 JOE LINDSEY: -- so if any kind of --

21 CHAIRMAN GARNER: So it favors us.

22 JOE LINDSEY: Yes, so it favors us rather than the  
23 contractor.

24 COMMISSIONER WAITS: Now, that --

25 CHAIRMAN GARNER: Nicole, --

26 COMMISSIONER WAITS: -- that was any first impression. I  
27 thought that's perhaps where they were going. But all the way  
28 through it refers to consultant. So when I finish --

29 JOE LINDSEY: Well, contractors refers to consultants,  
30 engineers, --

31 COMMISSIONER WAITS: Well, I had an impression we wanted a  
32 consultant on staff to do that and I'm going, --

33 JIM OLSON: That is a kind of filler.

34 JOE LINDSEY: No. No. No. No.

35 COMMISSIONER WAITS: -- I'm not in favor of that.

36 JOE LINDSEY: Nobody on staff. Just -- just for the county  
37 to have a contract.

38 COMMISSIONER WAITS: Okay, have you looked at all this  
39 then?

40 JIM OLSON: It was a base.

1 DEPUTY DISTRICT ATTORNEY TING: Yeah, what -- what Mark --  
2 what his goal was -- was that he wanted to kind of -- this was  
3 kind of like a prequalification process for consultants,  
4 contractors, whatever the name you want to call them, to -- to  
5 have a list of them that you guys kind of prequalify. So if you  
6 have certain projects that are under 50,000, that we didn't have  
7 to go out to bid for, they're kind of already on the list.

8 COMMISSIONER WAITS: Right, that was his list before that  
9 we talked about.

10 DEPUTY DISTRICT ATTORNEY TING: Assigned projects to it.  
11 And then this was -- this was just updating this, the  
12 professional services.

13 So I think it was something that Mark was sort of  
14 spearheading.

15 COMMISSIONER MASON: Well, it was --

16 COMMISSIONER BULLOCK: Personally, I would like to hold off  
17 until we have a better idea of this list.

18 CHAIRMAN GARNER: Yeah.

19 COMMISSIONER STIENMETZ: Yeah.

20 COMMISSIONER BULLOCK: I don't want to make that  
21 determination until this list issue is resolved of who's on the  
22 list.

23 Because what I've seen, I don't agree with some of it. So --

24 JIM OLSON: There was real problems with that list that he  
25 had.

26 COMMISSIONER BULLOCK: Yeah, --

27 JIM OLSON: I threw up red flags.

28 COMMISSIONER BULLOCK: So I don't think we should move  
29 forward on this until we come to an agreement on the list.  
30 Otherwise, it just --

31 JIM OLSON: Yeah, that list needs to be revised  
32 dramatically.

33 JOE LINDSEY: I've been working with the assessor's office.  
34 We requested that she get the IT department to come down and get  
35 into Mark's computer. I've tried to find this list on his  
36 computer and I can't find it.

37 I don't know if things were eliminated prior to his leaving  
38 or not. Or if -- or if I'm just not looking in the right place.  
39 But hopefully, we'll be able to find this information soon and be  
40 able to have it available to us for revision.

1 CHAIRMAN GARNER: Defer?  
2 COMMISSIONER BULLOCK: I make a motion we defer item number  
3 19 and item number 20.  
4 COMMISSIONER STIENMETZ: I'll second the motion.  
5 CODY BLACK: Can I make a quick public comment?  
6 COMMISSIONER BULLOCK: Sure.  
7 CODY BLACK: I do not -- I don't know if Mark was talking  
8 about this item with you guys, whether he was talking  
9 contractors or consultants.  
10 But if you guys do have to hire a contractor, when we did,  
11 I think, the well drilling project, we had a more of a  
12 short-form project -- or contract. It wasn't the long EJCDC  
13 documents that we used in the bid projects. And Angie did  
14 review that contract. So you guys do have a contract that  
15 Angie's reviewed that can be applied, you know, to another  
16 construction project. And I have more that same style that she  
17 --  
18 COMMISSIONER BULLOCK: We don't have a problem with the  
19 contract. What we have a problem with is the short list.  
20 CODY BLACK: Yeah, but --  
21 COMMISSIONER BULLOCK: Some that have been doing work for  
22 us are not allowed to do work for us. And that's what I have an  
23 issue with --  
24 CODY BLACK: Yeah, I'm --  
25 COMMISSIONER BULLOCK: -- bottom line. So --  
26 JIM OLSON: That list got rescinded on the county building  
27 that's being built for special inspection.  
28 CHAIRMAN GARNER: Mm-hm.  
29 JIM OLSON: We went through that list and we just -- we got  
30 that retracted.  
31 And we went back and sent out a different -- I sent out a  
32 different list this week to those people and those people were  
33 located here or are located in Elko or Winnemucca.  
34 COMMISSIONER BULLOCK: Okay.  
35 CHAIRMAN GARNER: Okay.  
36 COMMISSIONER BULLOCK: All right.  
37 CHAIRMAN GARNER: Any other public comment?  
38 (No comment.)  
39 CHAIRMAN GARNER: All those in favor?  
40 COMMISSIONER MASON: Aye.

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

5  
6 CHAIRMAN GARNER: Recess for lunch.  
7 (Break taken between 12:12 p.m. and 1:00 p.m.)

8  
9 (Let the record reflect a quorum of four commissioners:  
10 Vice Chairman Bullock, Commissioner Steinmetz, Commissioner  
11 Mason, and Commissioner Waits.)

12  
13 VICE CHAIRMAN BULLOCK: We'll go ahead and call the meeting  
14 back to order.

15  
16  
17 **COMMISSIONERS**

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

24  
25 VICE CHAIRMAN BULLOCK: Item number 21, discussion for  
26 possible action regarding update by Phil Hanna, Battle Mountain  
27 General Hospital CEO, on the emergency medical services in  
28 Lander County, under -- under administration by the Lander  
29 County Hospital District, and other matters properly related  
30 thereto.

31 COMMISSIONER WAITS: This needs to go to the public too.

32 PHIL HANNA: Good afternoon. I'm Phil Hanna from the  
33 Battle Mountain General Hospital and Lander County EMS.

34 And I'm here to report on the operations of Lander County  
35 EMS for October to December of 2013 compared to October to  
36 December of 2012.

37 And to begin with -- and I'll just read some of the  
38 information that I have here that I put in the cover note, that  
39 requests for emergency services increased from 184 to 238 for  
40 the quarter. So there was about a 23% increase. That billed

1 responses, total charges and charges per billed response all  
2 declined somewhat for that period between 5 and 8 percent. And  
3 actually, that decline can probably be attributed to the fact  
4 that more people are beginning to call the service as they  
5 become more comfortable that -- that they have a service. And  
6 so, we're responding to a few more calls where actually we do  
7 not need to transport the patient or the patient says, I don't  
8 want to be transported. And like a say, in those cases, we  
9 haven't generated a bill. On those, our charges per encounter  
10 have gone down slightly.

11 And like I say then, if you want to turn to page one, it  
12 also covers that information in terms of our total responses,  
13 billed responses, total charges, and charges per billed  
14 response.

15 And then moving on to the second page, and it addresses our  
16 overall expenses. The expenses overall for the period -- period  
17 to period, declined over 14%.

18 And they declined in all categories: salaries and  
19 benefits, supplies and equipment, and other expenses that we  
20 had. Like I said, all our expenses are down. And that's, I  
21 think, reflective of you get the service established and then  
22 you have what you need. Like I said, obviously, in the first  
23 months of the service, there were a lot of things that had to be  
24 purchased.

25 And like I say, from my perspective, the only expense item  
26 that I'm still not satisfied with is overtime.

27 And that is, like I say, it's more -- much more than I want  
28 it to be. But the two local individuals that are in paramedic  
29 school right now will help us largely eliminate overtime,  
30 because then we will truly have an adequate number of paramedics  
31 to staff the service. And we can change the tours of service.  
32 And like I say, so there's some good things we can do.

33 So like I say, the overall expense picture is good;  
34 overtime expenses are not. But like I say, we have a plan in  
35 process to affect that in a positive way.

36 And then the last page, page three that summarizes  
37 everything. Like I say, just the estimated financial summary  
38 section that -- that I have included, say, expenses of 194 --  
39 \$575,000. And then looking at collections of 70 percent of our  
40 charges. Now like I say, we still haven't gotten final cost

1 reports yet, but that still continues to be, you know, the best  
2 percentage we have. And it's a conservative percentage.

3  
4 (Telephone: If you'd like to make a call, please hang up  
5 and try again...)

6  
7 VICE CHAIRMAN BULLOCK: Hold right there.

8  
9 (Reestablishing communication with Austin.)

10  
11 MITESHELL LANHAM: This is Miteshell.

12 COUNTY CLERK SULLIVAN: We lost you. Can you hear us okay?

13 MITESHELL LANHAM: Yes.

14 COUNTY CLERK SULLIVAN: Okay.

15 VICE CHAIRMAN BULLOCK: Okay. Go ahead.

16 PHIL HANNA: Okay. And then like I say, looking at  
17 collections, a projection of 105,000 collected for services. So  
18 we had a loss of 89 thousand 444 thousand [sic].

19 The stipend from the county provided 75,000 for operations.

20 Then that remaining loss was down to 14,444.

21 And based on, like I say, once again, the best projections  
22 I can make as far as the cost report that the hospital can  
23 submit that, like I say, it has to be a critical access hospital  
24 to do that, then we can pick up about an additional 30% percent  
25 of that loss. And so the loss for the quarter was a little over  
26 \$10,000. And I know, the first quarter only started up, the  
27 loss was approximately \$50,000 and has been drifting down. And  
28 it was -- the last one was in the mid-20s.

29 So like I say, with the expense reduction and what we're  
30 doing with staffing. And I'm able to spread some of the  
31 staffing expenses. We're using the paramedics and EMS personnel  
32 for other purposes. And that's saving some additional dollars.

33 So anyway, the -- the results for the quarter are actually,  
34 somewhat better than we -- I had projected in the budget that was  
35 given to you that was put together.

36 COMMISSIONER MASON: That's good.

37 PHIL HANNA: And then I say, in the last two paragraphs  
38 that I am -- I'm really pleased because the EMS program has  
39 really been active and what I refer to as the life of the  
40 community that they visit the schools. They visited the senior

1 center. Anybody else that would like to them to visit to  
2 explain EMS and just how the system works. And the Lifesavers  
3 program that they teach CPR to the community continues to be  
4 very well attended by people from the community for training.

5 And like I say, this is EMS week and I would certainly  
6 invite anyone here to our current EMS station between 11:00 and  
7 3:00 on this Saturday for -- you know, just be a little barbecue  
8 and a presentation of some awards, service awards for, like I  
9 say, just the awful lot of special services that those personnel  
10 have provided.

11 And like I say, another development or another project if you  
12 will that -- and I thought, you know, if you would like me to, I  
13 will come and provide a more in-depth presentation to the  
14 commission as far as the building and so forth. But the community  
15 services center that we have been planning -- and I know we're --  
16 there's still some additional things that we need do. But based  
17 on the schedule that we have right now, that building will be open  
18 in mid-2015.

19 And I said, it will bring together the community health  
20 nursing program; the community mental health program; and the WIC,  
21 Women Infant and Children's program, into one facility and also  
22 provides space for EMS services for a garaging facility with four  
23 bays to give us, like I say, just so there's plenty of expansion  
24 potential, and then some offices, and a training room for EMS that  
25 can very easily be offered and available to other organizations in  
26 the community.

27 And I said, we're -- I know the hospital board is very  
28 excited. I'm enormously excited about that.

29 And -- and one of the things that I certainly like that --  
30 what we have done with EMS, support of a lot of people in this  
31 county. Like I say, that had already gotten the attention of  
32 Carson City. And now what we're doing with they're -- you know,  
33 they've given it the name of co-location of these other services.  
34 That, like I say, they're routine -- they're routinely making  
35 comments about, wow, look at what they're doing in Lander County  
36 that no other county in the state is doing what they're doing with  
37 EMS and co-location of community health services.

38 So I apologize for getting maybe a little bit off the  
39 specific topic, but I wanted to share that information with you.

40 And I know one of the other elements of this has been

1 continued efforts to really achieve an improvement in services  
2 in southern Lander County.

3 And I know one of the things that you had to asked me do  
4 and I failed to do and I do apologize, I will get it done. That  
5 any time we are requested, we respond to southern Lander County.  
6 Any time someone calls and says, hey, we want the ambulance, we  
7 respond.

8 But as far as developing -- a more -- um -- located --  
9 centrally-located service down there for the community, and I know  
10 we have another meeting tomorrow. And Commissioner Waits will be  
11 involved with that with a number of individuals.

12 And for all the lumps and bruises, I think that we do have a  
13 solution with a little more manipulation that we can get there and  
14 make it work.

15 So like I said, all in all, I'm -- from my perspective, I  
16 continue to be very pleased with what the EMS service does. And  
17 we're doing things right now through the fact that we're in the  
18 consortium with Humboldt County that we have put together a very  
19 good quality assurance program, which, you know -- and I know that  
20 to some people that doesn't mean anything, but to -- if you're  
21 involved in those services, that it just comes down to, okay, you  
22 are in need of a service. And it just increases the positive  
23 feelings you can have about the quality of the service that you're  
24 going to get.

25 And that, you know, we have a group of people that have  
26 totally bought into this concept of let's get continually better  
27 at what we do. So, you know, that's going on.

28 And then on the financial side that is certainly a  
29 consideration that we now have two fully-certified EMS bill --  
30 billers at the hospital.

31 You know, we have some experience, but, like I say, now we  
32 have two fully-certified people. And that, you know, in terms of  
33 what I am looking at as we make a conversion from hospital  
34 information systems that have given me ulcers. But like I said,  
35 as we make a conversion that, you know, some of the numbers that  
36 I'm seeing and that we're charging more, which means we will  
37 collect more, which has an impact on the percentage of charges  
38 that we collect, which all mean good things. And then the other  
39 factor is that we -- we're experiencing already and will continue  
40 to experience more of it, is just, you know, surprise audits,

1 surprise inspections from a whole myriad of federal and state  
2 organizations with the, quite frankly, with, you know, one of the  
3 sole purposes is to see how much they can fine us and collect  
4 money.

5 And what we are doing right now, like I said, just in the  
6 area of EMS with now certified coders and certified billers for  
7 EMS, it puts us in a more bulletproof position, if you will, in  
8 terms of people coming in, like I say, that their objective is to  
9 say, hey, how much can we fine them? And that we can avoid that.

10 So with that, what questions do you have or other  
11 directions for me?

12 COMMISSIONER MASON: I have a question, frankly, I don't  
13 understand. If I'm living in Austin, for example --

14 PHIL HANNA: Mm-hm.

15 COMMISSIONER MASON: -- and I need an ambulance, can I --  
16 what do I do? I mean --

17 PHIL HANNA: You call nine --

18 COMMISSIONER MASON: What do you do?

19 PHIL HANNA: You call 911, and we'll respond from Battle  
20 Mountain.

21 COMMISSIONER MASON: But that's an hour and a half away,  
22 right?

23 PHIL HANNA: Roughly speaking.

24 COMMISSIONER MASON: Or less.

25 PHIL HANNA: Yeah.

26 COMMISSIONER MASON: Roughly speaking. And it's worse in  
27 -- in --

28 PHIL HANNA: Kingston.

29 COMMISSIONER MASON: -- Kingston.

30 PHIL HANNA: Yeah.

31 COMMISSIONER MASON: And that brings me to the question. I  
32 don't need an ambulance. I don't live in Austin. But it brings  
33 me to the question of: Have you been able to get Sacramento to  
34 drop some of its strict rules about who drives an ambulance?  
35 And what are you -- what is Austin using for an ambulance now?  
36 Other -- other than the one up here?

37 PHIL HANNA: The -- the ambulance that Austin, in some  
38 cases Kingston, is using right now is the ambulance that has  
39 been used for quite some time down there. And that's private  
40 vehicles.

1 COMMISSIONER MASON: Okay.

2 PHIL HANNA: I mean, to be very frank.

3 COMMISSIONER MASON: So private vehicle, you don't have to  
4 follow all the rules?

5 PHIL HANNA: That you are --

6 COMMISSIONER MASON: You can pick up a passenger and get  
7 them somewhere?

8 PHIL HANNA: Yes.

9 COMMISSIONER MASON: Okay, I got it.

10 PHIL HANNA: And yeah, there are legal protections for you  
11 in doing that. It becomes a matter that then as soon as you  
12 have any training, then there's a degree of liability. And then  
13 that's why they heap all this certification on top of  
14 everything. But like I said, right now if someone, oh, hey, I  
15 need to go to the hospital. Get in the car. I'll take you.

16 COMMISSIONER MASON: Or meet you halfway?

17 PHIL HANNA: Yeah. They can do that. They can do that.  
18 And like I say, there are legal protections. But like I say,  
19 the meeting that we will be having yester- -- or tomorrow. I'm  
20 sorry, not yesterday. But tomorrow, like I said, for the first  
21 time, really, in way too long that I felt, okay, we're really  
22 moving in the right direction down there to develop a focus so  
23 we could get a good basic service started. And we hit a hiccup.  
24 I'll just call it a hiccup. And so we're going to be meeting  
25 together tomorrow to see if we can get things resolved so we  
26 continue -- can continue to move forward. And what we then have  
27 to do as far as the state is, then when we, you know, when we  
28 can demonstrate we have an adequate number of personnel for the  
29 service, then we can get certified by the state to provide the  
30 service, which in itself I know is a horrendously frustrating  
31 process for everybody. It's just, why can't we provide the  
32 service? And no, the state says that, you know, they have to  
33 approve everything first.

34 COMMISSIONER MASON: And my last question or the next  
35 question is: You've been able -- I can see by the numbers,  
36 you're streamlining.

37 PHIL HANNA: Yes.

38 COMMISSIONER MASON: Things are really coming together  
39 money-wise.

40 We're never going to make a profit on the ambulance service

1        though.

2            COMMISSIONER STIENMETZ:  Doesn't have to be, Dave.

3            COMMISSIONER MASON:  You know, it's -- it's a necessary  
4        thing to have in the county since we have a hospital.  It just  
5        makes sense to me.

6            PHIL HANNA:  Yeah, well.

7            COMMISSIONER MASON:  The problem is the regulations getting  
8        into south county.

9            Or not enough EMS-certified people down there.  Okay.

10          PHIL HANNA:  And like I say, the -- we're making progress  
11        now on both those fronts.  Because I know in the past, there has  
12        been very positive conversation about, oh, we think we have some  
13        people.  And it just didn't quite get there.  And now we're  
14        really -- we're really starting to see some people say, yes,  
15        that in the last week and a half, I found out about three people  
16        that now, you know, signed on the dotted line.  Hey, yeah, we  
17        want to get involved here.  And, like I say, there are more  
18        people down there than that.  So like I said, to me, it's  
19        finally, we're really getting to the point where we can do  
20        something.

21          And like I say, the significance for me is that yes,  
22        there's a lot of things we can do quickly, but my objective is  
23        that we've got a service, then six months, nine months, twelve  
24        months down the road, you can look it at it, and say, gee, you  
25        know, we need to streamline it and we need to tweak it, but  
26        we've got a service, rather than just doing something in a hurry  
27        and then those are the things that quite often unravel.  And  
28        then trying to get that restarted again becomes an inordinate  
29        task.  So --

30          COMMISSIONER MASON:  A couple of years ago -- I think 2 1/2  
31        years ago -- we bought a vehicle for Austin, an emergency  
32        vehicle that could be used as an ambulance, fire, whatever.

33          PHIL HANNA:  And it's --

34          COMMISSIONER MASON:  It was all purpose.

35          PHIL HANNA:  It's ready to be -- well --

36          COMMISSIONER MASON:  Is that being used?

37          PHIL HANNA:  I -- I don't know that -- we have a four-wheel  
38        drive ambulance ready to go down to Austin as soon as the state  
39        says, yes, you can have the service.  Like I say, that  
40        four-wheel drive vehicle is ready.

1 Now, the other vehicle that you're referring to, I'm -- you  
2 know, I'm not familiar. I'd have to look at that --

3 COMMISSIONER MASON: So you think it's up here being used  
4 or down there in a garage or --

5 PHIL HANNA: No, that ambulance is sitting right here in  
6 Battle Mountain.

7 COMMISSIONER MASON: Okay.

8 PHIL HANNA: Because, like I said, right now if we used it  
9 in Austin, --

10 COMMISSIONER MASON: You don't have drivers.

11 PHIL HANNA: Well, no, but the state would come in and  
12 summarily execute everybody.

13 COMMISSIONER MASON: Oh, I see.

14 PHIL HANNA: Because we weren't like fully licensed and  
15 fully certified.

16 COMMISSIONER MASON: Okay. And when we bought that, you  
17 only needed an EMS inside. You didn't need an EMS to drive it?

18 PHIL HANNA: Yeah, like I say.

19 COMMISSIONER MASON: But that rule changed and --

20 PHIL HANNA: Yeah. That has all changed. And I don't like  
21 the direction that has headed on so many levels. But that's  
22 what we're dealing with.

23 And we try to have an impact on making some changes. But,  
24 you know, there is just that issue of seeing past the fact of,  
25 well, you know, what works good in Clark County and what worked  
26 good in Washoe County. And it just, gee, well, that should work  
27 fine all over the state. Like I say, we still quite frankly --  
28 we just continue to argue that point in terms of what we're  
29 talking about wanting to do in rural, slash, frontier  
30 communities. We don't expect them to do that in Las Vegas. We  
31 don't expect them to do that in Reno, but give us some  
32 flexibility so we can provide some basic services to people.

33 COMMISSIONER MASON: I don't know if you're aware, Phil,  
34 but last meeting, we signed up for helicopter service for all  
35 the employees.

36 PHIL HANNA: Through Summit Air.

37 COMMISSIONER MASON: Were you aware of that?

38 PHIL HANNA: I --

39 COMMISSIONER MASON: -- and their families.

40 PHIL HANNA: Yeah, I knew that was being considered.

1 COMMISSIONER MASON: It starts July 1<sup>st</sup> and, you know, all  
2 their families. I don't know what that means, but in my case,  
3 it would just be my wife.

4 COMMISSIONER WAITS: Dependents.

5 COMMISSIONER MASON: But it's a nice -- yeah, it's a nice  
6 facility. I -- I'm not sure how it affects south county at this  
7 point. But I know that Kingston's putting in a heliport.

8 PHIL HANNA: And yep. That -- that capability is, you  
9 know, we do the thing same thing at the hospital. And it's a  
10 wonderful benefit, because if you have to be transported from  
11 Battle Mountain General Hospital to a hospital in Reno via a  
12 helicopter, that costs very quickly \$35,000.

13 COMMISSIONER MASON: Yeah.

14 PHIL HANNA: If it's a fixed wing, that costs -- you know,  
15 20- to 22-, \$23,000.

16 That I know -- you know, generally speaking, I can't speak  
17 for every one of them, but generally speaking, insurances are  
18 beginning to cap that coverage at, you know, about \$15,000. So  
19 that's a significant amount of money. And the insurance that then  
20 you're providing for employees and their families -- we'll say  
21 that, okay, you know, they have health insurance and then with  
22 this air ambulance insurance, then they don't have any  
23 out-of-pocket expense. And I know for the first two years we did  
24 it at the hospital and it was never used.

25 This year in the span of about 6 weeks, it was used three  
26 times by employees or their families. So -- like I said, it's a  
27 --

28 COMMISSIONER MASON: Yeah.

29 PHIL HANNA: But it's a wonderful benefit. It's a  
30 wonderful benefit.

31 COMMISSIONER MASON: Thanks, Phil.

32 COMMISSIONER STIENMETZ: Thank you, Phil.

33 PHIL HANNA: Okay.

34 VICE CHAIRMAN BULLOCK: Phil, I got some questions.

35 COMMISSIONER WAITS: Oh, yeah.

36 VICE CHAIRMAN BULLOCK: Not so quick.

37 COMMISSIONER WAITS: We both do. We both do. You're not  
38 leaving.

39 PHIL HANNA: Okay.

40 VICE CHAIRMAN BULLOCK: I guess my question is, is, you

1 know, when we originally discussed this, was because the  
2 hospital was more -- more susceptible to getting grants and yet,  
3 I don't see any coming in.

4 PHIL HANNA: That -- we had gotten one small one, a second  
5 larger grant application has been submitted.

6 And so that will start to be reflected. Because the initial  
7 feedback has been very positive.

8 And that grant is going to have an impact then on EMS and  
9 some community para-medicine and several things that the hospital  
10 is doing so that -- no, to answer your question, we haven't  
11 achieved as much as we would like, or certainly as much as I would  
12 like.

13 But like I said, the second grant, like I say, I feel very  
14 good in saying, you know, that that grant application will  
15 probably be funded. So to answer that question, not satisfied,  
16 but we're doing what we can.

17 VICE CHAIRMAN BULLOCK: Okay. My other, I guess, concern  
18 is -- and I thought we made this clear. You're really banking  
19 on our health nurse being in this building. And we have four  
20 buildings that's going to become vacant. So I guess my concern  
21 is: Are you going to let them go in there for nothing? Are you  
22 going to take over the program? Otherwise, we have other  
23 buildings they can go into once the courthouse is built. Why  
24 would we keep paying rent when we have buildings available to  
25 put them in?

26 PHIL HANNA: Well, to begin with, the -- the co-location of  
27 those three services in one place, as far as providing services  
28 to people, becomes an issue.

29 COMMISSIONER MASON: Well, we can put them in one of our  
30 buildings though, too. That's what I'm saying. You're banking  
31 on this expansion that all of them are going to be there. Well,  
32 we could just as easily put them in a building for nothing  
33 because we already have the buildings. We can put them all in  
34 there.

35 PHIL HANNA: If that's what you want to do, then vote on  
36 it, tell me, and I'll stop the whole thing.

37 VICE CHAIRMAN BULLOCK: Well, that -- I guess that's my  
38 concern. You're banking on us going in there. And we made it  
39 plain, we have not made that decision. And you're banking on  
40 that they're going to be in this building. So I'm -- I'm just

1 saying, be cautious of that issue of putting them in there when  
2 if we've got to pay -- I don't know what the rent's going to  
3 be -- probably outlandish to pay for the new building.

4 PHIL HANNA: No. No. That's one of the things that  
5 bothers me that has been a misconception from day one on this  
6 deal that I take great exception to, that in talking to those  
7 three programs, because, okay, we're in this community together.  
8 We should be supporting each other, that the rent you pay now is  
9 the rent that you will continue to pay.

10 VICE CHAIRMAN BULLOCK: Okay, that's great, but still.

11 PHIL HANNA: And the other thing is the hospital district  
12 is paying for the entire building.

13 VICE CHAIRMAN BULLOCK: Okay.

14 PHIL HANNA: We're not asking a nickel from anybody. So,  
15 like I said, I apologize, but I take exception to someone  
16 saying, oh, well, you're kind of -- no, we're not. We are doing  
17 things for the community. We are taking money that we --

18 VICE CHAIRMAN BULLOCK: I understand that.

19 PHIL HANNA: -- have saved.

20 VICE CHAIRMAN BULLOCK: Don't say we're not doing things  
21 for the county.

22 PHIL HANNA: No. But any implication that the hospital and  
23 the hospital board is not, I take great exception with that.

24 VICE CHAIRMAN BULLOCK: Well, here's the --

25 PHIL HANNA: Great exception.

26 VICE CHAIRMAN BULLOCK: -- exception I have. I take  
27 exception to managing the county's money that we're going to pay  
28 it out when we don't need to. That's what I am responsible to  
29 look at.

30 PHIL HANNA: If the board chooses that you don't want to,  
31 tell me now, and --

32 VICE CHAIRMAN BULLOCK: We never said we wanted to.

33 PHIL HANNA: -- I will eliminate that.

34 VICE CHAIRMAN BULLOCK: That's what I'm getting why you --

35 PHIL HANNA: The state, --

36 VICE CHAIRMAN BULLOCK: -- why have you accepted.

37 PHIL HANNA: The state -- the state said yes. This is what  
38 we want you to do. These are state programs.

39 VICE CHAIRMAN BULLOCK: But you said the state was  
40 applauding you for doing it, not that they mandated they do

1 it -- that you do it.

2 PHIL HANNA: They want us to do it. We have been the first  
3 state -- we are the first county to do it. We're showing the  
4 way in the state.

5 VICE CHAIRMAN BULLOCK: Okay. But I'm just saying we  
6 already have a building we could do that in.

7 PHIL HANNA: And we are talking about having a building and  
8 facilities that is exactly what those programs need to provide  
9 the services that people deserve in rooms that the equipment is  
10 in there. They're insulated the way they should be. There is  
11 privacy that you want to have. And it also provides anonymity  
12 to people in terms of going into that building, because it's  
13 just now they could going in for EMS issues or EMS training or  
14 the public health department or mental health or WIC, rather  
15 than the stigma of, okay, I know where you went because I saw  
16 the building.

17 So, you know, that was the motivation to do it. If you  
18 don't think it's good and you don't think it's right and the  
19 commission agrees, then I'll stop it in a heartbeat.

20 VICE CHAIRMAN BULLOCK: Well, I'm just saying it never was  
21 proposed to us. You've taken that assumption. It never was  
22 proposed to us, this is what I want to do.

23 This is the first I've heard we were putting them all in  
24 there. I heard rumors that you were looking at the community  
25 health nurse going in there. This is the first I've even heard  
26 of it. So to say that, you know, we're not for it because this  
27 way -- it never was presented to us.

28 So I'm just saying, be cautious about going forward that this  
29 is the way we're doing it when we're not sure. We haven't even  
30 looked at it as a board.

31 PHIL HANNA: If you want to stand the expense of renovating  
32 a building and doing everything, I say just let me know and then  
33 I will go and report that to my board.

34 COMMISSIONER BULLOCK: Okay.

35 COMMISSIONER MASON: Well, Steve, you're on the board;  
36 aren't you?

37 COMMISSIONER STIENMETZ: Yeah.

38 COMMISSIONER MASON: You're coord- -- you're coordinating  
39 back and forth, aren't you, with Phil?

40 COMMISSIONER STIENMETZ: Yeah.

1 PHIL HANNA: Mm-hm.  
2 COMMISSIONER MASON: Okay.  
3 COMMISSIONER WAITS: I have a couple of questions.  
4 PHIL HANNA: Yes, ma'am.  
5 COMMISSIONER WAITS: Thank you, Phil. You mentioned that  
6 there -- your EMS people were doing CPR classes in the  
7 community. Are -- those are all gratis?  
8 PHIL HANNA: Yes. Or I'm sorry. It -- the cost of \$25.  
9 And that is just to pay for books and that expense that we have.  
10 And I believe, the -- the schedule is that they like to have the  
11 programs weekly, if they can. And so they're here three weeks  
12 and then they have one per month down in the Austin/Kingston  
13 area.  
14 COMMISSIONER MASON: How long does it take to get through a  
15 class from scratch, if any?  
16 PHIL HANNA: Mm.  
17 COMMISSIONER WAITS: A day.  
18 PHIL HANNA: Depending on what it is.  
19 COMMISSIONER MASON: No, I mean -- an EMS --  
20 COMMISSIONER WAITS: No, we're talking CPR.  
21 PHIL HANNA: No, this is CPR.  
22 COMMISSIONER WAITS: We're talking CPR.  
23 PHIL HANNA: It's about a four- to six-hour --  
24 COMMISSIONER MASON: Okay.  
25 PHIL HANNA: -- class for people just --  
26 COMMISSIONER WAITS: Yeah.  
27 PHIL HANNA: -- requesting basic training.  
28 COMMISSIONER WAITS: Okay. The last one I remember that  
29 came down was Brenda Keller. And we had a free one actually  
30 that was given to us before she came down so they didn't go  
31 through that one. And I don't remember any of your EMS people  
32 advertising anything in our area.  
33 But besides that, please tell me how many EMS employees  
34 that you have right now on the payroll.  
35 PHIL HANNA: I think it's about 15, full- and part-time.  
36 COMMISSIONER WAITS: And are those all paramedics or basics  
37 or intermediates? Do you have any idea?  
38 PHIL HANNA: No, that -- I think seven are full- and  
39 part-time paramedics and eight are full- or part-time basic EMTs  
40 or advanced EMTs.

1 COMMISSIONER WAITS: Okay, so the people go for further  
2 education, I'm an intermediate and I want to be a paramedic, who  
3 pays for that? Do I pay for that personally? Does that come  
4 out of our -- our funding for you? Or --  
5 PHIL HANNA: No, the -- the hospital has put a program,  
6 they're -- together. And we're still working out the final  
7 details. But the hospital pays for it.  
8 COMMISSIONER WAITS: Okay. Nothing out of our contract?  
9 PHIL HANNA: No, like I said, I can -- I can charge it to  
10 you if you want me to.  
11 COMMISSIONER WAITS: Okay.  
12 PHIL HANNA: But like I said, I have chosen to say, you  
13 know, we should do that through the hospital.  
14 COMMISSIONER WAITS: Actually, I would like to see the  
15 county a bit more involved in this. Who wrote the original MOU?  
16 Did the county write it or did you write it?  
17 PHIL HANNA: No, it was written by the county, I believe.  
18 DEPUTY DISTRICT ATTORNEY TING: I don't know. I can check  
19 for you, Commissioner.  
20 PHIL HANNA: Like I said, I have made some notes and then  
21 -- I didn't do that.  
22 COMMISSIONER WAITS: Okay, that -- that is coming up. And  
23 I do want us to pull that. I think we need to look at a couple  
24 of things we need to amend on that. I would like to see the  
25 county a bit more involved. When I read through the one, it  
26 even said that Lander County will -- will actually be involved  
27 with the purchase of any ambulance.  
28 PHIL HANNA: As you have been.  
29 VICE CHAIRMAN BULLOCK: Mm-hm.  
30 COMMISSIONER WAITS: And, yes, it did come to us. But we  
31 didn't get to choose. We didn't have any input. Basically, you  
32 told us we were getting an ambulance. And you got the --  
33 PHIL HANNA: No.  
34 COMMISSIONER WAITS: -- ambulance.  
35 COMMISSIONER MASON: It was --  
36 VICE CHAIRMAN BULLOCK: I disagree with that.  
37 COMMISSIONER MASON: -- before your time.  
38 VICE CHAIRMAN BULLOCK: There was some options given. And  
39 --  
40 PHIL HANNA: I presented three different ambulance --

1 VICE CHAIRMAN BULLOCK: Yes.  
2 PHIL HANNA: -- options to --  
3 COMMISSIONER BULLOCK: Yeah, there was options.  
4 PHIL HANNA: -- the board.  
5 COMMISSIONER MASON: Yeah, that was before you came on.  
6 COMMISSIONER WAITS: No. No, I'm talking about the last  
7 one.  
8 VICE CHAIRMAN BULLOCK: There was options.  
9 PHIL HANNA: The one that was just purchased that will be  
10 delivered in the mid-September, that, no, I came and presented  
11 the three quotes that we had gotten and indicated that this is  
12 the one that the personnel felt was the most appropriate for our  
13 needs. But all that information was presented to the board.  
14 COMMISSIONER WAITS: Okay. I -- I guess, I'm -- I'm  
15 looking for -- for some type of oversight that we haven't seemed  
16 to had on -- on some of this. And even with your basics -- and.  
17 I'm sorry we're still looking at the second quarter. I was  
18 hoping we might be looking at the third quarter? But you don't  
19 have any of those figures at all? We're just --  
20 PHIL HANNA: The -- with the conversion that we're going  
21 through with the hospital information system that it will be  
22 just actually -- actually next week that I'll have the numbers  
23 for the third quarter.  
24 COMMISSIONER WAITS: For our next agenda? Or the agenda  
25 after that?  
26 PHIL HANNA: Probably the -- I can prob- -- probably do it  
27 for the agenda after that. It's --  
28 COMMISSIONER WAITS: Okay. I would -- I would appreciate  
29 that, because it is -- it is coming up on the MOU. And we will  
30 be, like I said, looking at some of the things that we'd -- we'd  
31 like to change or do or whatever when that comes before us. So  
32 the numbers would really help if we can -- can catch that up on  
33 there.  
34 Thank you.  
35 PHIL HANNA: Okay. Anything else that anyone has?  
36 VICE CHAIRMAN BULLOCK: No.  
37 PHIL HANNA: If not, thank you, very much.  
38 VICE CHAIRMAN BULLOCK: Thank you, Phil.  
39 COMMISSIONER MASON: Thanks, Phil.  
40 COMMISSIONER WAITS: Thank you, Phil.

1 22) Discussion for possible action regarding the Preliminary  
2 Draft of the Congressional Transfer of Public Lands to the  
3 State of Nevada; recommendations of the Nevada Land  
4 Management Task Force to the Legislative Committee on Public  
5 Lands; and other matters properly related thereto.  
6

7 VICE CHAIRMAN BULLOCK: Item number 22, discussion for  
8 possible action regarding the preliminary draft of the  
9 congressional transfer of public lands to the State of Nevada;  
10 recommendations of the Nevada Land Management Task Force to the  
11 legislative committee on public lands; and other matters  
12 properly related thereto.

13 COUNTY CLERK SULLIVAN: I've got to call Jeff.

14 VICE CHAIRMAN BULLOCK: Okay, so we're going to make a  
15 phone call.

16 COMMISSIONER WAITS: Thank you. While she --

17 CHAIRMAN GARNER: Hold on until we get the phone call.

18 COMMISSIONER WAITS: No, that's okay. He's coming on in a  
19 minute. I'll just give the introduction.

20 COMMISSIONER BULLOCK: But if they want to be for the  
21 agenda item, we need to wait for them to be on.

22 COMMISSIONER WAITS: Okay.

23 COUNTY CLERK SULLIVAN: How do you say his last name?

24 VICE CHAIRMAN BULLOCK: Fontaine.

25 COUNTY CLERK SULLIVAN: Fontaine.

26 VICE CHAIRMAN BULLOCK: Is that Fontaine?

27 COMMISSIONER WAITS: Yes. Jeff. Just ask for Jeff.

28 COUNTY CLERK SULLIVAN: Hi. Is this Jeff Fontaine? This  
29 is Sadie, and we are in the Lander County commission meeting.  
30 Can I put you on speaker phone? We're on that item. Okay.  
31 Okay. Just a moment.

32 VICE CHAIRMAN BULLOCK: Can you hear us, Jeff?

33 JEFF FONTAINE: Fine. Thank you.

34 COMMISSIONER WAITS: Thank you.

35 JEFF FONTAINE: Can you hear me okay?

36 COMMISSIONER BULLOCK: Yes.

37 JEFF FONTAINE: Great. Thank you.

38 COMMISSIONER WAITS: Sounds fine.

39 In -- in your packets for the commissioners, we have the  
40 whole preliminary draft that was completed at the last Nevada

1 task force management. And this isn't something we need to vote  
2 on today. But it's something that went back to all the counties  
3 to review for our input and for the public's input. And if you  
4 look on the very back, the last 19 pages, there is an overview  
5 that looks like this.

6 Right.

7 And Jeff Fontaine, who is our NACO executive director,  
8 actually presented this to our state public lands legislative  
9 committee.

10 And I asked him, since he's the one that presented it, this  
11 is a lot quicker and a lot easier to understand than reading the  
12 other couple hundred pages. So he's going to be doing that for  
13 us today, which we appreciate.

14 And then at this point, it will then go back to the task  
15 force. And they will make any revisions. It will probably go  
16 out for public comment. And Jeff can tell me on the time frame  
17 on that. And then it will come before us again, probably about  
18 July so that we can make the approval of all counties on the  
19 actual report that will go in in September.

20 Okay, Jeff you're on.

21 JEFF FONTAINE: Okay, well, thank you, Commissioner Waits.  
22 Good afternoon, everyone. And thank you for allowing me to call  
23 into your meeting this afternoon. I appreciate the opportunity  
24 to do that.

25 And hopefully, you all have in front of you a 19-page  
26 PowerPoint presentation that many counties have been using to --  
27 to go over this issue.

28 But if we turn to page two, I'll walk through these --  
29 these various slides. And then, you know, you can ask questions  
30 if you like, any time during the -- during my presentation or  
31 wait until the end or whatever.

32 Also, I understand that you were given the link to or  
33 possibly even the hard copy of the actual draft report. It's a  
34 78-page report. I certainly don't plan on getting into the  
35 details contained in that report.

36 But this is basically the format that will be used as far  
37 as the presentation that ultimately will be given to the Nevada  
38 legislature's public lands committee.

39 So with that, on page 2, you can see a chart that shows the  
40 amount of federal lands, private lands, and state lands in

1 Nevada and four other -- excuse me, yeah -- four other western  
2 states. And really this is the reason, I think, why the  
3 Assembly Bill 227 was passed the last legislative session  
4 because of the vast percentage and amount of land, public lands  
5 in the State of Nevada, by far the largest of any state in the  
6 country. And you can see relative to other states where we are.

7 If you go to page 3, you'll see the actual amount of trust  
8 lands within the State of Nevada. Now, these are lands that were  
9 given to the states when they got their statehood. And you can  
10 see Nevada had 3,000 acres compared to millions of acres in the  
11 other states. And many of you know this, but at one point Nevada  
12 actually had 4 million acres of trust lands when it first  
13 became -- when we first became a state in 1864.

14 And the four million acres of lands were spread out  
15 throughout the state. And many of them were really not lands that  
16 could be developed. So the state traded those four million acres  
17 for something like half the amount of two million acres of lands  
18 they felt were better to be developed. Most of those lands since  
19 1864 have been sold off. The proceeds have gone into the School  
20 Trust Fund, which is something that is part of the Nevada  
21 constitution.

22 So that's what we're left with. You can see where the other  
23 states are. Some of the other states actually had a second round  
24 of lands that were put into trust.

25 I would point out that we're probably more like Arizona in  
26 terms of our urbanization in our state. Nevada, even though it's  
27 a large state and we have many communities throughout,  
28 eighty-five, eight-seven percent of our population lives in the  
29 urban areas, either in Clark County or Washoe county, and that's a  
30 lot like Arizona.

31 If you go to page four, you'll see a little bit about the  
32 task force background again. The bill that authorized the task  
33 force and the study was AB 227. There's 17 members, one from  
34 each county. All but one county has a county commissioner on  
35 the task force. Pershing County elected to have one of their  
36 resource committee members on there. There are very specific  
37 requirements of the task force as far as what they need to  
38 study. But it's an economic analysis of cost and revenues  
39 associated with transferring federally lands, a plan for  
40 administration and management of any lands that are transferred,

1 and identification of the lands that the task force determines  
2 will be included in any potential transfer.

3 The task force is required to present their findings to the  
4 legislative committee on public lands on or before September  
5 1<sup>st</sup>. And they plan on doing that on August 1<sup>st</sup> at the public  
6 lands committee meeting in Ely. And then be available for the  
7 Public Land Committee's final work session on August 28<sup>th</sup> here  
8 in Carson City.

9 I would note that Elko County Commissioner Delmar Dahl was  
10 elected by the task force to be the chairman.

11 We, at NACO, are providing administrative support. And we  
12 contracted with Intertech Services Corporation to help in  
13 gathering the data and preparing the report. Intertech Services  
14 is located here in Carson City. And the reason the task force  
15 selected them and contracted through us for Intertech Services is  
16 because Intertech Services did a similar type of report for Eureka  
17 County about 15 years ago. So the task force felt that much of  
18 the methodology and some of the data that was done for the Eureka  
19 County study was already there and so it would be helpful in  
20 getting a head start on this report.

21 The task force has met nine times. I think it's actually  
22 been ten. There's been lots of outreach to the public and the  
23 task force has heard presentations from a variety of sources,  
24 state administrators, economic development people,  
25 representatives of the environmental community, and others. And  
26 again, lots of -- lots of public comment at the meetings.

27 On page 6, in the schedule of the task force activities, I  
28 would note that the task force, Commissioner Dahl and myself,  
29 did do a presentation of the preliminary report to the Public  
30 Lands Committee in Tonopah. We will be doing a presentation of  
31 revised draft based upon comments from counties and others at  
32 the June 12<sup>th</sup> Public Lands Committee in Elko. And then during  
33 that time, there will be opportunities to incorporate comments  
34 and questions. And there will also be a 30-day public comment  
35 period that the preliminary or the draft report will be put on  
36 the NACO website. And it will be open for public comments. And  
37 then as I mentioned before, on August 1<sup>st</sup>, there will be a final  
38 presentation to the Public Lands Committee.

39 And before I go any further, is everybody okay with hearing  
40 me? Is that coming through okay?

1 VICE CHAIRMAN BULLOCK: Yeah, we're fine.

2 JEFF FONTAINE: Okay. Great. Any questions up to this  
3 point?

4 COMMISSIONER BULLOCK: No.

5 JEFF FONTAINE: If not, let's move on to page 7. This is  
6 data that basically shows amongst the four other states that  
7 were sort of used to look at revenues and expenses and so forth  
8 of public lands in their states, Arizona, Idaho, New Mexico, and  
9 Utah, this is a five-year average of revenues, expenditures, and  
10 employment for their state trust lands. And again, in these  
11 states, we're talking about millions of acres. These are annual  
12 averages. So the numbers you see there are for each year of  
13 that five-year period. I would also note that that five-year  
14 period was a period of really, you know, economic recession in  
15 this country. And so we think this is a pretty conservative  
16 estimate of the numbers, particularly the revenues, associated  
17 with the management of these trust lands in those various  
18 states.

19 What you may notice on this chart, particularly for New  
20 Mexico, they had a revenue of over half a billion dollars for  
21 their -- for their trust lands. New Mexico has lots of oil and  
22 gas. And that's where most of that revenue comes from.

23 And Idaho, you'll see an interesting statistic which shows  
24 that on the bottom line, acres managed per employee in the state  
25 of Idaho is the smallest of any state. And the reason for that is  
26 there's a lot of forest land. And so, you know, commercial timber  
27 operations are pretty labor intensive. And so that's why you  
28 would see, for example in Idaho, the fewest numbers of acres per  
29 employee in the state of Idaho.

30 And again, looking at Arizona, which I would suggest is  
31 probably more like Nevada than any of the other states, you can  
32 see some of the numbers there in terms of revenue, expenses, net  
33 revenue, et cetera, for the five-year average.

34 Moving to page 8, the task force looked at New Mexico,  
35 because of the high revenues that they do get from their trust  
36 lands and looked at the year 2012. These are lands that are  
37 managed for maximum sustainable revenue. My understanding is  
38 that they have about a billion-dollar trust fund. And you can  
39 see the amount of money that has been allocated to the various  
40 beneficiaries in the State of New Mexico for 2012 starting with

1 the K to -- K through 12 schools, which is over half a billion  
2 dollars, University of New Mexico, and New Mexico State, and the  
3 various social services types of programs, et cetera.

4 And this will give you an idea of, again, the amount of money  
5 that beneficiaries are receiving in the State of New Mexico as a  
6 result of the management of their trust lands.

7 Moving to page nine, this is a five-year observed high,  
8 observed low, and average net revenue, and full-time equivalent  
9 for, again, the four states: Arizona, Idaho, New Mexico, and  
10 Utah with regard to the management of their trust lands, again,  
11 through that period of 2008/2012. You can see the observed high  
12 amounts for net revenues; observed low amounts; five-year  
13 average; total acreage managed; and revenue per acre, which  
14 ranges from about \$72.26 per acre to a low of \$10 per acre, and  
15 again, the number of acres managed. I would also point out that  
16 this data basically came from, most of the state, it came from  
17 state reports from these -- these four states that are published  
18 on their websites as well as BLM's own data.

19 On page 10, this is basically the analysis. It's really  
20 taking the data from those four states and applying it to the  
21 State of Nevada and applying it to two figures. One is roughly  
22 five million acres of land that the task force has, at least at  
23 this point, identified for initial transfer to the state. And  
24 then applying it to the 43 million acres of all of BLM lands  
25 transferred to the State of Nevada, not including those lands that  
26 were excluded for transfer as identified by the task force. And  
27 I'll talk about those in just a minute.

28 But you can see, basically, if you take the four-state  
29 average of revenues per acre and apply it to the five million  
30 acres and again the 43 million acres and then also take a look  
31 at the low observed revenue per acre and apply it, you can see  
32 the numbers that are -- that are generated here. So for the  
33 five million acres of BLM land, if they were to be transferred  
34 in the State of Nevada as identified by the task force, the --  
35 the model shows that basically the low end of revenue that could  
36 be -- net revenue that could be generated is roughly \$39 million  
37 and then on the high end roughly \$143 million. And then you can  
38 see what the numbers would be if the remainder of the BLM lands  
39 were transferred.

40 Moving on to page 11, these are BLM figures. And what you

1 can see here over the five-year period, 2008 through 2012, is  
2 really that the BLM loses money by managing all the BLM lands in  
3 State of Nevada, on average about \$31 million a year.  
4 Basically, they're losing about 91 cents per acre. And I guess  
5 the question -- the obvious question here is: Well, if the BLM  
6 is losing money, what makes us believe that the State of Nevada  
7 could actually make money on these lands? And the answer is,  
8 one, we believe the State of Nevada. This task force believes  
9 the State of Nevada could manage these lands more efficiently.  
10 And number two, the BLM manages these lands for different  
11 purposes. Many of these lands are managed as wilderness areas,  
12 and they are managed with large expanses for other purposes;  
13 whereas, in the other states the experience has been that these  
14 lands are actually managed to have revenues -- net revenues and  
15 to manage them for sustainable revenues over a longer period of  
16 time.

17 Starting on page 12, you'll see, the task force  
18 recommendations. And starting with when the task force considered  
19 all the public lands in the State of Nevada, they considered  
20 public lands managed by every agency, including Department of  
21 Defense, Department of Interior, Department of Agriculture, and on  
22 and on.

23 And basically, what the task force did was went through an  
24 exercise in eliminating those lands they felt were not  
25 appropriate for transfer. And you can see, for example, they  
26 recommended against any Department of Energy lands, any  
27 Department of Defense lands, Bureau of Indian Affairs, Fish and  
28 Wildlife Service and any Park Service lands.

29 And on page 13, then you can see where the task force  
30 landed. And this is probably, you know, one of the most  
31 important charts in this presentation.

32 These are the lands that the task force believe should be  
33 considered, at least under an initial phase. And really these are  
34 the lands that I think the task force considers the low hanging  
35 fruit and one that would reach some short-term benefits here.

36 Start withing the BLM railroads checkerboard lands. You're  
37 probably familiar with this. My understanding is that in Lander  
38 County, checkerboard lands that are less than 3,000 acres --  
39 you've got about close to 200,000 acres of those types of parcels  
40 in your county, and of all checkerboard lands, you've got close to

1 320,000 acres of checkerboard lands in your county.

2 Next would be BLM lands already identified as suitable for  
3 disposal, about a million acres. These are lands that have either  
4 already been identified in resource management plans as suitable  
5 for disposal or we think will be in the RMP updates.

6 The next category is existing BLM recreation and public  
7 purpose leases. This is a big issue. In Clark County, they've  
8 got a lot of public facilities, schools, government buildings,  
9 flood control districts, facilities, et cetera. Roughly a  
10 thousand sites on 33,000 acres in Clark County, I believe, that  
11 they are leasing, and they would like to have title to, because  
12 every time they need to make a change on the use of those lands,  
13 they have to go through and get BLM permission to do so.

14 And that's the same with BLM right-of-way grants. Again,  
15 roughly a quarter of a million acres. these are right-of-ways  
16 owned by NDOT, utilities, private -- private enterprises.  
17 Again, any time you need to make a change or do something  
18 different on those lands, it's a time consuming and a costly  
19 process to go ahead and get that done.

20 BLM subsurface estates are those estates, of course, where,  
21 you know, BLM would own surface or subsurface rights and the  
22 private interest would hold the other rights.

23 BLM designated solar zones. These are zones that have  
24 already identified by BLM under a program EIS suitable for solar  
25 energy. But because of lots of federal requirements and -- and  
26 things, they just haven't been developed.

27 Again, the task force believes that the state can do a  
28 better job at managing and developing these already designated  
29 zones. Same with existing BLM geothermal leases.

30 And then, approved and proposed congressional transfers of  
31 BLM, State of Nevada Public Lands Management Act, Lincoln County  
32 Conservation Act, all have identified certain lands that need to  
33 be identified. Again, just sort of a slow process.

34 But there are also about 50,000 acres of lands that are in  
35 current legislation pending in Congress that would be included  
36 in this category. And one example is about 12,000 acres of land  
37 in Yerington, in Lyon County that has been in Congress for  
38 approval for, I think, the last two years. And that land is  
39 needed for a copper mine for economic development and jobs in  
40 that -- in that community.

1           So the total amount of lands that been identified in the  
2 initial phase for transfer is a little over five -- five million  
3 acres of BLM lands out of a total of what? Forty-seven million  
4 acres of lands in the State of Nevada.

5           On page 14, these are lands that the task force believes  
6 should be transferred in subsequent phases. And you can see the  
7 list there, including other BLM-administered lands, forest  
8 service lands, some lands from the Bureau of Reclamation that  
9 they feel have already been declared surplus.

10          And then there are some other guiding principles that the  
11 task force has adopted as far as if these lands are transferred,  
12 what would actually be included. That would include the surface  
13 estate, subsurface estate, any federally-held water rights  
14 pertinent to the transferred lands and that the lands would be  
15 held by the State of Nevada -- I'm on page 15 now -- for this  
16 select beneficiaries. And that these, at least the initial  
17 lands, would be managed for long-term sustainability and net  
18 revenue with the exception of certain lands that could be  
19 disposed of that have been identified as suitable for disposal.

20          And then any lands transferred in later phases would be  
21 managed for long-term sustainable net revenue, again, with the  
22 exception of those lands that might be identified for disposal.

23          The experience -- I know that this has been an issue that has  
24 come up from time to time, about, well, would the states, you  
25 know, just go ahead and wholesale sell these lands? And the  
26 answer is: We don't know what the state would do, but based upon  
27 the experience in other states, in Arizona, New Mexico, Utah, and  
28 Idaho that has not been the case. And again, these -- the whole  
29 purpose of these trust lands is to maximize revenue production on  
30 a sustainable -- long-term, sustainable basis.

31          On page 16, you can see the -- the list of beneficiaries  
32 that the task force is recommending the state consider for  
33 funding out of the public lands trust fund, starting with K-12  
34 education, higher education, and some social services.

35          The last beneficiary on that line would be local governments  
36 and in particular counties. If the lands are transferred, that  
37 would be a reduction in your PILT payments. And so, you know, the  
38 task force is recommending that counties be held harmless on any  
39 PILT payments or federal revenues that would be reduced as a  
40 result of federal land transfers.

1 The last two pages, again, just address the various guiding  
2 principles. You know, again, any transferred lands would be  
3 subject to the applicable state and local statutes and regulations  
4 and codes. Any existing uses or authorized uses on those  
5 transferred lands would stay. The administration and management,  
6 including disposal of transferred land by the State of Nevada  
7 would be subject to review by your board or the governing board of  
8 any local government within which the land is to be disposed of.

9 The cost to administer these lands would be derived by the  
10 revenue from managing these lands. In other words, the task  
11 force, you know, is not recommending or -- and I don't think the  
12 legislature, at least at this point, would be willing to accept  
13 a General Fund appropriation to manage this program. This is a  
14 program that would have to have a business plan to show that  
15 it's self sustaining.

16 And then the last page 18 is the net revenues for  
17 management of the transferred lands would be held in trust for  
18 the benefit of those selected beneficiaries and then deposited  
19 in a permanent fund for, again, the express benefit of those  
20 aforementioned beneficiaries.

21 That's pretty much it. I know that's a lot of information.  
22 I covered a lot of ground.

23 Again, there's going to be, you know, additional  
24 opportunities for your county to take a look at this.

25 At this point, as Commissioner Waits indicated, the task  
26 force will be meeting a week from tomorrow to gather input from  
27 all the counties and others to revise, if necessary, this  
28 preliminary report so that it's ready for presentation on  
29 June 12<sup>th</sup> for the Nevada legislature's Public Lands Committee in  
30 Elko.

31 And then based upon comments and feedback from -- from the  
32 Public Lands Committee, there will be, you know, another draft.  
33 That's when, you know, we'll have a public comment period and an  
34 opportunity to bring it back to all of you for additional  
35 comments and suggestions.

36 So with that, again, thank you. And I'm happy to answer  
37 any questions.

38 COMMISSIONER WAITS: Thank you, Jeff. We appreciate  
39 your -- your time this afternoon to go through that with us.

40 VICE CHAIRMAN BULLOCK: Thank you.

1 Any questions from the public?  
2 (No comment.)  
3 VICE CHAIRMAN BULLOCK: Okay.  
4 Thanks a lot, Jeff.  
5 JEFF FONTAINE: All right. Thank you.  
6

7 23) Discussion for possible action regarding resignation of Jan  
8 Morrison from the Lander County Sewer and Water District #2,  
9 Seat B; request for appointment of Cynthia Walsh to the  
10 vacant seat; and other matters properly related thereto.  
11

12 VICE CHAIRMAN BULLOCK: Okay. Moving on to item number 23,  
13 discussion for possible action regarding resignation of Jan  
14 Morrison from Lander County Sewer and Water District #2, Seat B;  
15 request for appointment of Cynthia Walsh to the vacant seat; and  
16 other matters properly related thereto.

17 COMMISSIONER WAITS: I'll make a motion that we appoint  
18 Cynthia Walsh to the Lander County Sewer and Water District #2.

19 COMMISSIONER MASON: I second it.

20 VICE CHAIRMAN BULLOCK: Any comments?

21 (No comment.)

22 VICE CHAIRMAN BULLOCK: All those in favor?

23 COMMISSIONER MASON: Aye.

24 COMMISSIONER WAITS: Aye.

25 COMMISSIONER STIENMETZ: Aye.

26 VICE CHAIRMAN BULLOCK: Aye.  
27

28 24) Discussion for possible action regarding redistribution of  
29 the Lander County Engineer's job duties and responsibilities  
30 to other Lander County Administrative positions, and other  
31 matters properly related thereto.  
32

33 VICE CHAIRMAN BULLOCK: Okay, item number 24, discussion  
34 for possible action regarding redistribution of the Lander  
35 County engineer's job duties and responsibilities to other  
36 Lander County administrative positions, and other matters  
37 properly related thereto.

38 Jim, is there any of these that jumped out at you that we  
39 need to really address here and get --

40 JIM OLSON: I know we've had Shaw who's helping us on

1 project managing these water and sewer replacement work and been  
2 involved in that.

3 I talked to them yesterday. And, you know, just he's been  
4 copying Joe and Ann on progress reports. And he's asked him to --  
5 to copy me as well so I can keep up to speed. And I'll work with  
6 Joe and Ann to make sure those projects are there.

7 And I think most of what Mark has done we can pick up  
8 internally, different department heads handling it. We have to  
9 go out outside to some consultants here and there as necessary.  
10 Some of the work I've done with them so far, like on the county  
11 building has been the special testing issue, getting the  
12 potential contractors in place for that.

13 But I think we can handle most of it internally.

14 VICE CHAIRMAN BULLOCK: The thing I know we need to do,  
15 which I don't see here, and that is we need to direct you to be  
16 the airport administrator, --

17 JIM OLSON: Oh, okay.

18 VICE CHAIRMAN BULLOCK: -- which was Mark's title which for  
19 both Austin and --

20 JIM OLSON: I've been handling that myself.

21 VICE CHAIRMAN BULLOCK: Yeah, but we need to designate you  
22 as the airport administrator. And there's some documents that  
23 need to be filled out changing you as the administrator --

24 JIM OLSON: Okay.

25 VICE CHAIRMAN BULLOCK: -- for the airports.

26 COMMISSIONER WAITS: Actually in the executive director job  
27 description, though, it is listed in this.

28 VICE CHAIRMAN BULLOCK: I understand that, but we had given  
29 it to Mark.

30 COMMISSIONER WAITS: Right. But we just have to turn it  
31 back. But it is part of the description already. So do we need  
32 to vote on that or --

33 VICE CHAIRMAN BULLOCK: Not necessarily. We just need to  
34 get the paperwork filled out and sent to the FAA. They need to  
35 be aware of that because there is a point of contact.

36 COMMISSIONER MASON: That will come from you, Jim, will it?  
37 You'll do the paperwork?

38 JIM OLSON: Yeah, I'll take care of the paperwork. I  
39 already have a relationship with them and J-U-B and everybody  
40 else. It will be very easy for me to do it and get a copy back

1 to everybody.

2 COMMISSIONER WAITS: Actually, I -- I do have a question  
3 since we're on the airport and FAA. And it came up at our last  
4 meeting when we were looking at the airport runway, and we said  
5 that the FAA will not recognize another government agency to  
6 justify how wide our airport can be.

7 And we were looking at the C-130s and so forth. So we asked  
8 to do a letter, I think -- because we talked about originally  
9 going to our representatives. And Brian mentioned that Amodei was  
10 on that.

11 But I believe it was J-U-B that said, they would suggest a  
12 letter from the county and the BLM to go to the FAA, the new  
13 fellow, I think, it's Mike in Phoenix?

14 JIM OLSON: Yeah, he's over in Phoenix.

15 COMMISSIONER WAITS: So have we done that letter?

16 JIM OLSON: We -- I think, I did it. J-U-B wrote it  
17 basically for me. And I just signed it. We sent it off to them  
18 contesting that decision in San Francisco.

19 COMMISSIONER WAITS: Okay. Thank you.

20 JIM OLSON: And I think they'll -- they seem very favorable  
21 to us, the new group out of Phoenix. They came back and turned  
22 around in the grant and said, yes, you should have the grant for  
23 the new runway, of refurbishment and all that.

24 COMMISSIONER WAITS: For the large -- larger runway?

25 VICE CHAIRMAN BULLOCK: Yeah.

26 JIM OLSON: But we still have to get this issue about the  
27 certification and the classification of the airport runway.  
28 We're getting that straightened out. They want to lower --

29 COMMISSIONER MASON: Is that still an issue?

30 VICE CHAIRMAN BULLOCK: Okay. I appreciate it. But we got  
31 to get back on the agenda.

32 COMMISSIONER STIENMETZ: Yeah.

33 JIM OLSON: That's --

34 COMMISSIONER WAITS: It was under airport.

35 VICE CHAIRMAN BULLOCK: We're just making him the  
36 administrator, you know, as far as the job duties.

37 COMMISSIONER STIENMETZ: Yeah.

38 JIM OLSON: That's fine.

39 VICE CHAIRMAN BULLOCK: But we can't keep going into this.  
40 We're welcome to put it on the next agenda.

1 JIM OLSON: Sure. Thank you.  
2 VICE CHAIRMAN BULLOCK: Okay. Any other concerns?  
3 JIM OLSON: No.  
4 VICE CHAIRMAN BULLOCK: Joe, any concerns on any of that  
5 job description?  
6 JOE LINDSEY: No, sir.  
7 VICE CHAIRMAN BULLOCK: Okay.  
8  
9

10 **BOARD APPOINTMENTS**

11  
12 25) Discussion for possible action regarding appointment of Gina  
13 Little to the vacant seat on the 2014-2015 Category 3 Lander  
14 Economic Development Authority (LEDA), and other matters  
15 properly related thereto.  
16

17 VICE CHAIRMAN BULLOCK: Okay, then let's go ahead and move  
18 on to item number 25, discussion for possible action regarding  
19 appointment of Gina Little to the vacant seat on the 2014-2015  
20 Category 3 Lander Economic Development Authority, and other  
21 matters properly related thereto.

22 COMMISSIONER WAITS: I'll make a motion we appoint Gina  
23 Little to the 2014-2015 Category 3 Lander Economic Development  
24 Authority (LEDA).

25 COMMISSIONER STIENMETZ: I'll second the motion.

26 VICE CHAIRMAN BULLOCK: Any comments?

27 (No comment.)

28 VICE CHAIRMAN BULLOCK: Those in favor?

29 COMMISSIONER MASON: Aye.

30 COMMISSIONER WAITS: Aye.

31 COMMISSIONER STIENMETZ: Aye.

32 VICE CHAIRMAN BULLOCK: Aye.  
33

34 26) Discussion for possible action regarding reappointment of  
35 Yvette Hacker to the 2014-2015 Category 3 Battle Mountain  
36 Livestock Events Center Advisory Board, and other matters  
37 properly related thereto.  
38

39 VICE CHAIRMAN BULLOCK: Okay, item number 26, discussion  
40 for possible action regarding reappointment of Yvette Hacker to

1 the 2014-2015 Category 3 Battle Mountain Livestock Events Center  
2 Advisory Board, and other matters properly related thereto.

3 COMMISSIONER STIENMETZ: I'll make a motion to reappoint  
4 Yvette Hacker to the 2014-2015 Category 3 Battle Mountain  
5 Livestock Center Advisory Board.

6 COMMISSIONER MASON: I'll second it.

7 VICE CHAIRMAN BULLOCK: Any comments?

8 (No comments.)

9 VICE CHAIRMAN BULLOCK: Those in favor?

10 COMMISSIONER WAITS: Aye.

11 COMMISSIONER MASON: Aye.

12 COMMISSIONER STIENMETZ: Aye.

13 VICE CHAIRMAN BULLOCK: Aye.

14  
15 27) Discussion for possible action regarding reappointment of  
16 Jodi Moore to the 2014-2015 Category 3 Battle Mountain  
17 Livestock Events Center Advisory Board, and other matters  
18 properly related thereto.

19  
20 VICE CHAIRMAN BULLOCK: Item number 27, discussion for  
21 possible action regarding reappointment of Jodi Moore to the  
22 2014-2015 Category 3 Battle Mountain Livestock Events Center  
23 Advisory Board, and other matters properly related thereto.

24 COMMISSIONER STIENMETZ: I'll make a motion to reappoint --  
25 for the appointment of Jodi Moore to the 2014-2015, Category 3  
26 Battle Mountain Livestock Event Center Advisory Board.

27 COMMISSIONER MASON: Second.

28 VICE CHAIRMAN BULLOCK: Any comments?

29 (No comment.)

30 VICE CHAIRMAN BULLOCK: Those in favor?

31 COMMISSIONER WAITS: Aye.

32 COMMISSIONER MASON: Aye.

33 COMMISSIONER STIENMETZ: Aye.

34 VICE CHAIRMAN BULLOCK: Aye.

35  
36 28) Discussion for possible action regarding reappointment of  
37 Rita Rogers to the 2014-2015 Category 3 Battle Mountain  
38 Livestock Events Center Advisory Board, and other matters  
39 properly related thereto.

1 VICE CHAIRMAN BULLOCK: Item number 28, discussion for  
2 possible action regarding reappointment of Rita Rogers to the  
3 2014-2015 Category 3 Battle Mountain Livestock Events Center  
4 Advisory Board, and other matters properly related thereto.

5 COMMISSIONER STIENMETZ: I'll make a motion to reappoint --  
6 for the reappointment of Rita Rogers to the 2014-2015 Category 3  
7 Battle Mountain Livestock Events Center Advisory Board.

8 COMMISSIONER MASON: I'll second it.

9 VICE CHAIRMAN BULLOCK: Any comments?

10 (No comment.)

11 VICE CHAIRMAN BULLOCK: Those in favor?

12 COMMISSIONER WAITS: Aye.

13 COMMISSIONER MASON: Aye.

14 COMMISSIONER STIENMETZ: Aye.

15 VICE CHAIRMAN BULLOCK: Aye.

16

17 29) Discussion for possible action regarding reappointment of  
18 Shirley Shepherd to the 2014-2015 Category 3 Battle Mountain  
19 Livestock Events Center Advisory Board, and other matters  
20 properly related thereto.

21

22 VICE CHAIRMAN BULLOCK: Item number 29, discussion for  
23 possible action regarding reappointment of Shirley Shepherd to  
24 the 2014-2015 Category 3 Battle Mountain Livestock Events Center  
25 Advisory Board, and other matters properly related thereto.

26 COMMISSIONER STIENMETZ: I'll make a motion for the  
27 reappointment of Shirley Shepherd to the 2014-2015 Category 3  
28 Battle Mountain Livestock Event Center Advisory Board.

29 COMMISSIONER MASON: Second.

30 VICE CHAIRMAN BULLOCK: Any comments?

31 (No comment.)

32 VICE CHAIRMAN BULLOCK: Those in favor?

33 COMMISSIONER MASON: Aye.

34 COMMISSIONER WAITS: Aye.

35 COMMISSIONER STIENMETZ: Aye.

36 VICE CHAIRMAN BULLOCK: Aye.

37

38 30) Discussion for possible action regarding reappointment of Joe  
39 Dory to the 2014-2015 Category 3 Austin Advisory Board, and  
40 other matters properly related thereto.

1  
2 VICE CHAIRMAN BULLOCK: Item number 30, discussion for  
3 possible regarding reappointment of Joe Dory to the 2014-2015  
4 Category 3 Austin Airport Advisory Board, and other matters  
5 properly related thereto.

6 COMMISSIONER STIENMETZ: I'll make a motion to  
7 reappointment -- for the reappointment of Joe Dory to the  
8 2014-2015 Category 3 Austin Airport Advisory Board.

9 COMMISSIONER WAITS: I'll second that.

10 VICE CHAIRMAN BULLOCK: Any public comment?

11 (No comment.)

12 VICE CHAIRMAN BULLOCK: Those in favor?

13 COMMISSIONER MASON: Aye.

14 COMMISSIONER WAITS: Aye.

15 COMMISSIONER STIENMETZ: Aye.

16 VICE CHAIRMAN BULLOCK: Aye.

17  
18 **31) Discussion for possible action regarding reappointment of Ray**  
19 **H. Williams, Jr. to the following 2014-2015 Advisory Boards:**  
20 **a) the Category 3 Austin Airport Advisory Board; b) the**  
21 **Category 3 Lander County Public Lands Use Advisory Planning**  
22 **Commission; and other matters properly related thereto.**  
23

24 VICE CHAIRMAN BULLOCK: Item number 31, discussion for  
25 possible action regarding the reappointment of Ray H. Williams,  
26 Jr. to the following 2014-2015 Advisory Board: the Category 3  
27 Austin Airport Advisory Board; the Category 3 Lander County  
28 Public Lands Use Advisory Planning Commission; and other matters  
29 properly related thereto.

30 COMMISSIONER STIENMETZ: I'll make a motion for the  
31 reappointment of Ray Williams, Jr. to the following 2014-2015  
32 advisory boards: a) the Category 3 Austin Airport Advisory  
33 Board; b) the Category 3 Lander County Public Lands Use Advisory  
34 Planning Commission.

35 COMMISSIONER MASON: Second.

36 VICE CHAIRMAN BULLOCK: Any comments?

37 (No comment.)

38 VICE CHAIRMAN BULLOCK: Those in favor?

39 COMMISSIONER MASON: Aye.

40 COMMISSIONER WAITS: Aye.

1 COMMISSIONER STIENMETZ: Aye.  
2 VICE CHAIRMAN BULLOCK: Aye.

3  
4

5 COURTHOUSE/ADMINISTRATION BUILDING PROJECT

6

7 32) Discussion for possible action regarding the status of the  
8 Lander County Courthouse/Administration Building Project, and  
9 other matters properly related thereto.

10

11 VICE CHAIRMAN BULLOCK: Item number 32, discussion for  
12 possible action regarding the status of the Lander County  
13 Courthouse/Administration Building Project, and other matters  
14 properly related thereto.

15 COUNTY CLERK SULLIVAN: He wants me to try calling him.

16 VICE CHAIRMAN BULLOCK: Max had to go to a funeral today  
17 for a judge that had passed away.

18 COUNTY CLERK SULLIVAN: He didn't know if he'd be in a good  
19 service zone area but to try.

20

21 (Establishing communication with Judge Max Bunch.)

22

23 COUNTY CLERK SULLIVAN: Hi, there. You're not supposed to  
24 be talking on the cell phone. Can you pull over?

25 COMMISSIONER STIENMETZ: Cost you \$117.

26 COUNTY CLERK SULLIVAN: Okay. I'm putting you on speaker  
27 phone.

28 UNIDENTIFIED PARTICIPANT: Did you get that? Did you  
29 record that?

30 COUNTY CLERK SULLIVAN: Can you hear us? Can you hear us?

31 JUDGE MAX BUNCH: Yeah, I can hear you.

32 VICE CHAIRMAN BULLOCK: All right. Go ahead, Max.

33 JUDGE MAX BUNCH: How are you doing?

34 VICE CHAIRMAN BULLOCK: Good.

35 JUDGE MAX BUNCH: Good.

36 COUNTY CLERK SULLIVAN: It's already been read into the  
37 record.

38 JUDGE MAX BUNCH: I'm in the record?

39 VICE CHAIRMAN BULLOCK: Yeah. What update do you got?

40 JUDGE MAX BUNCH: Just a -- just a quick update that we --

1 we opened the bids yesterday.  
2 They -- they have to meet with all the bidders and make sure  
3 of their numbers and stuff.  
4 And right now, it looks like we're in pretty good shape to  
5 be at least at budget, maybe a little under. I'm not sure.  
6 We do have scheduled -- or I'm going to have scheduled for  
7 June 4<sup>th</sup> at 5:00 p.m. a building committee meeting so that we  
8 can report back to the commissioners and be ready to go on June  
9 the 12<sup>th</sup>. So there are two commissioners on the building  
10 committee, June 4<sup>th</sup>, 5:00 p.m.  
11 That's about the latest update that I have at this point in  
12 time.  
13 VICE CHAIRMAN BULLOCK: Okay.  
14 Any questions?  
15 COMMISSIONER STIENMETZ: No.  
16 VICE CHAIRMAN BULLOCK: All right. Sounds good. Thanks,  
17 Max.  
18 JUDGE MAX BUNCH: All right. Thank you.  
19 COMMISSIONER MASON: Thank you.  
20 COMMISSIONER WAITS: Drive safely.  
21 JUDGE MAX BUNCH: All right.  
22  
23

24 **COMMISSIONERS**

26 33) **Correspondence/reports/potential upcoming agenda items.**

27  
28 VICE CHAIRMAN BULLOCK: Item number 33, correspondence/  
29 reports/potential upcoming agenda items.  
30 Any question on any correspondence?  
31

32 (The following correspondence was received:

33 1. Ron Walter, Summit Air Ambulance, to Lander County  
34 Commissioners, letter of appreciation for favorable vote on  
35 Thursday, April 24, 2014 to provide memberships to the Lander  
36 County employees.

37 2. Xavier Tarango-Castorena, Nevada Division of  
38 Environmental Protection, to Amanda Appelt, Western Energetix,  
39 letter regarding 4<sup>th</sup> Quarter 2013 Groundwater Monitoring Report,  
40 Western Energetix Bulk Plant, 125 N. Mountain Street, Battle

- 1 Mountain, NV, NDEP ID #5-000289, Petroleum Fund #2009000020.
- 2 3. Keith B. Adams, US Department of Agriculture, to  
3 Telecommunications Borrowers, letter regarding list of countries  
4 [sic] designated as "eligible countries" [sic] for the  
5 Telecommunications Program of the Rural Utilities Service.
- 6 4. Congressman Mark E. Amodei, to Commissioner Patsy  
7 Waits, letter regarding the proposed approval of clean energy  
8 projects because of the potential listing of the sage grouse as  
9 an endangered species.
- 10 5) Dan Schinhofen, Nye County Commission Chair, to  
11 Honorable Sally Jewell, Secretary of the Interior, letter  
12 requesting delisting of common raven from the Migratory Bird  
13 Treaty Act to protect the greater sage grouse.
- 14 6) Mr. and Mrs. Richard Smucker, Reese River Farm  
15 District, to Lander County Commission, letter opposing hydraulic  
16 fracturing in Lander County.
- 17 7) Alison Oakley, Nevada Division of Environmental  
18 Protection, to Mark Hanneman, Ormat Nevada Inc., letter  
19 regarding Remediation Summary: Facility ID E-000119; Spill  
20 Report No. 140310-01.
- 21 8) Shane Martin, Nevada Division of Environmental  
22 Protection, to Michael Doolin, Klondex Gold & Silver Mining  
23 Company, letter regarding Fire Creek Exploration Project; Plan  
24 of Operations NVN-079769, Nevada Reclamation Permit No. 0241  
25 Modification dated June 3, 2013, and subsequent revisions dated  
26 April 7, 2014 and May 2, 2014.
- 27 9) Gene Seidlitz, BLM, to Permittees/Stakeholders, letter  
28 regarding livestock management for BLM administered lands in the  
29 Winnemucca District in response to drought.)

30  
31 VICE CHAIRMAN BULLOCK: Okay.

32 Potential upcoming agenda items?

33 I don't -- I -- we had the one earlier -- it's been a long  
34 day -- we were going to put on they agenda.

35 COUNTY CLERK SULLIVAN: Brian said something about the  
36 alley project change order request; is that correct?

37 JOY SWEENEY: Additional alleys or something I put on mine.  
38 Additional alleys on next agenda.

39 VICE CHAIRMAN BULLOCK: Okay.

40 JOY SWEENEY: I don't know what that means.

1 VICE CHAIRMAN BULLOCK: I guess I would like to put on the  
2 agenda to look at the code or to the aspect of these advisory  
3 boards why we can't do two-year terms and space them out so  
4 we're not replacing everybody every year.

5 COUNTY CLERK SULLIVAN: Yeah, we -- it will be changed  
6 through the code book, because it does state annual. So we  
7 would have to adjust --

8 VICE CHAIRMAN BULLOCK: I know. So I would like to put  
9 that on the agenda to see how the other commissioners felt, if  
10 we could maybe address that so we're not replacing everybody  
11 every year or re-upping them. That way it's spaced out in case  
12 --

13 JIM OLSON: Makes sense.

14 VICE CHAIRMAN BULLOCK: -- we need to. I would like to  
15 address that. So --

16 JIM OLSON: Makes sense. Maybe --

17 VICE CHAIRMAN BULLOCK: Okay, anything else?

18 (No comment.)  
19  
20

21 **PUBLIC COMMENT**  
22

23 VICE CHAIRMAN BULLOCK: Okay, public comment for  
24 non-agendized items only?

25 (No comment.)

26 VICE CHAIRMAN BULLOCK: Nothing further.  
27  
28

29 **ADJOURNMENT**  
30

31 COMMISSIONER STIENMETZ: I'll make a motion we adjourn.

32 COMMISSIONER WAITS: I'll second that.

33 CHAIRMAN GARNER: Any comments?

34 (No comment.)

35 CHAIRMAN GARNER: Those in favor?

36 COMMISSIONER STIENMETZ: Aye.

37 COMMISSIONER MASON: Aye.

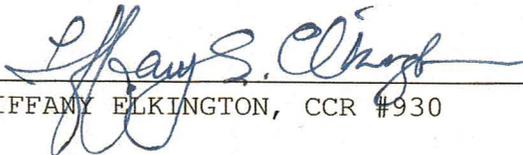
38 COMMISSIONER WAITS: Aye.

39 VICE CHAIRMAN BULLOCK: Aye.  
40

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

8 I, TIFFANY ELKINGTON, A CERTIFIED COURT REPORTER, DO HEREBY  
9  
10 CERTIFY THAT I WAS PRESENT IN THE COMMISSION CHAMBERS OF THE  
11  
12 LANDER COUNTY COURTHOUSE IN THE STATE OF NEVADA, ON THE 22ND  
13  
14 DAY OF MAY 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 SPRING CREEK, NEVADA,  
24 THIS 5th DAY OF JUNE 2014.  
25

26  
27   
28 \_\_\_\_\_  
29 TIFFANY ELKINGTON, CCR #930  
30  
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**CHAIRMAN OR VICE CHAIRMAN OF THE  
BOARD OF LANDER COUNTY  
COMMISSIONERS AND THE LANDER  
COUNTY LIQUOR BOARD**

**ATTEST:**



**LANDER COUNTY CLERK**

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