

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 October 24, 2013 at
4 9:00 a.m.

5
6
7 **PRESENT: DEAN BULLOCK, 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 **ROGENE HILL, FINANCE DIRECTOR**
14 **SOVEIDA ROBINSON, HUMAN RESOURCES DIRECTOR**

15
16 **ABSENT: STEVEN STIENMETZ, COMMISSIONER**
17

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

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

24
25 [Meeting commenced on October 24, 2013 at 9:00 a.m.]
26

27 **CHAIRMAN BULLOCK:** Okay. We'll go ahead and call to order
28 the meeting of the Lander County Commissioners, Town Board of
29 Battle Mountain, and Austin Board of County Highway
30 Commissioners.

31 If we can, please, stand for the pledge.

32 Patsy, would you lead us, please.

33 **COMMISSIONER WAITS:** Thank you. Please, join me.

34
35 (Pledge of Allegiance)
36
37

38 **APPROVAL OF AGENDA NOTICE**

39
40 **CHAIRMAN BULLOCK:** Discussion for possible action regarding

1 approval of Agenda Notice.
2 COMMISSIONER WAITS: I make a motion we approve the Agenda
3 Notice.
4 COMMISSIONER MASON: Second.
5 CHAIRMAN BULLOCK: Any public comment?
6 (No comment.)
7 CHAIRMAN BULLOCK: All those in favor.
8 COMMISSIONERS: Aye.
9 CHAIRMAN BULLOCK: Those opposed?
10 (None opposed.)
11
12

13 **APPROVAL & ACCEPTANCE OF MINUTES**
14

15 CHAIRMAN BULLOCK: Discussion for possible action regarding
16 approval and acceptance of Minutes of October 10th, 2013,
17 Regular Session.
18 COMMISSIONER WAITS: I do have one correction on that. And
19 that would be on page 84, the bottom of 84 and the top of 85.
20 Um, we have Commissioner Mason voting aye; Commissioner
21 Steinmetz, aye; Commissioner Bullock; those opposed;
22 Commissioner Garner, no. And I voted no on that one.
23 And I believe you voted aye then? Right? Dean?
24 CHAIRMAN BULLOCK: Hm?
25 COMMISSIONER WAITS: This is the one actually on the golf
26 course.
27 CHAIRMAN BULLOCK: Mm-hm.
28 COMMISSIONER GARNER: On page what?
29 COMMISSIONER WAITS: Page eighty -- 84, bottom of 84 and
30 top of 85. And you and I don't have the votes in there.
31 COUNTY CLERK SULLIVAN: What line are you on, Patsy?
32 COMMISSIONER WAITS: Well, it's missing. So -- so there is
33 no line. But look at 39, where it starts the -- the actual
34 voting.
35 COUNTY CLERK SULLIVAN: And with that, what we can do is we
36 can go back to the actual recording, but we'll do -- you know,
37 we'll have to listen to the recording and see how it went.
38 COMMISSIONER WAITS: Okay.
39 COUNTY CLERK SULLIVAN: And then, you know, we'll go from
40 there.

1 COMMISSIONER GARNER: So don't approve them?
2 COMMISSIONER WAITS: Well, I know we all voted so something
3 has --
4 COMMISSIONER GARNER: Yeah.
5 COMMISSIONER WAITS: -- to be on there. So -- okay, I'll
6 make a motion we approve the minutes of October 10th with that
7 additional correction.
8 COUNTY CLERK SULLIVAN: And you got everything on that that
9 she requested?
10 TIFFANY ELKINGTON: Can you repeat it? Can you repeat your
11 votes --
12 COMMISSIONER WAITS: I'm sorry.
13 TIFFANY ELKINGTON: Just repeat what your votes actually
14 were. Because probably what happened is people were talking
15 over each other so I missed it.
16 COMMISSIONER WAITS: I'm sure.
17 TIFFANY ELKINGTON: So what was your vote and what was --
18 COMMISSIONER WAITS: My vote was no, against. And Dean's
19 was for.
20 TIFFANY ELKINGTON: Okay.
21 COMMISSIONER WAITS: And the motion passed.
22 TIFFANY ELKINGTON: Okay.
23 COMMISSIONER WAITS: Because right now we only have three
24 votes.
25 TIFFANY ELKINGTON: Okay.
26 COMMISSIONER WAITS: And all five of us voted. Nobody
27 abstained. So --
28 COUNTY CLERK SULLIVAN: And a lot of times, too, like
29 Tiffany had said, on the recordings, if there's talking all at
30 once, that's where it's really hard.
31 COMMISSIONER WAITS: I'm sure.
32 COUNTY CLERK SULLIVAN: So anyway...
33 COMMISSIONER WAITS: I'm sure.
34 COMMISSIONER MASON: It's just an error in --
35 COUNTY CLERK SULLIVAN: Right. Right. Yeah.
36 COMMISSIONER MASON: But --
37 COMMISSIONER WAITS: We'll correct it.
38 COUNTY CLERK SULLIVAN: Yeah.
39 COMMISSIONER MASON: -- Steve Steinmetz and Dean Bullock
40 and myself all voted yes. And Brian Garner and Patsy voted no.

1 COMMISSIONER WAITS: It -- it doesn't change the motion in
2 any way. I mean, the motion stands. It's just the minutes need
3 to be corrected and reflected how we voted. That's all.

4 CHAIRMAN BULLOCK: I have a motion. Do I have a second?

5 COMMISSIONER MASON: Second.

6 COMMISSIONER GARNER: Second that.

7 COMMISSIONER MASON: Second. Okay.

8 CHAIRMAN BULLOCK: Any public comment? Further discussion?
9 All those this favor?

10 COMMISSIONERS: Aye.

11 CHAIRMAN BULLOCK: Those opposed?

12 (None opposed.)
13
14

15 COMMISSIONER REPORTS

16
17 CHAIRMAN BULLOCK: Commissioner Reports on meetings,
18 conferences and seminars attended.

19 Dave?

20 COMMISSIONER MASON: I attended Newmont breakfast on the
21 15th of October, 7:30 a.m. at the Owl. And -- they're still
22 having public tours, but they've been shut down. You can still
23 get a public tour started with Shar, but it's not on a regular
24 schedule right now. She'll set one up for you, if you want one.

25 Willow Creek is open to the public for fishing and
26 picnicking and that sort of thing.

27 Carlin -- no, we don't need that.

28 About the Newmont layoff, we had 56 salaried people. And
29 the Phoenix reduced its positions by 27. They did not lay off
30 hourly workers at all. Um, they're now at 480 permanent
31 employees at Phoenix -- Phoenix Project.

32 Lone Tree has 30 to 50. And that's based on an estimation.
33 And they are now producing about 2 million pounds of copper per
34 month on the new leech field. And I think that's pretty --
35 pretty amazing.

36 And Midas -- the Midas plant is up for sale. That's all I
37 have on that.

38 CHAIRMAN BULLOCK: Okay. Patsy?

39 COMMISSIONER WAITS: Thank you. On October 14th, we did
40 have an airport meeting in Austin. But unfortunately, we did

1 not have a quorum, so there really wasn't any business discussed
2 other than they did call our airport engineer and discussed some
3 things with J.D.

4 On October 17th and 18th, I attended the Great Basin Water
5 Forum in Bishop, California. And this is regarding the Owens
6 Lake and Owens Valley. And I'd heard about this ever since I
7 moved to Nevada, actually, almost 25 years ago. But it was
8 quite an eye opener to actually see everything that they had.
9 And we had a field trip one day. And then we had the forum the
10 next day. The people that -- that were on -- on the agenda were
11 just amazing. We had everybody from hydraulic engineers to the
12 LA people that actually are running the LA Aqueduct and the
13 Colorado River Aqueduct and the things that were going on with
14 climate. And there were a couple of things -- it was nice to
15 see the other side of the story, because Owens Lake was so
16 beautiful, they say, many, many years ago. And then of course
17 when they completely depleted the lake entirely, we got hit with
18 all kinds of the dust, which was so horrible. In fact, they
19 gave us some of the particles that were floating around before
20 the Environmental Agency stepped in to really clamp on them.
21 And they said they actually were emitting 70- to 80,000 tons a
22 day of these dust particles. And the most that's acceptable is
23 a hundred thousand a year. That's a problem when it gets to a
24 hundred thousand a year for anybody anywhere. And Owens Valley
25 was 70- to 80,000 tons a day. I mean, do we have a problem?
26 They said they even found them in New York. The particles were
27 terrible.

28 Well, after -- after the Environmental Agency stepped in
29 and now they're trying to mitigate all the damages, Owens Lake
30 is now 90% dust mitigated -- 90% of it -- and no longer in the
31 top-ten list of -- of what they call the particles PM10
32 emissions. So that was fabulous news.

33 They are celebrating the 100th year of the aqueduct. And
34 in order do that, they decided to take a hundred mules and drive
35 them from Owens Valley to Los Angeles. And so they're on their
36 way doing that. That was an interesting way. And they're
37 talking about, especially in Los Angeles, what they're doing to
38 really get the per capita, the gallon -- water gallons per
39 capita down. And that was very enlightening. It really was
40 interesting. They said they have reduced the water use from

1 19-, just 1987, it was almost 190 gallons per capita. And they
2 are now running at 123 gallons per capita. There's many things
3 that they're looking at to save the water and recycle the water,
4 all kinds of things that they gave out. But it really was
5 interesting. They said Phoenix, alone, was just 190, already,
6 way over Los Angeles. So even with all the people and what's
7 going on with our water resources, it was a very interesting --
8 interesting forum.

9 And the other -- other things I attended, actually, was two
10 conference calls on October 23rd. And that was regarding our
11 Regional Management Plan with the BLM. We had one conference
12 call at 9:00 o'clock in the morning and another one with the
13 four counties at 10:00 o'clock in the morning. And of course,
14 we're a little -- little bit behind. They were going to have
15 the sage grouse EIS out to us by October 11th, and that's been
16 delayed because of the government shut down and such.

17 But we're looking at the first part of November, be getting
18 that information in, and then we'll be able to make comments on
19 it up through, they figured, the first part of the January. So
20 we're working diligently on that, getting our comments on all
21 the different areas that they're doing. So we should have, by
22 January, three different -- three different chapters that are
23 sent out to us for comments. And we're sending in our comments
24 on the chapters that we have now. Very, very detailed and
25 difficult. But fortunately, Rex Massey is on top of that to
26 assist us.

27 So that's my report. Thank you.

28 CHAIRMAN BULLOCK: All right, Brian?

29 COMMISSIONER GARNER: Everything's in the meeting.

30 CHAIRMAN BULLOCK: Okay. This last Tuesday the 22nd, I
31 attended the Great Basin Regional Development Authority Meeting.
32 Still getting underway on trying to get set up and everything.
33 And things are going forward. An Executive Director was
34 contracted to help with those. And -- but just as a matter of
35 notice, on October 28th, which is Monday, at 3:00 o'clock at the
36 Extension Office, there'll be a bunch of GOED representatives
37 from the different areas will be there for any questions or
38 concerns that you have. So that -- again, that's 3:00 o'clock
39 at the Extension Office. That's all I have.

40

1 PAYMENT OF THE BILLS

2
3 CHAIRMAN BULLOCK: Discussion for possible action regarding
4 Payment of the Bills.

5 JANE BIANCHI: Good morning. I have a couple of things to
6 ratify here: Check #46079 to Wells Fargo Remittance in the
7 amount of 1,728.72; Check #46215 in the amount of \$37,980 to Dan
8 Trampe/Carson Pump; Check #46217 in the amount of \$3,222.74 to
9 Rodney Davis; Check #46221 in the amount of \$71,502.75 to H.E.
10 Hunewill; Check #46237 in the amount of \$2,950.66 to Thorndal
11 and Armstrong; Check #46082 in the amount of \$75 to Maryam Abdi.

12 COMMISSIONER WAITS: Jane, I have one question. I'm not
13 sure whether it's something you can answer right offhand for me
14 or not. But I was looking at the bills that came in from Shaw
15 Engineering, regarding the Loneliest Highway and then the
16 engineering fees on W & S, right? Are we pretty well caught up
17 with the engineering fees on -- on that for Shaw? Do you know?

18 ROGENE HILL: For -- are you talking about the --

19 COMMISSIONER WAITS: The highway, Rogene.

20 ROGENE HILL: -- Austin, Loneliest Highway?

21 COMMISSIONER WAITS: The Austin. Yeah.

22 ROGENE HILL: They are the project manager of that. So we
23 will continue to --

24 COMMISSIONER WAITS: There's still a lot more than we have
25 in.

26 ROGENE HILL: Yes. Yes. In talking with Dean Martin
27 yesterday, I -- if -- and Mark as well, if everything, the
28 weather permitting, they should be finished with construction
29 the end of November.

30 COMMISSIONER WAITS: Oh.

31 ROGENE HILL: And -- but if they have some bad weather,
32 then, you know, we're probably looking at extensions on the
33 weather for that project.

34 COMMISSIONER WAITS: So it's just --

35 ROGENE HILL: Yeah, it's ongoing.

36 COMMISSIONER WAITS: -- a regular draw?

37 ROGENE HILL: Yeah, it's just regular. No different
38 than -- we're still having some fees from Stantec as well. And
39 then we'll also have construction fees.

40 COMMISSIONER WAITS: I guess I don't know why Stantec would

1 still be on that. I thought they came back in to finish --
2 ROGENE HILL: I think they're just at the end of theirs.
3 Yeah. They were coming after -- we had some -- I don't know
4 have the --
5 COMMISSIONER MASON: Delays.
6 COMMISSIONER WAITS: They had to do it because of the
7 rebid.
8 ROGENE HILL: Yes, the rebid. Yes. Yes.
9 COMMISSIONER WAITS: I thought we were through with them.
10 ROGENE HILL: Then we should be finished. It should be
11 totally just Shaw Engineering and the construction --
12 COMMISSIONER WAITS: Okay.
13 ROGENE HILL: -- as far as my discussion went with Dean
14 Martin yesterday.
15 COMMISSIONER WAITS: Thank you.
16 CHAIRMAN BULLOCK: Okay. Let the record reflect that I
17 need to abstain from Check #46098, meeting transportation.
18 COMMISSIONER GARNER: I will abstain from Check 46090, Car
19 Wash.

20
21 **Rodney Davis**

22
23 COMMISSIONER GARNER: Motion to ratify Check 46217 in the
24 amount of \$3,222.74 to Rodney Davis.
25 COMMISSIONER WAITS: I'll second that motion.
26 CHAIRMAN BULLOCK: Any public comment?
27 (No comment.)
28 CHAIRMAN BULLOCK: All those in favor?
29 COMMISSIONERS: Aye.
30 CHAIRMAN BULLOCK: Those opposed.
31 (None opposed.)
32

33 **Dan Trampe/Carson Pump**

34
35 COMMISSIONER GARNER: Make a motion to ratify Check #46215
36 in the amount of \$37,980 to Dan Trampe/Carson Pump for Well 9.
37 COMMISSIONER WAITS: I'll second that motion.
38 CHAIRMAN BULLOCK: Okay, any public comment?
39 (No comment.)
40 CHAIRMAN BULLOCK: All those in favor?

1 COMMISSIONERS: Aye.
2 CHAIRMAN BULLOCK: Those opposed?
3 (None opposed.)
4

5 **Thorndal and Armstrong**

6
7 COMMISSIONER GARNER: Make a motion to ratify Check 46237
8 in the amount of \$2,950.66 to Thorndal Armstrong.

9 COMMISSIONER WAITS: I'll second that motion.

10 CHAIRMAN BULLOCK: Any public comment?
11 (No comment.)

12 CHAIRMAN BULLOCK: All those in favor?

13 COMMISSIONERS: Aye.

14 CHAIRMAN BULLOCK: Those opposed.
15 (None opposed.)
16

17 **Maryam Abdi**

18
19 COMMISSIONER GARNER: Make a motion to ratify Check 46082
20 in the amount of \$75 to Maryam Abdi.

21 COMMISSIONER WAITS: I'll second that motion.

22 CHAIRMAN BULLOCK: Any public comment?
23 (No comment.)

24 CHAIRMAN BULLOCK: All those in favor?

25 COMMISSIONERS: Aye.

26 CHAIRMAN BULLOCK: Those opposed?
27 (None opposed.)
28

29 **H.E. Hunewill**

30
31 COMMISSIONER GARNER: Make a motion to ratify Check 46221
32 in amount of \$71,502.75 for H.E. Hunewill Construction.

33 COMMISSIONER WAITS: I'll second that motion.

34 CHAIRMAN BULLOCK: Any public comment?
35 (No comment.)

36 CHAIRMAN BULLOCK: All those in favor?

37 COMMISSIONERS: Aye.

38 CHAIRMAN BULLOCK: Those opposed?
39 (None opposed.)
40

1 **Wells Fargo Remittance**

2
3 COMMISSIONER GARNER: Make a motion to ratify Check 46079
4 in the amount of \$1,728.72 for Wells Fargo Remittance.

5 COMMISSIONER WAITS: I'll second that motion.

6 CHAIRMAN BULLOCK: Public comment.

7 (No comment.)

8 CHAIRMAN BULLOCK: All those in favor?

9 COMMISSIONERS: Aye.

10 CHAIRMAN BULLOCK: Those opposed?

11 (None opposed.)

12
13 COMMISSIONER GARNER: Make a motion to approve the
14 submitted expenditures in the amount of \$1,425,898 and one penny
15 from Check 46082 through Check #46208.

16 COMMISSIONER WAITS: I'll second that motion.

17 CHAIRMAN BULLOCK: Any public comment.

18 (No comment.)

19 CHAIRMAN BULLOCK: All those in favor?

20 COMMISSIONERS: Aye.

21 CHAIRMAN BULLOCK: Those opposed?

22 (None opposed.)

23
24 COMMISSIONER WAITS: You were busy this week, Jane.

25 COMMISSIONER MASON: Did you see the bottom line?

26 COMMISSIONER WAITS: Mm-hm. I did.

27
28 (Commissioners reviewing Payment of the Bills.)

29
30 JANE BIANCHI: Thank you.

31 COMMISSIONER MASON: Thanks, Jane.

32
33
34 **PAYROLL CHANGE REQUESTS**

35
36 CHAIRMAN BULLOCK: Okay, discussion for possible action
37 regarding Payroll Change Requests. We have six of them:
38 Employee #1563, Employee #1297, Employee #391, Employee #2047,
39 Employee #1509, and Employee #1577.

40 COMMISSIONER GARNER: I make a motion to accept all Payroll

1 Change Requests.
2 COMMISSIONER WAITS: I'll second that motion.
3 CHAIRMAN BULLOCK: Any public comment?
4 (No comment.)
5 CHAIRMAN BULLOCK: All those in favor?
6 COMMISSIONERS: Aye.
7 CHAIRMAN BULLOCK: Those opposed?
8 (None opposed.)
9
10

11 **PUBLIC COMMENT**

12
13 CHAIRMAN BULLOCK: Okay. Public comment for non-agendized
14 items only.

15 Go ahead and come up front. State your name.

16 BEN CLARK: My name is Ben Clark. And I've got a piece of
17 property on the end of 1725 East Street. And this is a picture
18 of the property, an aerial photo. This is Presidential
19 Boulevard. This is 1725 East. The county, I've been talking to
20 them since May, two months before they paved -- these roads were
21 scheduled to be paved. This road, they paved it to here. I
22 talked to Donnie Negro. He was supposed to get this at least --
23 he said he wouldn't be able to pave it this year, but he'd get
24 the road back to the property. Here's the property line right
25 here. This is off of the title report. They paved it to here.
26 This is Presidential Boulevard.

27 And here is a map that where Lander County accepted it as a
28 roadway in 1977, the 10th day of August -- the 15th day of
29 November -- I'm sorry.

30 And there's a fence across there where you can't get to it.
31 And there's a fence on the easement going to the property. And
32 I've talked to the Lander -- I talked to the District Attorney.
33 I've talked to Donnie Negro. I've talked to Lura Duvall. And
34 the District Attorney and Lura Duvall both agree it's a fence --
35 I mean a roadway. And I can't get Donnie Negro to commit
36 himself either way on it.

37 It was supposed to get this str -- I come to the
38 Commissioners Meeting at the end of May this year, two months
39 before they paved these roads. This is where they paved the
40 five roads on Presidential Boulevard.

1 COMMISSIONER MASON: So he's paved up halfway, right?
2 BEN CLARK: Yes, sir. And I can't even get access through
3 here. They had a fence acrossed here. And now they've got a
4 fence going right down the easement on the roadway. Well, it's
5 been there for a long time.
6 COMMISSIONER MASON: But according to this, this is the
7 county road?
8 CHAIRMAN BULLOCK: Dave. Dave.
9 BEN CLARK: Exactly.
10 CHAIRMAN BULLOCK: Dave, this is just public comment.
11 BEN CLARK: I've been working on it for five -- close to
12 five months, and nothing's happened.
13 And the reason nobody complained about it before, the
14 previous owner that I bought it from owned it since 1970. And
15 they live in California. So they didn't care about getting
16 there -- you know what I'm saying? -- to get to the property.
17 But I do. I'd like to do something with it. And I can show you
18 that where the previous owner purchased it in 1970, if want to
19 see that also. And that's the title report from when I
20 purchased it. One is the drawn on map on there. .
21 CHAIRMAN BULLOCK: Okay. Thank you.
22 BEN CLARK: Mm-hm. What do I have to do to get anything
23 done on it?
24 CHAIRMAN BULLOCK: Get it on the agenda.
25 BEN CLARK: Okay. How do I do that?
26 I should've done this six months ago. Donnie said, give me
27 two weeks, and I'll take care of it. Here it is six months
28 later.
29 CHAIRMAN BULLOCK: You just have to request to have it on
30 the agenda.
31 BEN CLARK: How do I go about that?
32 CHAIRMAN BULLOCK: Contact the Commissioners' Offices.
33 BEN CLARK: Well, you guys are the commissioners, right?
34 CHAIRMAN BULLOCK: Hm?
35 BEN CLARK: You guys are the commissioners, right?
36 CHAIRMAN BULLOCK: Hm?
37 BEN CLARK: Where do I contact you at?
38 COMMISSIONER MASON: At the commissioner offices.
39 CHAIRMAN BULLOCK: At the commissioner offices.
40 BEN CLARK: Where's that at?

1 COMMISSIONER MASON: Across the railroad tracks on your
2 right.

3 BEN CLARK: Okay.

4 COMMISSIONER MASON: Two blocks and then turn right.

5 BEN CLARK: Over where the old BLM building was.

6 UNIDENTIFIED PARTICIPANT: Yes.

7 BEN CLARK: All right. Thank you.

8 CHAIRMAN BULLOCK: Mm-hm. Okay, any other public comment?
9
10

11 **FINANCE**
12

13 1) **Discussion for possible action regarding budget review,**
14 **contracts, financial update and other matters properly**
15 **relating thereto.**
16

17 CHAIRMAN BULLOCK: Okay, we're going to Item Number 1,
18 discussion for possible action regarding budget review,
19 contracts, financial update and other matters properly relating
20 thereto.

21 ROGENE HILL: Good morning.

22 COMMISSIONER WAITS: Good morning, Rogene.

23 CHAIRMAN BULLOCK: Good morning, Rogene.

24 ROGENE HILL: Okay. First on the items is accounts
25 receivable for the month of September as follows: water
26 \$14,641; sewer, \$11,595; water and sewer miscellaneous, zero;
27 landfill, 26,162; ambulance, \$960; active accounts at
28 collections, \$9,723, for a total accounts receivable of \$63,101.

29 CHAIRMAN BULLOCK: How'd you get miscellaneous to zero?

30 ROGENE HILL: Because everybody paid up. That's kind of a
31 hit and miss. It's usually at zero. Every now and then it pops
32 up with some costs there.

33 Second item, advertising for the positions of Finance
34 Director, Community Services Officer, and Executive Director
35 started on October 15th and will end at 5:00 o'clock on
36 October 28th for the Finance Director and the Community Services
37 Officer. Also the Executive Director advertisement was placed
38 in the Elko Free Press, Humboldt Sun, Battle Mountain Bugle, as
39 well as Reno Gazette.

40 I will be reviewing the applications for the Finance

1 Director on Tuesday the 29th and hope to be doing interviews on
2 Wednesday. And then we'll have the interviews with the
3 committee. And then we will bring before you for your approval
4 of the choice of the committee.

5 COMMISSIONER GARNER: Who's on that committee?

6 ROGENE HILL: Pardon me?

7 COMMISSIONER GARNER: Who's on that committee?

8 ROGENE HILL: There will be Kathy Ancho, the
9 ex-administrator. There will be -- Gina was going to be on it,
10 but she informed me she'll be in New Orleans, this morning. So
11 I'll see if Anna will sit on it. HR, Soveida and Joy, will also
12 sit on the committee. And I'm trying to think who else I had on
13 the list. Kim from Drake Rose and Associates will also -- they
14 kind of oversee. They're not -- they just overview the process.
15 And then I've asked Dean Bullock to sit in on that interview as
16 well.

17 Okay. Had a visit from Brenda Keller. She was concerned
18 about the rental space of the Health -- her nursing facilities
19 at the dome. I guess they had architects from the hospital that
20 had came to ask her about, you know, the office. And so she
21 came to me to find out if I was aware or if I knew what was
22 going on, which I didn't. I called and talked to Phil Hanna to
23 see, you know, what -- what was going on, if, you know, the
24 county was committed to anything for the new building.

25 They are doing a Phase 1, which will consist of the
26 ambulance barn and also a facility that will house the Health
27 Nurse as well as the Mental Health Nurse. I guess they're
28 looking at combining those in the position.

29 And so I said, well, right now we pay \$613 a month for
30 rent. Do you foresee that changing?

31 And he said, no, basically we just thought it was a good
32 fit. We'll just be asking for the utilities and that should be
33 sufficient.

34 They're not going out -- they don't foresee breaking ground
35 until September, or -- I believe he said September of next year.
36 So we're looking, you know, this is kind of far range. But they
37 are going to demolish the dome and redo something there in
38 another phase of their construction. So just so everybody's
39 aware. The county is not committed for anything there, other
40 than no different than we have right now with the hospital. We

1 have a contract for rental of the space. So that kind of
2 alleviated all the, you know, what's going on? And --
3 CHAIRMAN BULLOCK: I guess my concern with that is.
4 ROGENE HILL: Pardon me.
5 CHAIRMAN BULLOCK: I guess my concern would be that still
6 they're planning on us renting from them when we're going to
7 have all kind of vacant county buildings that we may not need to
8 rent from them anymore. And if they're totally planning on us
9 doing that, we may not even be there, if they're basing this
10 whole building on that. I mean, I know it's only \$600 or
11 whatever and then utilities and stuff. But we're going to have
12 some vacant buildings.
13 COMMISSIONER GARNER: I think their --
14 CHAIRMAN BULLOCK: And we may not even need to rent from
15 them.
16 COMMISSIONER GARNER: I think their primary goal is to
17 house ambulance and a training facility.
18 ROGENE HILL: Right. Ambulance. And then we were going
19 to -- because we rent from them now, they were going to have
20 office space. I would assume. If you want me to get in touch
21 with Phil and make sure that he's aware that there's been no
22 decision made, I guess we would continue to rent the dome until
23 it's demolished. Is that kind of the stand of the Commission?
24 I don't know. We probably need to give them a feel of what the
25 county --
26 COMMISSIONER GARNER: He needs to come --
27 ROGENE HILL: -- is looking at well.
28 COMMISSIONER GARNER: He needs to come to us and --
29 ROGENE HILL: Okay.
30 COMMISSIONER GARNER: -- discuss what.
31 ROGENE HILL: Okay.
32 COMMISSIONER WAITS: Do we --
33 ROGENE HILL: I will get in touch with him.
34 COMMISSIONER GARNER: We're not obligated to do anything in
35 there.
36 ROGENE HILL: No, you're not.
37 COMMISSIONER WAITS: We don't have any --
38 ROGENE HILL: They were just -- I think they felt obligated
39 to furnish a facility since we were already renting the facility
40 at the dome. I think that's probably, you know, they didn't

1 want to leave us out in the cold, basically.

2 COMMISSIONER WAITS: Do we have a written contract?

3 ROGENE HILL: Yes. With the hospital.

4 COMMISSIONER WAITS: And how long does that --

5 ROGENE HILL: I --

6 COMMISSIONER WAITS: Does that come up next year?

7 ROGENE HILL: I've looked it up. I think it's probably up

8 for renewal. It's one of those things that just goes on and up

9 each year.

10 COMMISSIONER WAITS: Automatically renews.

11 ROGENE HILL: Yes. So that kind of gives you an update of

12 what's going on with -- in case anybody happens to ask.

13 Also, in reviewing the cost for the month of September, I

14 noticed that in our golf course, in culture and recreation, that

15 our repair and maintenance was considerably over-budget, within

16 three and a half months, a concern being that we're just barely

17 starting into the budget year.

18 I spoke with Jake. And he is going go back over his

19 operating costs and will probably be coming back with some

20 line-item adjustments, so he can get his budget back -- around

21 again.

22 Um, let's see, just as an update on my retirement, I was

23 originally leaving on January 3rd, but with all the changes

24 going on for the elected -- or the Executive Director and the

25 Finance Director, it would probably be in the best interest of

26 the county to extend my retirement until April 10th. If you

27 want this to come back on an agenda item -- you know, I don't

28 know how you want to handle it. But I was just informing you I

29 am willing to stay until April 10th. That would get you through

30 your state tentative budget. So -- FYI.

31 Um, also, had our FY '12/'13 audit exit meeting on the

32 16th. Also I received my information, now, so I can proceed

33 with getting the county audit MD&A, which is the Management

34 Discussion and Analysis prepared and back to the auditors so we

35 can get our audit completed. And that's all I have.

36 COMMISSIONER WAITS: Would you clarify a couple of dates

37 for me, Rogene?

38 ROGENE HILL: Yes.

39 COMMISSIONER WAITS: The 28th closes for the Community

40 Services and for Finance? Did you say Executive Director closes

1 --
2 ROGENE HILL: Yes. I'd -- did we run that through the
3 15th, Soveida?
4 SOVEIDA ROBINSON: All three vacancies close out on the
5 28th.
6 ROGENE HILL: On the 28th. And then we'll see what we have
7 and then go back out again, if --
8 COMMISSIONER WAITS: All of them then.
9 ROGENE HILL: Yes. Yes. So -- any other questions? And
10 what would you like me to do? Would you like it to come back on
11 the agenda to address --
12 CHAIRMAN BULLOCK: As far as I know, your first retirement
13 date never was on the agenda.
14 ROGENE HILL: No, it wasn't. I just informed you.
15 CHAIRMAN BULLOCK: We're just waiting for you to finally
16 decide.
17 ROGENE HILL: Okay. Direction? What do you want me to do?
18 CHAIRMAN BULLOCK: Well, as far as I know, we don't have to
19 do anything.
20 COMMISSIONER MASON: Yeah, you've informed us. We may have
21 you stick around for a couple of years.
22 ROGENE HILL: No. No. You're really pushing it from
23 January to April.
24 COMMISSIONER WAITS: Well, in our personnel -- in our
25 personnel policies, we do ask for, what? A minimum of 30 days?
26 Is that what's requested?
27 COMMISSIONER GARNER: Mm-hm.
28 COMMISSIONER WAITS: And I know sometimes they have given
29 longer out of courtesy.
30 ROGENE HILL: Sure.
31 COMMISSIONER WAITS: So when we get a new Finance Director
32 and we're working with that, you may, after the first of the
33 year, decide to do something with that time frame perhaps.
34 ROGENE HILL: Perfect.
35 CHAIRMAN BULLOCK: We appreciate it.
36 COMMISSIONER WAITS: Thank you, so much.
37 CHAIRMAN BULLOCK: Thanks, Rogene.
38 ROGENE HILL: Uh-huh.
39
40

1 SAFETY

- 2
- 3 2) Discussion for possible action regarding operations and
4 projects of the Lander County Safety Manager and other
5 matters properly related thereto.

6

7 CHAIRMAN BULLOCK: Item Number 2, discussion for possible
8 action regarding operations and projects of the Lander County
9 Safety Manager and other matters properly related thereto.

10 And seeing he's not here, we'll move on.

11 SOVEIDA ROBINSON: The Safety Manager is in training.

12 CHAIRMAN BULLOCK: He's in training? So he won't be here
13 today?

14

15

16 ROAD AND BRIDGE SOUTH

- 17
- 18 3) Discussion for possible action regarding operations and
19 projects for the Road and Bridge South Department and other
20 matters properly related thereto.

21

22 CHAIRMAN BULLOCK: Okay, Item Number 3, discussion for
23 possible action regarding operations and projects for the Road
24 and Bridge South Department and other matters properly related
25 thereto.

26 Dee, is Burt there?

27 DEE HELMING: No, not yet.

28 SOVEIDA ROBINSON: No, he's gone.

29 CHAIRMAN BULLOCK: Okay, let's move on then.

30 DEE HELMING: Okay, I'll let you know when he gets here.

31 CHAIRMAN BULLOCK: Okay.

32

33

34 ROAD AND BRIDGE NORTH

- 35
- 36 4) Discussion for possible action regarding operations and
37 projects for the Road and Bridge North Department and other
38 matters properly related thereto.

39

40 CHAIRMAN BULLOCK: Item Number 4, discussion for possible

1 action regarding operations and projects for the Road and Bridge
2 North Department and other matters properly related thereto.

3 DONNIE NEGRO: Pretty much business as normal. We're
4 moving to Fish Creek. We had -- when we had all the lightning,
5 Fish Creek Road got washed out. So we're moving -- moving out
6 there with our screening plant and everything.

7 We had a big inspection at the landfill. We passed with
8 flying colors. The only problem we had was we didn't have a map
9 of our landfill on the wall. And -- we're moved fences around,
10 so the guy was pretty happy at what we're doing. It's a -- we
11 have an inspection every two years. So that's pretty much it.

12 CHAIRMAN BULLOCK: Okay. Questions?

13 Thanks Donnie.
14
15

16 **PUBLIC WORKS**
17

18 5) **Discussion for possible action regarding operations and**
19 **projects for the Public Works Department and other matters**
20 **properly related thereto.**
21

22 CHAIRMAN BULLOCK: Item Number 5, discussion for possible
23 action regarding operations and projects for the Public Works
24 Department and other matters properly related thereto.

25 JAKE EDGAR: Morning.

26 COMMISSIONER WAITS: Morning.

27 CHAIRMAN BULLOCK: Morning.

28 JAKE EDGAR: Start with water and sewer. We're working on
29 transponders right now. Our hand-held device, that actually
30 reads the meters in town, went down about a week ago or actually
31 two weeks now. And we purchased a new one. So today we're
32 supposed to be in training. And that's where I was at before I
33 came here. And the new device is actually a little bit easier.
34 So we're finding a few glitches on what we had before. So
35 hopefully we can get that all worked out. And we got all the
36 guys cross trained now. So we'll have everybody up to speed on
37 the new -- it's basically a computer. So that's what we've been
38 focusing on is the transponders in town. I think we still have
39 like 400 or something to put in, but we're getting there. We'll
40 get, hopefully by the end of the year, we'll be all the way

1 down. And everything will be automatically read after that.

2 Other than that, just been working on water boxes, a few
3 water leaks. We got a water leak on East Gate that we're going
4 to do next week.

5 And trying to get signage for a few of our trucks. I
6 contacted Brian. And we're getting -- getting our signs for our
7 trucks.

8 And other than that, it's business as normal.

9 Um, in the parks, um, they're pretty slow right now. And
10 things are slowing down now. So -- the gazebo -- they put the
11 gazebos up at the golf course. One gazebo's up. We had kind of
12 a wreck going. Two days ago, they drilled holes for the
13 pergola, and there was a pipe that was out in no man's land that
14 we didn't know about and we whacked it. So we had to fix that.
15 But they should start back on those next week, and those should
16 be completely finished, all except for hanging the ceiling fan
17 under the new gazebo and getting electric hooked up. But
18 besides that, that should be all done.

19 Met with the Archery Club last night at the airport. They
20 seemed to be very happy with the property. The only thing I
21 need to check into is the pit that is north of the motor cross
22 track. They're interested in that also. So they would like
23 both sections. But I'm not sure if they had plans of expansion
24 into the north off of the motor cross track. I wasn't sure. So
25 I don't think they do, but just going to check into that. And
26 then I think they're going to want to be back on the commission
27 --

28 COMMISSIONER GARNER: The -- the pit that's still --

29 JAKE EDGAR: Yeah.

30 COMMISSIONER GARNER: -- still within the fence.

31 JAKE EDGAR: Yeah, it's in the fenced area, but it's --

32 COMMISSIONER GARNER: Yeah, Liebhardt said everything past
33 his track is good to go.

34 JAKE EDGAR: Okay, because it actually abuts north --

35 COMMISSIONER GARNER: Yeah.

36 JAKE EDGAR: -- and it would be east.

37 COMMISSIONER GARNER: Yeah.

38 JAKE EDGAR: And the pit kind of wraps around outside of
39 it.

40 COMMISSIONER GARNER: Yeah.

1 JAKE EDGAR: They were interested in that. The building's
2 kind of in disarray, to say the least.

3 COMMISSIONER GARNER: Mm-hm.

4 JAKE EDGAR: But there are bathroom facilities. And they
5 were asking if they could remove them all. And I said, we'll
6 have to figure that out at what -- at the point in time we get a
7 contract and everything put together or whatever they're going
8 do.

9 They had some questions on insurance, which, that they're a
10 nonprofit organization. I didn't know enough about it to
11 actually give them answers. But if you guys have any
12 information about -- I don't see it being any different than the
13 racetrack or the motor cross track.

14 COMMISSIONER GARNER: It's the same.

15 CHAIRMAN BULLOCK: They'd have to provide it.

16 COMMISSIONER GARNER: Yeah.

17 JAKE EDGAR: Yeah. So I just think they had -- as far as
18 the building went and all of that stuff. So I mean, it's still
19 going to be county property.

20 COMMISSIONER GARNER: And they were willing to accept the
21 fixing --

22 JAKE EDGAR: The building.

23 COMMISSIONER GARNER: -- fixing up of the building?

24 JAKE EDGAR: Yeah. They said it might take them a while,
25 but they said they were happy with it.

26 COMMISSIONER GARNER: Perfect.

27 JAKE EDGAR: Other than that, I don't really have much.

28 We're going to try to get the lights on top of the flag
29 poles. I've had them for a long time, just haven't found a way
30 to really mount them yet. Our flag poles aren't -- some of them
31 aren't normal flag poles. Some of them have the screw-in top.
32 A lot of them don't. So we'll have to come up with some kind of
33 bracket or something. So we're working on that also.

34 We're also working on getting the hoops up out at Borealis
35 [sic] Park. We got the backboards and rims. I just need
36 somebody to fabricate some brackets for that.

37 But other than that, that's about it. And the rest of it
38 guys know about.

39 CHAIRMAN BULLOCK: Okay.

40 JAKE EDGAR: Questions?

1 COMMISSIONER GARNER: Nine's good?
2 JAKE EDGAR: Yeah.
3 COMMISSIONER GARNER: Still going --
4 JAKE EDGAR: We're still moving on.
5 COMMISSIONER GARNER: Still going good?
6 JAKE EDGAR: Yep. We just got the -- actually got the -- I
7 don't know if we -- I think we cc'd you guys on the arsenic. It
8 was a non-detect so it's under .005 which --
9 COMMISSIONER GARNER: Wow. Way down.
10 JAKE EDGAR: Huh?
11 COMMISSIONER GARNER: That's way down.
12 JAKE EDGAR: Yeah. Yeah. So it's good.
13 COMMISSIONER GARNER: Thank you.
14 CHAIRMAN BULLOCK: Thanks, Jake.
15 JAKE EDGAR: Yep.

16
17

18 **DISTRICT ATTORNEY**

19

20 6) **Discussion for possible action regarding approval of the**
21 **Lander County District Attorney's Office job descriptions**
22 **for Legal Secretary I and Legal Secretary II, and other**
23 **matters properly related thereto.**
24

25

26 CHAIRMAN BULLOCK: Item Number 6, discussion for possible
27 action regarding approval of the Lander County District
28 Attorney's Office job descriptions for Legal Secretary I and
29 Legal Secretary II, and other matters properly related thereto.

30

31 NICOLE TING: So these are some updated job descriptions.
32 So I don't know if you guys had chance to review them. But --

33

34 COMMISSIONER GARNER: Have you reviewed the --

35

36 NICOLE TING: Basically.

37

38 COMMISSIONER GARNER: Oh, sorry.

39

40 NICOLE TING: It kind of speaks for itself.

41

42 COMMISSIONER GARNER: Have you reviewed these?

43

44 SOVEIDA ROBINSON: Yeah. I have reviewed them and then
45 also the union has reviewed them.

46

47 COMMISSIONER GARNER: The union has?

48

49 SOVEIDA ROBINSON: Mm-hm.

50

51 COMMISSIONER WAITS: These are the two positions that

1 you're just updating and also have applications or are asking
2 for applications to be filled; is that correct?

3 NICOLE TING: Correct -- we're asking for applications for
4 the Legal Secretary I position as of now and then updating our
5 Secretary II position.

6 COMMISSIONER WAITS: Okay. Updating one and two, and
7 trying to fill the position of one?

8 NICOLE TING: Correct.

9 COMMISSIONER GARNER: Um, if -- if -- you're -- and you're
10 good with these?

11 NICOLE TING: Yes. Yeah.

12 COMMISSIONER GARNER: I make a motion that we accept the
13 Legal Secretary I and Legal Secretary II upgrade to the job
14 descriptions.

15 COMMISSIONER MASON: Second.

16 CHAIRMAN BULLOCK: Okay. Any public comment or discussion?
17 (No comment.)

18 CHAIRMAN BULLOCK: All those in favor?

19 COMMISSIONERS: Aye.

20 CHAIRMAN BULLOCK: Those opposed?
21 (None opposed.)

22
23
24 **COMMUNITY DEVELOPMENT**

25
26 7) **Discussion for possible action regarding presentation**
27 **announcing the 2014 Community Development Block Grant**
28 **(CDBG) funding cycle and call for applications to the**
29 **program; and other matters properly related thereto.**
30

31 CHAIRMAN BULLOCK: Okay, Item Number 7, discussion for
32 possible action regarding presentation announcing the 2014
33 Community Development Block Grant (CDBG) funding cycle and call
34 for applications to the program; and other matters properly
35 related thereto.

36 SOVEIDA ROBINSON: Soveida Robinson HR representing our
37 Community Services Officer, Gina Little.

38 Gina did a summary of how the CDGB process cycle goes. It
39 starts at the federal level with HUD and comes down to the state
40 and then down to the county, and also explains the criteria that

1 you'd have to meet in order to apply for a CDBG grant.
2 And if there's anybody interested on the audience for an
3 application, I have some of those with me.
4 COMMISSIONER WAITS: I'll make a motion that the Commission
5 accept the announcing of the 2014 Community Development Block
6 Grant, the CDBG funding cycle, and that we call for applications
7 to the program and set the presentation date for
8 November 21st, 2013.
9 COMMISSIONER GARNER: Second that.
10 CHAIRMAN BULLOCK: Any public comment or discussion?
11 (No comment.)
12 CHAIRMAN BULLOCK: All those in favor?
13 COMMISSIONERS: Aye.
14 CHAIRMAN BULLOCK: Those opposed?
15 (None opposed.)
16
17

18 **PLANNING COMMISSION**

19
20 8) **Discussion for possible action regarding approval of the**
21 **final subdivision map for Turquoise Hills Estates, Phase 1,**
22 **located in a portion of the S2 of Section 25, T32N, R44E,**
23 **APN 011-110-14, and other matters properly related thereto.**
24

25 CHAIRMAN BULLOCK: Okay, Item Number 8, discussion for
26 possible action regarding approval of the final subdivision map
27 for the Turquoise Hills Estates, Phase 1, located in a portion
28 of the S2 of Section 25, T32N, R44E, APN 011-110-14, and other
29 matters properly related thereto.

30 TOM MERWIN: Morning, everyone.

31 COMMISSIONER WAITS: Morning.

32 TOM MERWIN: I'm Tom Merwin, representing Arnold Beck
33 Construction.

34 TIFFANY ELKINGTON: Can you spell your last name?

35 TOM MERWIN: M-E-R-W-I-N.

36 COMMISSIONER MASON: So this is your final map for Phase 1?

37 TOM MERWIN: This is it.

38 COMMISSIONER MASON: I was out there the other day. It
39 looks pretty good.

40 TOM MERWIN: Yeah. We're ready to go. This is pretty much

1 it. We need to get it -- get it recorded and get the addresses.
2 I'm --
3 COMMISSIONER MASON: You have the mylar here?
4 TOM MERWIN: It's ready to go.
5 COMMISSIONER WAITS: He's all set.
6 I'll make a motion we approve the final map of the
7 Turquoise Hills Estates, Phase 1, located in a portion of south
8 one half of Section 25, T32N, R44E, APN 011-110-14. And we
9 authorize the Chair to sign the mylar and the development
10 agreement.
11 COMMISSIONER MASON: Second.
12 COMMISSIONER WAITS: This is exciting for us.
13 TOM MERWIN: It's exciting for us, too.
14 CHAIRMAN BULLOCK: Okay. Any other comments or discussion?
15 COMMISSIONER MASON: I just want to ask: How many, um,
16 phases are there?
17 TOM MERWIN: Currently it's three. We're probably going to
18 base that more on sales. The first phase is 12 lots. We have a
19 total of 68 that can be developed out there, the way it's
20 designed currently.
21 COMMISSIONER MASON: And then the other question I had:
22 You had some trouble getting in a phone line.
23 TOM MERWIN: Yeah. They don't have services for to service
24 that out there. So we're leaving the infrastructure, where the
25 easement, so if they choose to bring that on later, they can.
26 But they don't have any way to service that right now.
27 COMMISSIONER MASON: Really?
28 COUNTY CLERK SULLIVAN: Did you second that?
29 TOM MERWIN: They don't have enough pairs out there.
30 COMMISSIONER WAITS: That's not real unusual for people --
31 with -- at least today we have cell phones, where years ago we
32 didn't. And it was very difficult.
33 TOM MERWIN: Yeah.
34 COMMISSIONER WAITS: I see that.
35 COMMISSIONER MASON: That's underground?
36 COMMISSIONER WAITS: More phases.
37 COMMISSIONER MASON: You've got conduit underground for it?
38 TOM MERWIN: I don't currently have that in my design.
39 COMMISSIONER MASON: You just have the easement?
40 TOM MERWIN: Yes.

1 CHAIRMAN BULLOCK: Okay, all those in favor?
2 COMMISSIONERS: Aye.
3 CHAIRMAN BULLOCK: Those opposed?
4 (None opposed.)
5 TOM MERWIN: Who wants this?
6 CHAIRMAN BULLOCK: I do. Somewhere on here.
7 COMMISSIONER GARNER: Stinky.
8 CHAIRMAN BULLOCK: Do you want to come over here?
9 COMMISSIONER MASON: What was it, sixteen homes in this
10 phase?
11 TOM MERWIN: This one's 12.
12 COMMISSIONER MASON: Twelve.
13 TOM MERWIN: The first one's 12.
14 COMMISSIONER MASON: And are you planning on putting in
15 foundations now or are you waiting?
16 TOM MERWIN: No. I'm going to finish all my infrastructure
17 first. I do have five lots that we got from Jay Wintle that
18 we're building on right now. So we are currently in process. I
19 have one foundation complete and another footing in. And I'm
20 ready to dig another hole for the third one. Going to do one
21 more after that, leave one lot blank just in case somebody wants
22 something completely different. So we have one ready to go.
23 And then right after that, we'll roll (indiscernible) and
24 hopefully I can get it completed by then.
25 JAKE EDGAR: Hey, Tom, I have a quick question. Is that
26 slab on grid?
27 TOM MERWIN: Mm-hm.
28 JAKE EDGAR: Cool. Just a personal question somebody asked
29 me.
30 TOM MERWIN: Yeah, it is.
31 CHAIRMAN BULLOCK: All yours.
32 TOM MERWIN: Thank you.
33 COMMISSIONER MASON: Thank you, very much.
34 CHAIRMAN BULLOCK: Thank you.
35 TOM MERWIN: Appreciate it.
36 COMMISSIONER WAITS: Thank you.
37
38
39
40

1 9) Discussion for possible action regarding approval of the
2 parcel map for Keith and Connie McKirdy, located in a
3 portion of the SW4 of Section 6, T31N, R46E, APN
4 011-370-01, splitting one (1) parcel into four (4) parcels,
5 and other matters properly related thereto.
6

7 CHAIRMAN BULLOCK: Okay, Item Number 9, discussion for
8 possible action regarding approval of a parcel map for Keith and
9 Connie McKirdy, located in a portion of the Southwest 4 of
10 Section 6, T31N, R46E, APN 011-370-01 splitting one parcel into
11 four parcels, and other matters properly related thereto.

12 KEITH MCKIRDY: My name is Keith McKirdy. I have the map
13 here.

14 CHAIRMAN BULLOCK: Okay.

15 KEITH MCKIRDY: Waiting for a signature so we can get the
16 ball rolling on our home.

17 COMMISSIONER MASON: We're on Number 8?

18 CHAIRMAN BULLOCK: What's that?

19 COMMISSIONER WAITS: Number 9.

20 COMMISSIONER MASON: Turquoise Hills. I thought that was
21 the other company.

22 CHAIRMAN BULLOCK: It looks pretty vacant out there.

23 COMMISSIONER MASON: Number 9?

24 COMMISSIONER WAITS: Yes, Number 9.

25 KEITH MCKIRDY: Yes, sir. It is.

26 COMMISSIONER MASON: You've met all the conditions. You
27 went through the Planning Commission.

28 And I make a motion to uphold the recommendation of the
29 Lander County Planning Commission and approve the parcel map for
30 Keith and Connie McKirdy located at portion of Southwest 4,
31 Section 6, T31N, R46E, APN 011-370-01, splitting one parcel into
32 four parcels as presented and authorize the Chair to sign the
33 mylar.

34 COMMISSIONER WAITS: I'll second that.

35 CHAIRMAN BULLOCK: Okay. Any comment or discussion?

36 (No comment.)

37 CHAIRMAN BULLOCK: All those in favor?

38 COMMISSIONERS: Aye.

39 CHAIRMAN BULLOCK: Those opposed?

40 (None opposed.)

1 COMMISSIONER WAITS: And you are ready to go.
2 CHAIRMAN BULLOCK: Yeah, it's different on every one of
3 these though. It's down here this time.
4 Yeah, I'll let you fill that in.
5 COUNTY CLERK SULLIVAN: Okay.
6 CHAIRMAN BULLOCK: They might be able to read your writing.
7 All right. Good luck.
8 KEITH MCKIRDY: Thank you, very much. Have a good day.
9 COMMISSIONER WAITS: Thank you.
10 COMMISSIONER MASON: Thank you.
11
12 10) Discussion for possible action regarding acceptance of
13 Jillian Court into the Lander County Rural Road System and
14 other matters properly related thereto.
15
16 CHAIRMAN BULLOCK: Item Number 10, discussion for possible
17 action regarding acceptance of Jillian Court into the Lander
18 County Rural Road System and other matters properly related
19 thereto.
20 COMMISSIONER GARNER: What do you know, Donnie?
21 DONNIE NEGRO: This is Jillian Court. This is out -- and
22 it's a -- Jay Fischer brought it in and went through all the
23 motions. We had Shaw inspect the road for what we inspect them
24 for, like the width and everything. They signed it off. And so
25 this is just -- it's been through the Planning Commission and
26 now it's going through the commissioners to be accepted into our
27 Rural Road Standards.
28 COMMISSIONER WAITS: How much? How long is it?
29 DONNIE NEGRO: I don't know, like 1900 feet, I think.
30 COMMISSIONER GARNER: It looks awfully low. It's not?
31 DONNIE NEGRO: Shaw inspected it and signed it off. And
32 they said it was -- the material was there and everything.
33 COMMISSIONER GARNER: But it's -- is it not physically like
34 a foot lower than the rest of the roads for water? It's flat.
35 DONNIE NEGRO: I'm not an engineer.
36 COMMISSIONER GARNER: When did Shaw do this? I've never
37 seen any of these reports.
38 DONNIE NEGRO: Eh.
39 COMMISSIONER WAITS: On the road standards, it does list,
40 you know, what --

1 DONNIE NEGRO: When we give them road standards, this is
2 what we give them to look at it.
3 COMMISSIONER WAITS: I did.
4 DONNIE NEGRO: And then he had Kearns Engineers Consulting,
5 LLC go through and do a compaction test and everything on it.
6 It's what we came up with. This is what we look for. And then
7 the letter from Kearns.
8 COMMISSIONER WAITS: I guess one of the things I didn't
9 understand, it said, passing compaction tests, and it says N/A,
10 not applicable.
11 DONNIE NEGRO: Before we pave them, they'll have to do a
12 compaction test on it.
13 COMMISSIONER WAITS: Okay, because over here it says we
14 have to have one.
15 DONNIE NEGRO: Yeah. On that, before we pave --
16 COMMISSIONER WAITS: So we don't have to have it to accept
17 the road as a county road, and then they do it. And then if it
18 doesn't meet the compaction tests at 93%?
19 DONNIE NEGRO: They pound on it some more. They roll it
20 some more.
21 COMMISSIONER WAITS: We do? The county does?
22 DONNIE NEGRO: No. They do.
23 COMMISSIONER WAITS: They do.
24 DONNIE NEGRO: The owner does. We pay for the first one,
25 the first inspection. And if it doesn't pass, then it's up to
26 them. And that's in the ordinances.
27 COMMISSIONER GARNER: I guess my question is: I never knew
28 -- who -- uh, asked for this?
29 DONNIE NEGRO: For the inspection?
30 COMMISSIONER GARNER: Yeah.
31 DONNIE NEGRO: Jay Fischer is the one that brought them in.
32 He did the two streets.
33 COMMISSIONER GARNER: He paid for this?
34 DONNIE NEGRO: No, we pay for the first one. And if it
35 doesn't pass, then he -- then they pay for it. They're saying
36 it will meet our standard standards. And we're saying okay.
37 COMMISSIONER GARNER: Have you looked at it?
38 DONNIE NEGRO: Yeah.
39 COMMISSIONER GARNER: Does it meet our standards?
40 DONNIE NEGRO: Huh?

1 COMMISSIONER GARNER: Does it meet our -- this is separate.
2 Does it meet your standards and Lander County's standards?
3 DONNIE NEGRO: Yeah.
4 COMMISSIONER MASON: It's already been through and gone
5 through all the phases of the Planning Commission?
6 DONNIE NEGRO: Yeah.
7 COMMISSIONER MASON: And approved?
8 DONNIE NEGRO: Yeah. And the County Engineer at the time
9 signed it off.
10 COMMISSIONER GARNER: So this is just the three? This is
11 the three courts?
12 CHAIRMAN BULLOCK: We're just talking Jillian right now.
13 COMMISSIONER WAITS: There's two. We're just talking
14 Jillian one on the agenda.
15 COMMISSIONER GARNER: Oh.
16 DONNIE NEGRO: Just the two of them. This is the one by
17 the dentist's house.
18 COMMISSIONER GARNER: Okay, and the next one?
19 DONNIE NEGRO: Yeah, the next one, Jay Fischer's house.
20 COMMISSIONER GARNER: Oh, I didn't know.
21 DONNIE NEGRO: It's those two.
22 COMMISSIONER GARNER: There's no map.
23 DONNIE NEGRO: And the other one you're thinking about has
24 an application in.
25 COMMISSIONER GARNER: There's no map.
26 DONNIE NEGRO: And it's been turned over to Mark.
27 COMMISSIONER MASON: I make a motion the Commission uphold
28 the recommendation of the Planning Commission and the
29 certification approvals of the Engineer, Road and Bridge
30 Foreman, Lander County Planning Commission, and approve the
31 acceptance of Jillian Court into the Lander County Rural Road
32 System.
33 COMMISSIONER WAITS: I second that.
34 CHAIRMAN BULLOCK: Any other comment or discussion?
35 (No comment.)
36 CHAIRMAN BULLOCK: All those in favor?
37 COMMISSIONERS: Aye.
38 CHAIRMAN BULLOCK: Those opposed?
39 (None opposed.)
40

1 11) Discussion for possible action regarding acceptance of
2 Felycia Court into the Lander County rural Road System and
3 other matters properly related thereto.
4

5 CHAIRMAN BULLOCK: Okay, let's go on to Item Number 11,
6 discussion of possible action regarding acceptance of Felycia
7 Court into the Lander County Rural Road System and other matters
8 properly related thereto.

9 DONNIE NEGRO: This is the same -- same as the other one.
10 It's been looked at by the engineer and signed off by the
11 engineer.

12 COMMISSIONER WAITS: And non-applicable on the --

13 DONNIE NEGRO: And what they'll do is, you know, before the
14 paving, they go through and find -- it's part of my contract is
15 for them to do the final blading, and they'll roll it before
16 they pave it, in my contract, with whoever gets the contract on
17 the paving.

18 COMMISSIONER MASON: Having passed all the steps required,
19 at this point, I make a motion the Commission uphold the
20 recommendation of the Planning Commission and the certification
21 and approvals of the Engineer, Road and Bridge Foreman, Lander
22 County Planning Commission, and approval -- and approve the
23 acceptance of Felycia Court into the Lander County Rural Road
24 System.

25 COMMISSIONER WAITS: I'll second that motion.

26 CHAIRMAN BULLOCK: Okay. Any comment or discussion?

27 (No comment.)

28 CHAIRMAN BULLOCK: All those in favor?

29 COMMISSIONERS: Aye.

30 DONNIE NEGRO: Thank you.

31 CHAIRMAN BULLOCK: Those opposed?

32 (None opposed.)
33
34

35 YUCCA MOUNTAIN REPOSITORY PROGRAM
36

37 12) Discussion for possible action regarding the FY 2013-2014
38 Yucca Mountain Summary of Proposed Activities and Program
39 Plan and other matters properly related thereto.
40

1 CHAIRMAN BULLOCK: Okay, let's go on to Item Number 12,
2 discussion for possible action regarding the Fiscal Year
3 2013-2014 Yucca Mountain Summary of Proposed Activities and
4 Program Plan and other matters properly related thereto.

5 REX MASSEY: Good morning. Rex Massey.

6 In your package, there's a copy of the Annual Program Plan
7 And we formulate that plan every year. And our intent is to
8 inform the Board of the tasks being undertaken for this federal
9 fiscal year, which runs October through September. It gives you
10 an idea of the level of budget expenditures.

11 And I would note that revenues that are used or funding
12 that is used is not Lander County general tax revenues, and to
13 provide the Board with an opportunity to make any suggestions
14 that you may feel necessary or changes that you would like to
15 see.

16 Obviously, the plan that you have in there is a scaled-back
17 version, reflecting some reduced activity. And we have for, at
18 least in the last two years, operated on rollover funding that
19 we've been able to -- we've been fairly conservative all along
20 with the dollars that we've had. So we have sufficient dollars
21 to implement what's in the plan.

22 Um, I would note that the program plan covers activities
23 that are allowed by statute for local governments participating
24 in the repository program and such activities that are included
25 in the plan include your general administration and management
26 functions. There are -- there's a list of oversight of
27 repository-related activities. There's still a stream of
28 meetings, documents, studies, and policies that come out on the
29 repository program.

30 Public information has been somewhat limited, although the
31 Battle Mountain Bugle's been very generous with press that --
32 and utilizing the newspaper. We've done a number of press
33 releases with them.

34 It describes impact assessment activities. And we've been
35 somewhat limited, although we did three small projects last
36 year. And, um, the repository licensing is probably going to be
37 reactivated, due to the recent U.S. Court of Appeals decision
38 which -- which basically said the attempt to terminate the
39 program was illegal. Now, that's the second court decision.

40 And I would see in the future that we bring back before the

1 Board probably a contract for our attorney. We have to have an
2 attorney to participate in this. And we've utilized former
3 Governor List has been our attorney for several years now. That
4 will probably reach the Board sometime in the next month or two.
5 And, um, that's a quick overview of the program. If there's any
6 questions I can answer, I'm happy to do so.

7 COMMISSIONER WAITS: I have a couple --

8 REX MASSEY: Sure.

9 COMMISSIONER WAITS: My first one is I noticed it says the
10 county anticipates the acquisition of additional computer
11 equipment and software, office furniture, et cetera, Battle
12 Mountain and Austin.

13 REX MASSEY: Sure. And we just include that in there.
14 Last year there was a computer purchased.

15 COMMISSIONER WAITS: I wondered whether it was a general
16 inclusion or whether you had something in mind.

17 REX MASSEY: No. It -- we always have to detail what we
18 might spend money on.

19 COMMISSIONER WAITS: Okay.

20 REX MASSEY: And so some years we don't. Some years we do.
21 But I always want to put in the plan that there's a possibility.

22 COMMISSIONER WAITS: I wondered.

23 REX MASSEY: I think there was a computer purchased last
24 year.

25 COMMISSIONER WAITS: Okay. Thank you.

26 REX MASSEY: So if Joy needs something, then we'll --

27 COMMISSIONER WAITS: It's there.

28 REX MASSEY: We'll have a choice.

29 COMMISSIONER WAITS: Okay, I thought you were anticipating
30 something that we weren't aware of, and I just wanted to clarify
31 that.

32 I do have a question actually. And it's over on page
33 number 5. It says, supporting activities for licensing and
34 contention filed by Lander County.

35 Lander County will engage in licensing and contention
36 support activities, if such activities are required. Lander
37 County will work cooperatively with the four counties and other
38 affected units of local government participating in the
39 proceedings as necessary.

40 I thought that was a good place to bring up the letter that

1 we had received on correspondence that's from Daniel Schinhofen,
2 who was vice chair of the Nye County Board of County
3 Commissioners and Nuclear Waste Liaison Commissioner. And he
4 had asked for us to go on record, actually, that they needed
5 that letter of support. And if that fills in under this --
6 this. Right? Do we have to have it on the agenda? Or will
7 this incorporate, if we pass this, for us to do the letter of
8 support?

9 CHAIRMAN BULLOCK: I would believe it would have to be
10 agendized but --

11 REX MASSEY: I'm happy either way.

12 COMMISSIONER WAITS: So am I. But I'm asking -- I'm the
13 new one. But I do think we should do the letter of support, and
14 this -- this agreement calls for it. So it's your -- it's your
15 pleasure. Should we put this on the agenda?

16 COMMISSIONER GARNER: Mm-hm.

17 CHAIRMAN BULLOCK: I would feel so, --

18 COMMISSIONER WAITS: All right.

19 CHAIRMAN BULLOCK: -- because I feel it needs to be out to
20 the public and having attention. Otherwise, they're not -- just
21 because of this agreement, the public doesn't -- is not aware
22 that we're looking into a letter of support for another
23 organization, county, or whatever.

24 COMMISSIONER WAITS: But it is what we do is support them.
25 And that's a part of this. So --

26 CHAIRMAN BULLOCK: I won't argue that point.

27 COMMISSIONER WAITS: Okay. We just want it --

28 CHAIRMAN BULLOCK: I just think --

29 COMMISSIONER WAITS: We want everything disclosed. That's
30 okay.

31 CHAIRMAN BULLOCK: -- to make sure we're right, --

32 COMMISSIONER WAITS: Absolutely.

33 CHAIRMAN BULLOCK: -- I'd as soon agendize it and have the
34 letter ready.

35 COMMISSIONER WAITS: Okay.

36 CHAIRMAN BULLOCK: -- and then approve the letter, because
37 right now we don't have that letter written. So we're approving
38 for -- if we were to take action, we would be approving for a
39 letter to be written that we haven't even seen. So if we can
40 get the letter written and get it agendized, I think we'd be

1 fine.

2 COMMISSIONER WAITS: Okay, I will go on record saying we
3 have reviewed this.

4 And I make a motion we approve the Fiscal Year 2013-2014
5 Yucca Mountain Project Summary and Proposed Activities and
6 Program Plan.

7 COMMISSIONER MASON: Second. Second.

8 CHAIRMAN BULLOCK: Okay. Any other comments or discussion?
9 (No comment.)

10 CHAIRMAN BULLOCK: All those in favor?

11 COMMISSIONERS: Aye.

12 CHAIRMAN BULLOCK: Those opposed?

13 (None opposed.)

14 CHAIRMAN BULLOCK: Thanks, Rex.

15 REX MASSEY: Thank you.

16 COMMISSIONER WAITS: So will you -- will you have -- work
17 with our Community Services Officer then and the DOE officer to
18 --

19 REX MASSEY: Yes.

20 COMMISSIONER WAITS: -- do a draft letter for us and put it
21 on the agenda?

22 REX MASSEY: Sure.

23 COMMISSIONER WAITS: Thank you.

24

25

26 **COMMISSIONERS**

27

28 13) **Discussion for possible action regarding proposal of**
29 **Ordinance No. LC 2013-02, an ordinance amending Chapters**
30 **5.04, 5.06 and 5.24 of the Lander County Code to obtain**
31 **business licenses from the Lander County Assessor's Office**
32 **instead of the Lander County Community Development**
33 **Department; and other related matters.**

34

35 CHAIRMAN BULLOCK: Okay, item Number 13, discussion for
36 possible action regarding proposal of Ordinance No. LC 2013-02,
37 an ordinance amending Chapters 5.04, 5.06 and 5.24 of the Lander
38 County Code to obtain business licenses from the Lander County
39 Assessor's Office instead of the Lander County Community
40 Development Department, and other related matters.

1 LURA DUVALL: Good morning. Lura Duvall, Lander County
2 Assessor.

3 This was brought to my attention with the Community
4 Development Director going to be resigning her position.
5 Business licenses, ironically, originated in the Assessor's
6 Office a lot of years ago, as did a lot of other functions. And
7 over time, it has moved to about four different locations.
8 Well, now it's making a circle and coming back.

9 I don't mind taking it on. We depend on getting the data,
10 because it coincides with the personal property business
11 accounts, the personal property declarations that we send out.
12 We have to have the information to enter and create the accounts
13 to send out the declarations.

14 And my personal property appraiser has agreed to take on
15 this task as part of her duties. So the District Attorney has
16 reviewed and revised the ordinance, and we're just asking your
17 approval. And this would be migrated over to my office.

18 COMMISSIONER WAITS: What kind of a workload are you
19 anticipating on this? Like how many businesses really do we
20 have who are licensed in our county?

21 LURA DUVALL: Well, we have around -- give or take 600
22 business accounts that we bill. Um, not all of them have local
23 business licenses in our counties. It varies from year to year.
24 We get a lot of -- well, as you know, if a new business comes
25 in -- and then the mailing out of the -- the renewals is done in
26 the first of December, because they're -- they expire the end of
27 December, the first of the year. And so it's just kind of an
28 ongoing thing. The workload for my office, the increase in
29 workload, not a whole lot. I don't anticipate it being a burden
30 to any degree.

31 COMMISSIONER WAITS: I guess I don't understand why we're
32 changing it if we're going to -- going to fill the other
33 position. I think we're a little bit early. We were looking --
34 if we didn't fill the other position, we might have to dole out
35 some of the things that the Community Services --

36 CHAIRMAN BULLOCK: This was discussed between our Community
37 Services Director and Lura before that ever came about.

38 LURA DUVALL: But long before that -- the issue is we rely
39 on -- we need this data. And what we've been getting in the
40 past is in June we get a list. Well, then she's in there

1 doing -- I mean -- a marathon to go through the spreadsheets in
2 a 30-day period and get all this stuff updated in the system.
3 Whereas, if it was done in our office, when a new account or a
4 new business license is issued, she has the information, enter
5 into the system, create the account. We're not at the end of
6 the tax year scrambling to get all this stuff done. We'd be
7 able to update it periodically. It just makes a lot of good
8 sense.

9 COMMISSIONER WAITS: Smoother?

10 LURA DUVALL: Yes, much smoother. Because I tell you what,
11 she's slammed with this, because not only does she have to do
12 that. We're closing out. We're doing everything. When you get
13 a list once a year versus you're getting it all the time.

14 COMMISSIONER GARNER: Well, and you're already inputting
15 all the information to do what you've got to do. It's only
16 another couple of clicks away to print the license, of which
17 it's all incorporated.

18 COMMISSIONER WAITS: Okay.

19 COMMISSIONER GARNER: You're all -- it's already going into
20 your whole system and then it's going into a whole complete --

21 LURA DUVALL: No, it's not.

22 COMMISSIONER GARNER: -- another system?

23 LURA DUVALL: No. No, she puts it into our system and then
24 she generates a spreadsheet.

25 COMMISSIONER GARNER: But then you have to put all this --

26 LURA DUVALL: And then we have to re -- then we have to
27 reenter it all.

28 COMMISSIONER GARNER: That's what I'm trying to say.

29 LURA DUVALL: Then it all migrates together.

30 COMMISSIONER GARNER: That's what I'm trying to say.

31 LURA DUVALL: That's right. I'm sorry. Yes. You are
32 right.

33 COMMISSIONER GARNER: Instead of doing two different
34 things --

35 LURA DUVALL: Yes.

36 COMMISSIONER GARNER: You'll do one.

37 LURA DUVALL: One entry would then suffice both.

38 COMMISSIONER GARNER: Yeah.

39 LURA DUVALL: Yes.

40 CHAIRMAN BULLOCK: In other words, we're being a little

1 redundant right now.

2 LURA DUVALL: A little bit. Yeah. And I know it would
3 sure make things a lot smoother for my personal property
4 appraiser.

5 COMMISSIONER GARNER: I make a motion to approve Ordinance
6 Number LC 2013-02, an ordinance amending Chapter 5.04, 5.06 and
7 5.24 of the Lander County Code to obtain business licenses from
8 the Lander County Assessor's Office instead of the Lander County
9 Community Development Department.

10 COMMISSIONER MASON: Second.

11 CHAIRMAN BULLOCK: Any comment or discussion?

12 COMMISSIONER WAITS: And this would be effective?

13 COMMISSIONER GARNER: Oh.

14 CHAIRMAN BULLOCK: Well, technically the ordinance becomes
15 effective today, if we sign it.

16 LURA DUVALL: Yeah, immediately, Gina has already planned
17 to work with Julie to get that transitioned.

18 CHAIRMAN BULLOCK: Which I think would be -- the time-wise
19 it would be good, so she could spend the time there --

20 LURA DUVALL: Mm-hm.

21 CHAIRMAN BULLOCK: -- so they can make the translation
22 before she retires.

23 LURA DUVALL: That was the plan. Yeah.

24 CHAIRMAN BULLOCK: So, yeah, if we change the ordinance
25 today, it becomes effective today. So -- okay, any other
26 discussion? All those in favor?

27 COMMISSIONERS: Aye.

28 CHAIRMAN BULLOCK: Those opposed?

29 (None opposed.)

30 CHAIRMAN BULLOCK: Thanks, Lura.

31 LURA DUVALL: Thank you.

32

33 14) Discussion for possible action regarding approval of the
34 offer of employment to Joy Sweeney for the position of
35 Human Resource Director, and other matters properly related
36 thereto.

37

38 CHAIRMAN BULLOCK: Discussion for action regarding -- oh,
39 item Number 14, discussion for possible action regarding
40 approval of the offer of employment to Joy Sweeney for the

1 position of Human Resources -- Resource Director, and other
2 matters properly relating thereto.

3 This is the offer you already approved the payroll change
4 request.

5 COMMISSIONER GARNER: How is it -- see, what are we --

6 COUNTY CLERK SULLIVAN: Offer for employment.

7 COMMISSIONER GARNER: I make a motion -- I just -- how do I
8 want to word it? Make a motion to approve the offer of
9 employment to Joy Sweeney for the position of Human Resources
10 Director.

11 COMMISSIONER WAITS: I'll second that.

12 CHAIRMAN BULLOCK: Any other comment or discussion?

13 (No comment.)

14 CHAIRMAN BULLOCK: All those in favor?

15 COMMISSIONERS: Aye.

16 CHAIRMAN BULLOCK: Those opposed?

17 (None opposed.)

18

19 CHAIRMAN BULLOCK: Okay, I've been asked to move 15, so we
20 are going to move it to a later -- in the agenda.

21

22 16) Discussion for possible action regarding the labeling and
23 use of all County vehicles and other matters properly
24 related thereto.

25

26 CHAIRMAN BULLOCK: Okay, Item Number 16, discussion for
27 possible action regarding the labeling and use of all County
28 vehicles and other matters properly related thereto.

29 This was discussed back a while ago as far as the labeling.
30 And nothing's been done. So, you know, I'm proposing that we
31 assign somebody to make sure all county vehicles have a label on
32 them with what department.

33 We have people, you know, all of a sudden find out it is a
34 county employee, it's okay that they're parked at their
35 residence, but then they don't know. So it's just good practice
36 that people are aware that it is a county vehicle and what
37 department is there. We're there and, you know, by their house,
38 you know, they need to know and have an idea why we're there or
39 whatever. It's just good practice that they're all labeled.

40 COMMISSIONER GARNER: How about we put Keith Westingard

1 over that since it would relate to safety?

2 CHAIRMAN BULLOCK: I think that would be great.

3 COMMISSIONER MASON: These are the regular county decals on
4 the doors -- side of the doors?

5 CHAIRMAN BULLOCK: On the doors. If you notice Road and
6 Bridge, I'm pretty sure all theirs have them on there. You know
7 what department, you know it's Lander County. If they go -- you
8 know, doing something where people think they shouldn't be, at
9 least they know, oh, they're on county property. It is a county
10 vehicle. So --

11 Go ahead, Lura?

12 LURA DUVALL: Lura Duvall, Assessor. I would really like
13 to see this. We actually had some magnetic ones for our
14 vehicles and the gals forgot to take them off. And when they
15 were going down the road coming back from Austin, they lost
16 them. They blew off.

17 But it's really, really important for my department because
18 my appraisers are out in the field all the time. And I get
19 calls. We saw a vehicle out there going really slow. And I
20 think it had exempt plates. Is that your department? Whereas,
21 if it's identified and the other county assessors throughout the
22 state have some kind of a permanent, not a magnetic one, because
23 those have a tendency to be a little bit troublesome. But I'd
24 like to see this go into place, because then -- and especially
25 if it's large enough so it can be identified so when they're out
26 there in field, the people can see, oh, it says Lander County
27 Assessor's Office. So I think this is a great.

28 CHAIRMAN BULLOCK: Donnie, you had a comment?

29 DONNIE NEGRO: Pretty much ours is before it leaves the
30 yard it has a sign on it. There's couple -- I think the Green
31 kids are in the sign business. And Donnie prints his and at
32 Autographics. So, yeah, it's -- and like when my guys are going
33 down the road 62 miles an hour and someone calls me, I want to
34 know who they -- what they're doing.

35 CHAIRMAN BULLOCK: You know, I don't want to call it a
36 policing-type deal, but I think it's just nice that public
37 knows.

38 DONNIE NEGRO: Good business.

39 LURA DUVALL: Absolutely.

40 CHAIRMAN BULLOCK: You know, I mean, why is it somebody's

1 digging in my backyard? You know.
2 DONNIE NEGRO: Well, just roaming around. We had a deal --
3 we got a calls on when they were doing -- the power company were
4 doing all the changing the meters. We had a lot of calls. What
5 are these guys doing roaming around in our yards and stuff?
6 CHAIRMAN BULLOCK: Mm-hm.
7 DONNIE NEGRO: And then they ended up putting signs on and
8 they had orange vests and they'd knock on the door.
9 CHAIRMAN BULLOCK: So --
10 COMMISSIONER MASON: So the departments that have vehicles
11 are responsible for putting the decals on?
12 CHAIRMAN BULLOCK: No, I would just -- I would agree with
13 Brian. I think we ought to assign this to Keith Westingard as
14 part of his job to make sure all the vehicles are labeled and,
15 you know, that's where we're going.
16 COMMISSIONER MASON: Okay.
17 COMMISSIONER GARNER: As far as that.
18 COMMISSIONER WAITS: It might actually include some
19 permanent labels and some magnetic. I mean that would be up to
20 --
21 SOVEIDA ROBINSON: No.
22 ROGENE HILL: We don't want magnetic.
23 COMMISSIONER WAITS: -- the type of vehicles we're using.
24 But I think it's a wonderful idea for identification.
25 CHAIRMAN BULLOCK: I would say permanent.
26 ROGENE HILL: Permanent.
27 CHAIRMAN BULLOCK: I mean, it's no different than a police
28 vehicle.
29 COMMISSIONER MASON: Yeah, it's our vehicle; it's
30 permanent.
31 CHAIRMAN BULLOCK: I mean, we're not worried about later on
32 if it's auctioned off. And usually ours are trashed by the time
33 we're done with them anyways. So, you know, but going on with
34 that, of course, you know, we need to -- I -- and I was hoping
35 to get more into this as far as what the statute is and stuff.
36 But as far as addressing the use of the county vehicles, which
37 is on this agenda too, I mean, we can talk relating. But the
38 use of it -- you know, I don't want say we're the policing force
39 of it, but in the same token, county vehicles are for county
40 business.

1 And -- and not to -- I guess, I'll come right out and say
2 it -- not go home when you live out of Lander County. They
3 should stay in Lander County. If you -- we have Road and
4 Bridge, we have Water and Sewer that are on call. I have no
5 problem taking vehicles home and stuff. But when we have
6 vehicles being used for personal use and we're paying the fuel
7 for it, for them to go to their residence, you know, that is --
8 you know, outside the county, I have an issue with that. So --

9 COMMISSIONER GARNER: I have several complaints from people
10 that the Assessor vehicle's being used by -- uh, IT.

11 LURA DUVALL: The IT vehicle, you mean?

12 COMMISSIONER GARNER: Yeah. Of which --

13 LURA DUVALL: Yeah, he's on call all the time, 24/7.

14 COMMISSIONER GARNER: So that vehicle goes home with him?

15 LURA DUVALL: He does. Yeah.

16 COMMISSIONER GARNER: Is that part of his contract?

17 LURA DUVALL: It's not in the contract. But it was an
18 agreement, because in order for him to be on call, and the whole
19 purpose of that, creating that -- well, one of the purposes, is
20 so I wouldn't have to be down here on the weekends getting the
21 system back up and going, which I've had to do -- well, we won't
22 go into 20 years of --

23 CHAIRMAN BULLOCK: Mm-hm.

24 LURA DUVALL: -- fun that I've had. There's been numerous
25 times just in the last six months that he's had to come over on
26 the weekends or at night. He does remote in. Some things you
27 can remote in, but a lot of things you've got -- when we have
28 power bumps, you've got to be physically be here to get that
29 system up and going. And if it's down throughout the weekends,
30 I get the calls at home because the public cannot access our
31 data. They can't access the website. And they're in a panic
32 because many of them use it at nights and on the weekends. And
33 it's, you know, kind of been an agreement that, okay, well, you
34 -- I don't want to have to do this. Or what if I'm gone and
35 it's down and we can't get it back up until Monday? That's --

36 CHAIRMAN BULLOCK: So I guess, --

37 LURA DUVALL: -- that's not good.

38 CHAIRMAN BULLOCK: -- the way we could cure this is put an
39 ordinance in that says all county employees have to live in
40 Lander County.

1 COMMISSIONER GARNER: It's in there.
2 LURA DUVALL: Well, he's working on that.
3 CHAIRMAN BULLOCK: Well, I'm just saying, you know, I mean,
4 then we wouldn't have so much of an issue.
5 LURA DUVALL: Not having a place to live and worked with
6 the local realtors and with as many people as he could, trying
7 to find a place to rent. But as you well know, that's been a
8 real issue. And he's still working on that, trying to find a
9 place to live here. Because, no, he doesn't like having to
10 commute at all.
11 COMMISSIONER GARNER: That -- I guess. Because I received
12 so many complaints on him, that personal vehicle, is there's
13 \$1100 worth of fuel charged to that vehicle in Gardnerville,
14 Nevada.
15 LURA DUVALL: I -- I guess I don't know what you're talking
16 about.
17 COMMISSIONER GARNER: That vehicle went all the way to
18 Gardnerville, Nevada.
19 LURA DUVALL: Well, yeah, that's where he first was --
20 lived before he moved out here.
21 COMMISSIONER GARNER: What's he going to do from
22 Gardnerville for Lander County? That's what people are unhappy
23 about. That vehicle has been seen in Gardnerville, so when the
24 fuel receipts were pulled, there's fuel being bought several,
25 several occasions in Gardnerville, Nevada.
26 LURA DUVALL: When he first started, you mean?
27 COMMISSIONER GARNER: I don't know.
28 LURA DUVALL: Yeah.
29 COMMISSIONER GARNER: That's just --
30 LURA DUVALL: Yeah, the transition of getting out here.
31 COMMISSIONER GARNER: I mean, I would love to take a county
32 car to Gardnerville if I -- every time I went to Reno. And
33 that's a legitimate -- it's a legitimate complaint from --
34 LURA DUVALL: Yeah. That's where he moved here from, so
35 yes, that is correct.
36 COMMISSIONER GARNER: So he was using our vehicle to go to
37 Gardnerville?
38 LURA DUVALL: That's where he lived when he first got here.
39 COMMISSIONER GARNER: Because he was on 24-hour call.
40 LURA DUVALL: What's that?

1 COMMISSIONER GARNER: Because he was on 24-hour call?
2 LURA DUVALL: Well, yeah.
3 COMMISSIONER GARNER: So he'd respond from Gardnerville to
4 Lander County?
5 LURA DUVALL: Several times. Yeah.
6 COMMISSIONER GARNER: Wow.
7 LURA DUVALL: Until he got moved out here.
8 COMMISSIONER GARNER: So this isn't in his contract. So
9 something needs to be put in his contract if that's the way it's
10 going to be, because people are unhappy that --
11 LURA DUVALL: Who are these people that are unhappy?
12 COMMISSIONER GARNER: That's -- I'm not going to name
13 names. This is not a -- it's just people are unhappy that that
14 vehicle's being used to -- and it's not in the contract. If it
15 was in the contract, there's no problem.
16 LURA DUVALL: I see.
17 COMMISSIONER MASON: He has permanently settled in
18 Winnemucca, right?
19 LURA DUVALL: No, temporarily, until he can get a place
20 here.
21 COMMISSIONER MASON: Okay.
22 LURA DUVALL: Yeah. He's just renting.
23 COMMISSIONER GARNER: I'm just trying to answer what people
24 are coming to me with.
25 LURA DUVALL: I guess the solution would be to not -- I
26 mean, he doesn't just -- he takes the vehicle to go to Austin,
27 because he goes there every other week, also to training. I've
28 been sending him to a lot of meetings and training to
29 California, no different than anyone anything else the county
30 that goes to training, we provide a county vehicle or we may pay
31 mileage. We could just pay him mileage and have him use his own
32 personal vehicle, if you think that would be better. It's going
33 to cost much, much more -- 55 cents a mile. That would be all
34 right, I guess. If that's -- if you feel that would be better,
35 then we can do that.
36 COMMISSIONER GARNER: Well, I think it needs to be clear,
37 if it's not in his contract. I think it just needs to be --
38 he's -- it just looks to some that he's misusing the vehicle.
39 LURA DUVALL: Hm. Okay.
40 COMMISSIONER GARNER: And if it was the other way and he

1 was getting paid per mile, like the rest of everybody else,
2 that's fair. If you put it in his contract, that's something
3 that -- that is a provision to his contract.
4 LURA DUVALL: What's your suggestion?
5 COMMISSIONER GARNER: There's a legitimate -- it's a
6 legitimate. What's my suggestion?
7 LURA DUVALL: Yes.
8 COMMISSIONER GARNER: Whatever's in his contract.
9 LURA DUVALL: Well, it doesn't address it, I don't believe.
10 I'll have to review it, but it doesn't address it.
11 COMMISSIONER GARNER: Yeah. Address it in his contract
12 or --
13 COMMISSIONER WAITS: It doesn't say he has to live in
14 Lander County.
15 LURA DUVALL: No, it does not. No.
16 COMMISSIONER WAITS: You know, I don't have a problem of
17 living with Lander County if it's not in the contract. But for
18 us to pay for him to come over to his job every time. This is
19 the job he took and most of us don't pay to get to work.
20 LURA DUVALL: Right.
21 COMMISSIONER WAITS: So we're kind of at a crossroads here.
22 I understand the 24/7. And that's great, if he's in the county
23 on 24/7. But like you said, what if he chose to live in
24 Montana? I mean, are we going to pay for him to drive back and
25 forth? We've just got to -- we've got to curtail this. And
26 he's had how many months? I mean --
27 CHAIRMAN BULLOCK: Six. We just approved it.
28 COMMISSIONER WAITS: -- how long has he been with us?
29 LURA DUVALL: Six months.
30 CHAIRMAN BULLOCK: Change request.
31 UNIDENTIFIED PARTICIPANT: Yeah.
32 CHAIRMAN BULLOCK: Go ahead, Rogene. I'm waiting for
33 comment.
34 COMMISSIONER GARNER: That's just the complaints I've had.
35 CHAIRMAN BULLOCK: Yeah, and I understand. But in the
36 other aspect, too, and I'm surprised Rogene didn't bring this up
37 is if there's a county vehicle available, we should be using it
38 rather than using personal vehicles.
39 ROGENE HILL: Yes. Absolutely. Yes. Yes.
40 CHAIRMAN BULLOCK: So there's two sides to this, too, as

1 far as that.

2 LURA DUVALL: And Dean, too, to be fiscally responsible,
3 it's going to cost a lot more to pay mileage than it would be to
4 --

5 CHAIRMAN BULLOCK: I understand that. And I know this was
6 brought up before that if there is a county vehicle available, I
7 guess, the -- the logistics is -- you know, more encouraging
8 people to live in Lander County that works for Lander County.

9 ROGENE HILL: And it sounds like that is the issue from
10 listening to the conversation.

11 CHAIRMAN BULLOCK: So --

12 ROGENE HILL: But she's absolutely right. You -- county
13 vehicles are -- we don't have enough to make available, but I
14 think Lura, she has some, you know, more for her department and
15 that. But I know in the annex, we all schedule. If somebody
16 needs to use the vehicle, we schedule and we use the county
17 vehicle. You know, there are occasions that somebody's already
18 using the vehicle. And if they don't have another vehicle
19 available, we'll call and see if we can locate another county
20 vehicle to borrow. But that is -- that is normal. And I think
21 that it just sounds, from listening to conversation, that that's
22 the issue. You have the employee and then you're paying for
23 commute. Is that what it -- it sounds like that's what the
24 issue is. I don't know. But you're right, it -- and it goes
25 again, I think we've had the same issue that with the positions
26 that it always comes up that you assume that they live in Lander
27 County. So, I don't know, maybe you need to clarify, you know
28 that that is part of the criteria --

29 CHAIRMAN BULLOCK: Yeah.

30 ROGENE HILL: --for the position that they have to live in
31 Lander County.

32 CHAIRMAN BULLOCK: That would be a different --

33 LURA DUVALL: That means he could live in Kingston?

34 CHAIRMAN BULLOCK: What's that?

35 LURA DUVALL: He could live in Kingston?

36 ROGENE HILL: I guess he could. I guess, you're right.

37 LURA DUVALL: You know, that's 120 miles. Well, yeah,
38 that's Lander County.

39 CHAIRMAN BULLOCK: Yeah, I understand that. But that's
40 another agenda item as far as residence of Lander County and

1 employees. So -- because this was just on the use of and
2 signage is what was -- what was here.

3 LURA DUVALL: And we can just go to mileage. That's fine.

4 COMMISSIONER GARNER: I'm just bringing it out what --

5 LURA DUVALL: It's just that I'll have to make sure I have
6 enough in the budget to cover that. But yes, that's a route
7 that we can go.

8 COMMISSIONER GARNER: Or changes. There are several
9 options, I guess.

10 LURA DUVALL: And that's why I asked, what is the pleasure
11 of the board? Because it --

12 COMMISSIONER GARNER: You're over him, not me.

13 LURA DUVALL: -- doesn't make any difference to me.

14 COMMISSIONER GARNER: That's the pleasure of you. That's
15 how you -- I mean, you have the -- you have this agreement with
16 him, not me.

17 LURA DUVALL: Right.

18 COMMISSIONER GARNER: Right?

19 LURA DUVALL: Mm-hm.

20 COMMISSIONER GARNER: So what's your pleasure?

21 LURA DUVALL: Well, I like having him in on call all the
22 time. Because I don't like coming down here in the middle of
23 the night. Not only is it a little bit scary, but it's -- you
24 know, I'm an Assessor, not an IT person. So it's really
25 frustrating for me. So it's been a tremendous benefit to have
26 somebody available all time. But I also understand your point
27 too and your concerns.

28 COMMISSIONER WAITS: Well, when we're looking at the
29 additional expense and I know that your budget is set to cover
30 some of those things, but --

31 LURA DUVALL: Well, it comes out of my computer -- my
32 technology money.

33 COMMISSIONER WAITS: I understand that. But we're still
34 looking at a large expense because of something we had not
35 anticipated going back and forth and that kind of mileage.
36 That's all.

37 LURA DUVALL: And that's fine.

38 CHAIRMAN BULLOCK: And I guess some of the -- some of the
39 concern is, yes, it does come out of this budget for this year.
40 But then we absorb it as the county, from what I understand. Or

1 is that going to continually come out of that budget?

2 LURA DUVALL: Well, that's now in the statute, it doesn't
3 sunset anymore. The technology fund is there.

4 CHAIRMAN BULLOCK: Okay.

5 LURA DUVALL: Unless -- and I don't see that ever changing.
6 No.

7 CHAIRMAN BULLOCK: Okay. So this will maintain this --
8 this salary will continue to come out of the IT fund?

9 COMMISSIONER GARNER: And it's however you want to the
10 structure it. I'm just bringing out what my -- the continual
11 complaint I get. If you want to put it in his job description
12 that the county provides his vehicle and within so many -- you
13 know, what I'm trying to say?

14 LURA DUVALL: Mm-hm. I do.

15 COMMISSIONER GARNER: -- or if it pays him by -- that's
16 totally up to your pleasure. It needs to be there, because it
17 looks totally unfair to rest of workers and county employees and
18 constituents of this county that this guy's driving around.
19 They just want answers. And that's why it was brought to me.
20 And that's all I'm trying to get is --

21 LURA DUVALL: Okay.

22 COMMISSIONER GARNER: -- how you want to structure it so
23 it's black and white, so everybody can understand it.

24 LURA DUVALL: We'll just pay mileage. Okay.

25 JAY FISCHER: Could I offer a suggestion?

26 CHAIRMAN BULLOCK: State your name, please.

27 JAY FISCHER: Jay Fischer. You know, the -- from a mining
28 background, and this issue of being available 24/7 and vehicles
29 provided, whether you're living here or they choose to live
30 other places. But you know, for the county and these employees,
31 that we're hiring, if we can hire locally, we pref -- you know,
32 the county prefers to do that, but that's not always the most
33 qualified person.

34 And one of the issues that, I think, or suggestions I would
35 offer here, is some sort of -- we would like the employees to
36 live, or you would like the employees to live in the county,
37 some sort of grace period in this contract when they sign up to
38 move here. We make that demand on them. But the time it takes
39 to sell a house, the time it takes to find a place to live, you
40 know, I think, knowing Justin, he's -- he's made some legitimate

1 efforts to get into -- to live in Lander County.

2 LURA DUVALL: Mm-hm.

3 JAY FISCHER: It's been six months. You know, a lot of
4 this is going to go away when he can find a place to live here.
5 But you can't let it go on forever. So, you know, a grace
6 period when you find somebody that doesn't live here. And the
7 issue here is you need this person 24/7. Well, in the
8 beginning, they're going to have to drive from Gardnerville.
9 And now it's from Winnemucca. And hopefully one day it will be
10 here locally that makes this go away. So some sort of grace
11 period is, you know, and these contracts that it might --

12 COMMISSIONER MASON: In this case, you say it was not in
13 contract, huh?

14 LURA DUVALL: No. And actually before he rented the place
15 in Winnemucca, he did everything he could to find a place here.
16 But he has a family of seven. So, you know, um, he was staying
17 in a travel trailer. But you can't fit seven people in a travel
18 trailer. And that just was not -- you know, I mean, that was
19 kind of temporary thing, too. But, like I said, he worked with
20 the realtors. He's not in a position to run out -- not
21 everybody can qualify to buy a house right away either. That's
22 another issue.

23 But he's still working on trying to find a place to live
24 here. He was very intrigued with the new subdivision going in
25 and hoping to possibly just buy a house. Winnemucca is as close
26 as he could get to find a place to live to fit his family into
27 until he can find something here. So that is temporary, but you
28 still have to have a place to live. I don't know if you guys
29 are aware of this, but finding a place to rent in this town is
30 like finding a needle in a hay stack.

31 COMMISSIONER WAITS: Well, I feel that the Commissioners
32 have voiced our concerns and the rest is up to you, Lura. You
33 know how we feel --

34 LURA DUVALL: Okay.

35 COMMISSIONER WAITS: -- and the information we've received
36 from the public. So you can handle it from here.

37 And I will make a motion that we ask our County Safety
38 Manager to label and identify our county vehicles.

39 COMMISSIONER GARNER: Second.

40 COMMISSIONER WAITS: Do we want a date on that? Or just --

1 COMMISSIONER GARNER: Within reasonable --
2 CHAIRMAN BULLOCK: He'll get right on it.
3 COMMISSIONER GARNER: Yeah.
4 COMMISSIONER WAITS: Handle it in a reasonable time frame?
5 CHAIRMAN BULLOCK: Okay. Any other comment or discussion?
6 COUNTY CLERK SULLIVAN: I have a comment, please. Sadie
7 Sullivan.
8 I do know of one other contract, Lura, that it does state
9 that the county would provide a vehicle. So if you did go that
10 direction, there is one other one that I can think off the top
11 of my head that we do provide a vehicle
12 LURA DUVALL: For?
13 COUNTY CLERK SULLIVAN: For the mosquito abatement while he
14 is here. It just states that. So I want you to know that that
15 has been --
16 ROGENE HILL: But he doesn't take it. He doesn't take it.
17 COUNTY CLERK SULLIVAN: No. No. But it is provided while
18 he is here.
19 ROGENE HILL: Yes. Absolutely. Yes.
20 COUNTY CLERK SULLIVAN: I didn't want her to feel that
21 would be something new -- a newbie kind of one out there.
22 CHAIRMAN BULLOCK: Okay.
23 DONNIE NEGRO: The bug man's pickup is under us, and that's
24 got signs on it.
25 CHAIRMAN BULLOCK: Okay. Any other comment?
26 (No comment.)
27 CHAIRMAN BULLOCK: All those in favor?
28 COMMISSIONERS: Aye.
29 CHAIRMAN BULLOCK: Those opposed?
30 (None opposed.)
31 CHAIRMAN BULLOCK: Let's go ahead and take a ten-minute
32 recess.
33
34 [Break from 10:31 a.m. to 10:46 a.m.]
35
36 CHAIRMAN BULLOCK: Okay. We'll go ahead and call the
37 meeting back to order. We'll go ahead and go to Item Number 17.
38
39
40

17) Discussion for possible action regarding approval of the proposed Request for Statements of Qualifications ("RFQ")/Statement of Qualifications ("SOQ") Advertisement and Professional Services Contract to be utilized by the Lander County Engineer for various County Infrastructure and Facility Projects that require the use of consulting firms, and other matters properly related thereto.

CHAIRMAN BULLOCK: Discussion for possible action regarding approval of the proposed Request for Statements of Qualifications ("RFQ")/Statement of Qualifications ("SOQ") Advertisement and Professional Services Contract to be utilized by the Lander County Engineer for various County Infrastructure and Facility Projects that require the use of consulting firms, and other matters properly related thereto.

COMMISSIONER MASON: I've taken the liberty to ask our County Engineer to help us out here just to explaining the work -- how this works.

MARK BRETHAUER: Um, yeah, what this is, it's a culmination of a lot of time and effort with myself and Angie to look through the contracts that you guys have been using over the years. And apparently, what's been happening is if you guys utilize a consultant, they were providing you with a contract and then Angie would review the contract and make changes and even with your construction documents it's the same way. It goes back and forth.

This contract is actually to the benefit of the county. That's the whole -- the whole thing. It's our contract now for you guys. It doesn't benefit the consultants at this point. And a lot of times we'd have -- we'd give these out to the consultant and they would -- they would ask to have certain things modified and that would be up to the District Attorney to say whether we want to adjust it or not or let it go the way it is. It's evolved over a number of years with my experience -- and I think it's -- it's really good for the county. And again, I know, Nicole and Angie have spent a lot of time to see if we could utilize it here for services.

And what this does is it brings us to compliance with the NRS statutes, too, for consulting services that are in excess of \$35,000, which requires you, as Max has done on his process with

1 the new courthouse, to go through an RFQ, Statement for
2 Qualifications/Request for Qualification process so you get the
3 most qualified consulting firms on board.

4 And if you look at the second, or third page on the
5 advertisement, you can set it up for the number of different
6 types of services, which may be something you'll use down the
7 road or maybe you won't.

8 But you get the consultants on board who do have that
9 experience and then you get them on this contract. And you can
10 adjust the time frame of the contract for, you know, a month, or
11 six months, a year, two years, whatever you want to do. There's
12 a time frame on it you can set it up for. And then they're
13 on -- they're on -- those contracts are established. And
14 whenever you have a project pop up, all you've got to do is call
15 them and provide them with a task. They give you a proposal,
16 which then you have the cost. And then you can negotiate the
17 cost, just like what Max has done on his courthouse. And if you
18 don't like their proposals and their costs, then you go to your
19 other option, your other consultant that may be better off.

20 The thing that Max has done, Max set his process up for --
21 specifically for that project, which was just for the
22 courthouse. So in this case here, you can see we've advertised
23 for a lot of different functions, and so we have a lot of
24 different consultants at our fingertips. They signed the
25 contract and they already are compliant with the contract. I
26 don't know if you've had a chance to read it or not, but -- and
27 the SOQ process is what's required by the NRS. So you can get,
28 you know consultants who can do projects for you that are over
29 \$35,000. So then you've complied with your requirements. And
30 then -- so if you have a job like your pedestrian bridge, that
31 will be -- obviously the consulting fees would be way in excess
32 of \$35,000. And you already have a consultant on board that's
33 qualified for that work. You call them up and say, hey, I need
34 your help. Let's talk about this project. Give me your
35 proposal. Outline all your -- your -- the scope of the project.
36 And then they put a price on every one of those items. And then
37 you can negotiate from that point on. If you don't like the
38 price, you can go to Consultant B.

39 COMMISSIONER WAITS: So we actually have a bank of names
40 that have been qualified and all in there.

1 MARK BRETHAUER: Exactly.
2 COMMISSIONER MASON: Prequalified.
3 MARK BRETHAUER: Prequalify.
4 COMMISSIONER WAITS: And how long does that stay? You can
5 use it --
6 MARK BRETHAUER: You can set it for any timeframe you want.
7 One, three years, five years, however you want to do it.
8 COMMISSIONER WAITS: Can you put it whatever.
9 COMMISSIONER MASON: You just update them --
10 COMMISSIONER WAITS: Right.
11 THE WITNESS: -- if you use them, right? You update them.
12 MARK BRETHAUER: Well, yeah. Firms will go out of business
13 and change around. So sometimes they might not be available, a
14 lot of factors. Um, you can repeat the SOQ process once a year
15 once every couple of years. At least you don't have to do it
16 every time you need a consultant that you're going to use over
17 \$35,000.
18 COMMISSIONER MASON: One thing I want to bring up on this
19 is right now the way we are, most engineering firms charge by
20 the hour. Yes?
21 MARK BRETHAUER: Well, it's -- yes, they do. Yeah, per
22 hour.
23 COMMISSIONER MASON: So we mess around with a firm. We
24 want to get them online. And we -- then we change something.
25 And we go back and forth trying to get this firm lined up, and
26 they're charging us all time.
27 MARK BRETHAUER: Right. And there's national standards
28 for -- for consulting service. It's usually based on a
29 percentage, you know, the cost of the finished product they're
30 providing to you.
31 COMMISSIONER MASON: And see, and that's --
32 MARK BRETHAUER: You look at those costs and say, well, if
33 they're within the normalcy of those costs, then that's what you
34 get. And their scope is usually -- identifies exactly what your
35 deliverable's going to be and what the cost for that
36 deliverable's going to be. It's all pretty well identified.
37 COMMISSIONER MASON: So all of our departments can use this
38 system?
39 MARK BRETHAUER: Um.
40 COMMISSIONER MASON: Pretty much.

1 MARK BRETHAUER: Well, yeah, we'd have it all pretty much
2 set up for professional services as it says on top here. It's
3 for engineering, planning, construction management,
4 architecture, transportation planning, geotechnical engineering,
5 materials testing services, landscape architect. Whoever would
6 need that type of service in the county could fall back and use
7 this, use the consultants that we have already picked through
8 that process.

9 COMMISSIONER WAITS: So if we use the terminology
10 "professional services," it covers it.

11 MARK BRETHAUER: Yes. Yes.

12 COMMISSIONER WAITS: Okay. And usually the engineers who
13 have their licensing, you know, that are at stake.

14 COMMISSIONER MASON: So -- and where are we at this
15 juncture. It's already been through legal?

16 MARK BRETHAUER: Yes. Yes. What you have here is a result
17 of evaluation of Angie and --

18 COMMISSIONER WAITS: Mm-hm.

19 MARK BRETHAUER: -- Nicole's review. There's a couple
20 things in here that I picked up as far as like the
21 advertisement, I mean, we said three copies of the Statement of
22 Qualifications, which I'll probably change to maybe five, so we
23 have enough for a good size group of the people to be involved
24 in the review.

25 CHAIRMAN BULLOCK: So basically, you're saying we're
26 bypassing bidding and negotiating contracts.

27 MARK BRETHAUER: You can't price bids.

28 COMMISSIONER WAITS: No.

29 MARK BRETHAUER: You can't price shop on professional
30 services. That's -- it's not bidding a construction project.
31 You're getting proposals for a design service, a professional
32 service.

33 CHAIRMAN BULLOCK: Like I said, we're bypassing the bidding
34 and negotiations.

35 MARK BRETHAUER: Yeah. Whatever way you guys were
36 doing before. Yeah. You can't price shop. You can't keep
37 going to a different consultant and then keep asking for a price
38 or just going out and asking one for a price without going
39 through the RFQ process. That's what this does.

40 CHAIRMAN BULLOCK: Yeah, that's what I'm saying. If the

1 RFQ is there, we're going to go shopping.

2 MARK BRETHAUER: Yes, exactly. Once this is in place, then
3 you can shop.

4 COMMISSIONER MASON: And then we have people who we've used
5 in the past for another project, we've already got them RFQ'd so
6 to speak.

7 MARK BRETHAUER: Right. And they can have a little
8 advantage because they know the county. They've worked here
9 before. They've -- you know -- they would probably definitely
10 be short listed. And you worked with them before. They know
11 your system. It's like yeah, they've got a little bit of an
12 advantage. They've -- they've -- would probably be on the high
13 point of your list.

14 COMMISSIONER MASON: What's the -- the RFQ and the SOQ,
15 what --

16 MARK BRETHAUER: Well, the Statement of Qualifications
17 comes from the consulting firm. It's their statement of -- it's
18 like a brochure for their company. And they explain to you what
19 their qualifications are. And the process is actually called a
20 Request for Qualifications. So they -- we put out the RFQ.
21 They in turn provide the Statement of Qualifications.

22 COMMISSIONER MASON: The SOQ.

23 MARK BRETHAUER: Correct.

24 COMMISSIONER MASON: Oh, okay.

25 MARK BRETHAUER: And that's what we evaluate and generate a
26 matrix and grade them and rate them and then pick them.

27 COMMISSIONER MASON: So where in the county is this being
28 set up? At your computer?

29 MARK BRETHAUER: Well, I've only got the contracts right
30 now. And I've got examples of what has been done in the past
31 that I can utilize. And then we'll just go from there. And
32 typically they advertise these for 21 days so you've got enough
33 time out there for these firms to put their package together.

34 COMMISSIONER WAITS: So it sounds like it's the same thing
35 that we do, only we do it individually with every time we look
36 at a new project. Where this we just do it one time, get
37 everybody on board, and then we choose which one we want --

38 MARK BRETHAUER: Exactly.

39 COMMISSIONER WAITS: -- when we're ready for the project.

40 MARK BRETHAUER: And then you're in compliance with the

1 statutes, correct.

2 COMMISSIONER WAITS: That make sense?

3 MARK BRETHAUER: Yeah.

4 COMMISSIONER MASON: This -- this is what other counties
5 are using? Have been for what ten? twelve? fifteen years?

6 MARK BRETHAUER: Well, the one I'm from has been using it
7 for a long time. Yes. Unfortunately, when we first started 20
8 years ago, we were doing it improperly as well. And we were
9 told by our purchasing and contracts department you're not
10 supposed to be price shopping for professional services. So
11 then we set this process up.

12 COMMISSIONER MASON: So in the long run, this saves the
13 county a lot of money?

14 MARK BRETHAUER: Oh, yeah, saves time and money. Yeah,
15 you're not --

16 COMMISSIONER MASON: Time and money.

17 MARK BRETHAUER: Especially the District Attorney's office
18 where they're reviewing multiple contracts, if that's what
19 they're doing or having to do.

20 COMMISSIONER GARNER: I don't --

21 COMMISSIONER WAITS: They're not taking away our choice at
22 all. We're just simple doing it one time ahead of time so that
23 they're all in our bank.

24 MARK BRETHAUER: Right.

25 COMMISSIONER WAITS: And then we're ready for a project and
26 we go back through. And we take them with their Statement of
27 Qualifications, who we want --

28 MARK BRETHAUER: Right.

29 COMMISSIONER WAITS: -- to hire for this.

30 MARK BRETHAUER: And a lot of times, the consultants will
31 provide you with a contract that's in their benefit. I mean,
32 it's -- it doesn't benefit the counties. And we found this out.

33 COMMISSIONER GARNER: So --

34 MARK BRETHAUER: So what it does, it gives you the control.
35 And you say, this is what you're going to comply to, and if you
36 don't like it, we'll go to Consultant B.

37 COMMISSIONER GARNER: I guess my thing is every project's
38 different, right? Every contractor is going to have a different
39 scope. How do we know we're getting the right contractor with
40 the right scope for the right job?

1 MARK BRETHAUER: It's not a contractor.
2 COMMISSIONER WAITS: We have to review that.
3 COMMISSIONER MASON: Well, it's like she said, it's a bank.
4 You're building it.
5 CHAIRMAN BULLOCK: This is not a contractor.
6 MARK BRETHAUER: It's not a contractor. It's consultants.
7 CHAIRMAN BULLOCK: This is architects, engineers --
8 COMMISSIONER WAITS: Professional.
9 MARK BRETHAUER: Professional services.
10 COMMISSIONER GARNER: Same thing though. We're still going
11 -- how do we know within their -- how do we know?
12 COMMISSIONER MASON: Eventually you're going to use them
13 once and then have all that stuff in your files. You already
14 know what their contract looks like. You're already -- because
15 you've used them before. They're already prequalified.
16 MARK BRETHAUER: Right. Right.
17 COMMISSIONER WAITS: I think of it like a bank of attorneys
18 and you're saying, okay, now, I need someone to represent me in
19 a divorce. Well, I'm not going to go to a criminal attorney.
20 MARK BRETHAUER: Right.
21 COMMISSIONER WAITS: I'm going to go to a divorce attorney.
22 So I'm looking down at these architects and professional
23 services and I'm looking at their services and everything that
24 they have listed, what their qualifications are, and I say, oh,
25 look, they do -- they do all these tunnels, and I need a tunnel.
26 MARK BRETHAUER: Exactly. Exactly.
27 COMMISSIONER WAITS: And they listed an overpass. And I
28 need an overpass.
29 MARK BRETHAUER: Right. You may end up with three or four
30 consulting firms, or civil firms, which is fine.
31 COMMISSIONER WAITS: If we did this and we chose not to do
32 it. I mean, excuse me, what I mean is if we did this and we
33 have our bank and then we're working on a project and you want
34 to look somewhere else, you still can. It doesn't prohibit us
35 from doing something individually.
36 COMMISSIONER MASON: It just streamlines the process.
37 COMMISSIONER WAITS: It just -- right -- it does streamline
38 it.
39 MARK BRETHAUER: It does take a lot of work out of it.
40 COMMISSIONER MASON: Like right now we've got Summit

1 Engineering doing two projects down south and doing the county.
2 And then we have JUB Engineering doing the airports. These
3 people, we could prequalify or RFQ them and put them in the
4 bank.
5 MARK BRETHAUER: Right. Exactly.
6 COMMISSIONER WAITS: And what he's saying, and then when
7 we're ready, we use our contract. They don't come with their
8 contract. We use our county contract that's written up for us
9 --
10 MARK BRETHAUER: Exactly. Exactly.
11 COMMISSIONER WAITS: -- and in our favor.
12 COMMISSIONER MASON: All right.
13 COMMISSIONER WAITS: I think it sounds like it's a great
14 idea.
15 CHAIRMAN BULLOCK: So you're saying we put it out there for
16 people to return these?
17 MARK BRETHAUER: Right. We do a formal advertisement and
18 I'll have to work on --
19 CHAIRMAN BULLOCK: And I understand that. I guess here's
20 my point. All of a sudden a new firm moves in six months later,
21 how do they qualify?
22 MARK BRETHAUER: They've got to wait until we redo the
23 process, unless -- unless it's a job that's under \$35,000. If
24 you want to use them and it's under 35-, then you have the right
25 to go ahead and use them.
26 COMMISSIONER GARNER: That's where I have a problem is each
27 one changes so often, and we don't have a lot of -- right now
28 we've had projects, but I don't know. I just --
29 COMMISSIONER WAITS: Okay, let's say a new firm is. They
30 use this firm in Humboldt County, and they were really good at
31 what they did, but they're not in our bank.
32 COMMISSIONER GARNER: We can't use them.
33 COMMISSIONER WAITS: Why can't we? Why can't we go out and
34 ask them for a statement?
35 MARK BRETHAUER: Well, as long as it was -- as long as
36 their proposals --
37 COMMISSIONER WAITS: Are we limited to only so many times a
38 year, open enrollment for statements?
39 MARK BRETHAUER: No, it's like if you're looking at job
40 where it's going to be under \$35,000, you can use them.

1 COMMISSIONER WAITS: Okay, what if it's over 35-?
2 MARK BRETHAUER: Then you can't. Technically, you have to
3 comply -- you can do a separate SOQ process, if you wanted to,
4 just like you did.
5 COMMISSIONER WAITS: This is going to limit me to how often
6 can I go out for these statements?
7 MARK BRETHAUER: No. No. You could probably do a separate
8 SOQ process, if you want to, just like Max did for the
9 courthouse, be specific for that one specific project. But this
10 covers you. That takes all the work out of having to do it
11 multiple times.
12 COMMISSIONER WAITS: Okay. You can still use them then,
13 Brian. You'd have to be specific about what you're looking for.
14 COMMISSIONER MASON: So all projects are over 35,000, if we
15 have a bank of -- of experts, prequalified experts --
16 MARK BRETHAUER: Mm-hm.
17 COMMISSIONER MASON: -- then we can use anyone we want
18 without going through all the other rigmarole.
19 MARK BRETHAUER: Right. You just ask them for a proposal.
20 And they'll give you proposal. Then you can negotiate the cost.
21 You can't negotiate costs with professional services before you
22 go through that process.
23 COUNTY CLERK SULLIVAN: Dean.
24 CHAIRMAN BULLOCK: Go ahead.
25 MARTIN UGALDE: Martin Ugalde with Day Engineering. Could
26 I offer some input to this?
27 COMMISSIONER WAITS: Please.
28 COMMISSIONER GARNER: Please.
29 MARTIN UGALDE: As an engineer, we have -- I've gone
30 through that process with Truckee Meadows Water Authority, Reno,
31 and Carson City and the City of Reno.
32 So, for example, they ask for a Statement of Qualifications
33 from engineers. And the engineer can send in their Statement of
34 Qualifications. And what we applied for Day Engineering with
35 Truckee Meadows Water Authority was for projects that are
36 related to water distribution planning, pump stations, tanks,
37 water rights, treatment. We didn't submit any qualifications
38 with respect to surveying, geotech, transportation, because we
39 don't have those qualifications. And then what Truckee Meadows
40 Water Authority did after they reviewed all of the Statements of

1 Qualifications from all those engineers that submitted, they put
2 out a list and they rank them.

3 For example, under pump stations, five engineering firms
4 and they ranked them -- five engineering firms under pump
5 stations under tanks, blah, blah, blah. And then when a project
6 comes up, they give you a call and say, we'd like you to design
7 something for us.

8 So three years ago, I designed a 24-inch duct and iron
9 water main in downtown Reno, because they called us up and said,
10 we'd like you to do this project. They didn't -- I didn't have
11 to submit anything, because I already submitted an SOQ.

12 We just got a project with the City of Reno, where we'll be
13 doing the equalization basin at the water treatment plant in
14 Reno. City of the Reno just called us up because we were on the
15 list and said, give us a proposal, this, -- well, I mean there
16 were meetings and stuff. So we gave them a proposal to do that
17 work. But we were ranked under certain categories for sewers,
18 certain categories for water.

19 COMMISSIONER WAITS: Thank you.

20 CHAIRMAN BULLOCK: So as an engineering firm, you liked
21 this? Is that what you're telling me?

22 MARTIN UGALDE: To me, personally, it doesn't matter to me
23 because quite frankly for the City of Reno, it's been four years
24 I've waited on this list before they called me up and gave me a
25 job. So I just try to --

26 COMMISSIONER MASON: No, but it explains it for us.

27 MARTIN UGALDE: Right. It's easier for me, because I've
28 only submitted an SOQ one time. And then they called me and
29 gave me the work. So I don't know that it's an advantage to me,
30 personally, but it definitely helps in my opinion, it definitely
31 helps the --

32 COMMISSIONER MASON: So have you updated the SOQ?

33 MARTIN UGALDE: For the City of Reno, it's every three
34 years. They ask for new firms because there's a lot of firms in
35 Reno. So they have a pretty big list that they go through.
36 City of Fernley has adopted that and they redo it every year.

37 MARK BRETHER: So it's kind of up to the county. You
38 know, it's their decision.

39 COMMISSIONER MASON: Okay.

40 MARK BRETHER: Yeah, that's how it works. And I've

1 worked with Marty before too, and he was -- we did the same
2 thing in Carson. And he was short listed on our list as well
3 and same thing. I mean, once it's prequalified, he signs the
4 contract, he's ready to go whenever we need him.

5 COMMISSIONER MASON: And we're always using our contract in
6 this case?

7 MARK BRETHAUER: Yes. Yes. They've already signed it.
8 And it works doing it one time. It's just a way of being more
9 efficient, and you know, not having a contracts department, we
10 can use all the help we can get.

11 COMMISSIONER WAITS: Well, I do like efficiency in
12 government, especially if I can save some money.

13 MARK BRETHAUER: Oh, yeah. Yeah, it does.

14 COMMISSIONER WAITS: Okay. I'll be put it out there. I'll
15 make a motion that we approve the Request for Statements of
16 Qualification, RFQs, Statements of Qualification, SOQs, and
17 advertise for professional services to be utilized by the Lander
18 County for various county infrastructure and facility projects
19 that require the use of consulting firms and matters properly
20 related thereto.

21 Probably should have a time frame on that? Gentleman?
22 Like -- let's go with one year to start. How's that?

23 CHAIRMAN BULLOCK: You're making the motion.

24 COMMISSIONER GARNER: You don't want to do it redundant.

25 COMMISSIONER WAITS: I don't want to do it too
26 repetitively. I'll make it every two years, and we can always
27 change it.

28 MARK BRETHAUER: Yeah, you can -- you can modify each
29 contract as you need to. You know, it's up to you.

30 COMMISSIONER MASON: We're just not familiar.

31 MARK BRETHAUER: Right. Right.

32 COMMISSIONER MASON: But I'll second your motion.

33 COMMISSIONER WAITS: Okay.

34 CHAIRMAN BULLOCK: Any other comment or discussion?

35 COMMISSIONER MASON: I think --

36 CHAIRMAN BULLOCK: Yeah. Go ahead.

37 COMMISSIONER MASON: I was just going to say, I think
38 it's -- for the Commission, we are adopting basically a new
39 policy that we're not really familiar with and probably need
40 some guidance on it as we go along. I understand you've written

1 it all, right?

2 MARK BRETHAUER: Yeah, and it's not so much a policy, I
3 think. It's just a standard practice that --

4 COMMISSIONER MASON: Okay.

5 MARK BRETHAUER: -- public utilities are really supposed to
6 be following and nobody's followed it. So we're just
7 introducing it to you and saying, this is what we're supposed to
8 be doing and so I'm trying to help.

9 COMMISSIONER WAITS: We're just going to go out for the
10 requests.

11 COMMISSIONER MASON: I just wanted to say that we're trying
12 to streamline our cost factor. And this is one big way to do
13 it.

14 MARK BRETHAUER: And come into compliance with NRS
15 statutes.

16 COMMISSIONER MASON: Thank you.

17 CHAIRMAN BULLOCK: Okay, any other comments?

18 (No comment.)

19 CHAIRMAN BULLOCK: All those in favor?

20 COMMISSIONERS: Aye.

21 CHAIRMAN BULLOCK: Those opposed?

22 (None opposed.)

23

24 18) Discussion for possible action regarding review of the Day
25 Engineering Professional Engineering Services Proposal for
26 the Mountain View Golf Course Improvement Project,
27 previously approved on October 10, 2013, and other matters
28 properly related thereto.

29

30 CHAIRMAN BULLOCK: Okay, Item Number 18, discussion for
31 possible action regarding review of the Day Engineering
32 Professional Engineering Services Proposal for the Mountain View
33 Golf Course Improvements Project, previously approved October
34 10th, 2013, and other matters properly related thereto.

35 MARK BRETHAUER: Well, this kind of leads back to our
36 subject we just had a second ago. Originally, Day Engineering
37 provided a proposal for the design of the golf course and a lot
38 of work out there was -- I don't have a copy of that contract in
39 front of me. I know it was given to Angie the day of the agenda
40 setting. And I didn't -- I don't have a copy with me.

1 But, as you probably remember, it was in excess of \$35,000
2 for professional services. So one of the things we -- we
3 discussed was breaking up his proposal into two different
4 phases, so we can come in compliance with the SOQ and these NRS
5 statues. And Marty, and Day Engineering, was willing to break
6 his proposal up into -- I have copy of it. I just got it
7 yesterday -- into a primary proposal that would cover the
8 geotechnical investigation and preliminary evaluation and design
9 for different functions. Basically took that first big proposal
10 we had and determined what kind of work he could provide to you
11 guys, keep it under that \$35,000, and still give you a product.
12 And I'm not sure if Marty wants to expand upon that or not, but
13 it's -- it's very similar to what you guys have already
14 approved. It's just you're only getting a portion of it so he
15 can keep his cost under that \$35,000 limit. Then what we're --
16 what will happen eventually, since we approved this SOQ/RFQ
17 process, we go through the full-blown process. We short list
18 and get a consultant on board, and then we can continue with the
19 remaining design of the golf course after you've come into
20 compliance of the requirements of NRS through that process we
21 just spoke of. And then you can continue on with the design and
22 complete the project. That's what we're proposing here today.
23 It's --

24 COMMISSIONER WAITS: What would the benefit of doing that
25 and then -- instead of just keeping it like we had it?

26 MARK BRETHER: I don't know that it's a benefit, but
27 you're in compliance. And I know as a -- as a professional
28 engineer, we're working with a public utility here, a public
29 entity. That's what the requirements are. And that's why --
30 that's why I've been working towards getting this SOQ/RFQ
31 process set up for this time.

32 I told Angie, you know, if she's willing, if she wants to
33 waive the requirements, I mean, I'm not sure if she's ever come
34 back with any kind of comment on that or not. I don't think she
35 did. Pretty much at the agenda setting, it looked like we had
36 to comply with this so that's why it was put back on the agenda.
37 And here was an option so the work can proceed. The design can
38 proceed. And while we're going through the SOQ process, Day
39 Engineering can complete as much as he can up to that limit.
40 And then once he's shortlisted, if he's shortlisted, then we can

1 utilize his services again, because he'll obviously have the
2 knowledge and the background and the expertise at that point of
3 golf course design and complete the project for you.

4 COMMISSIONER MASON: So what you're suggesting is that --
5 that if we accept this, this is what will follow in the
6 construction of the -- our nine-hole, our golf course?

7 MARK BRETHER: Well, it's not the construction. It's
8 just the design phase.

9 COMMISSIONER MASON: Right. I understand. But, I mean,
10 we'll follow what you've got here, if we approve this.

11 MARK BRETHER: Right. It's essentially the same thing.
12 It's you're getting a third of what you originally approved
13 previously, through the original design of this proposal that
14 was given to you by Day Engineering last week or two weeks ago.
15 It's the same -- it's the same scope of work, except it's just
16 been cut back. So you're getting a certain amount of that
17 original design work that they were going to provide to you, and
18 then you'll have a deliverable. And we'll review some
19 preliminary plans and designs. And then for the remainder of
20 it, you know, maybe once all this work is done, we'll be through
21 the SOQ process, and then he can do the remainder of it which
22 will obviously go over \$35,000.

23 COMMISSIONER WAITS: In other words, we should not have
24 approved the whole total on October 10th. We should have had
25 the SOQs in advance.

26 MARK BRETHER: Correct.

27 COMMISSIONER WAITS: And now we're trying to make up for
28 it. And Marty, --

29 MARK BRETHER: And still being fair to Day Engineering.

30 COMMISSIONER WAITS: -- bless your heart, is here again,
31 saying, okay, I'll do what I need to do. And I've broken it
32 down for you.

33 MARK BRETHER: Right. Exactly.

34 COMMISSIONER WAITS: So this is the first one?

35 MARK BRETHER: Exactly.

36 COMMISSIONER WAITS: Is that correct?

37 MARK BRETHER: Yeah, he unfortunately got stuck right in
38 the middle --

39 COMMISSIONER WAITS: Thank you.

40 MARK BRETHER: -- of the transition. So --

1 MARTIN UGALDE: I'm sorry.
2 COMMISSIONER MASON: Why are you sorry?
3 COMMISSIONER WAITS: It isn't your fault.
4 MARK BRETHAUER: You know, it's never -- it's never been
5 done before in the county. So it's one of the things, it's just
6 kind of following suit.
7 CHAIRMAN BULLOCK: All I know is this has taken a lot just
8 to put a bid out. Because all we want is a price figure. And
9 that's all we're trying to get is what this is going to cost so
10 we can make a decision.
11 MARK BRETHAUER: If I'm not mistaken this proposal Marty
12 has given you is for a full-blown design. It's for a -- it's
13 design work, correct?
14 MARTIN UGALDE: If I could clarify -- for the -- for the
15 34,000 or 33-- that this is, this would get you a preliminary
16 design, as much as we can give you, which would include the golf
17 course design, the new or back nine has already been designed --
18 CHAIRMAN BULLOCK: Mm-hm.
19 MARTIN UGALDE: -- and the irrigation system's done. And
20 this would include the modifications for the front nine
21 irrigation and golf course. It would include the lake. And it
22 would include a preliminary design for the irrigation pump
23 station.
24 I've already had the geotech work done because I proceeded
25 without a contract, so you know, because I was under the
26 impression that, you know, the proposal was approved, that I
27 would get started. So that work's already been done. So what
28 we would be able to do with this design is be able to have
29 something on paper that would be 45% complete. And I say 45%
30 complete because we'd have to get review and approval and -- but
31 we would also be able to give you a better idea of what it cost
32 estimate would be to construct it. It wouldn't be a bid price,
33 but it would be a better idea because we'd have the design.
34 CHAIRMAN BULLOCK: So we'd have what we're actually looking
35 for?
36 MARTIN UGALDE: You just wouldn't have --
37 CHAIRMAN BULLOCK: Closer to it? I mean --
38 MARTIN UGALDE: -- you just wouldn't have an accurate bid.
39 CHAIRMAN BULLOCK: -- that's the whole idea of what we're
40 looking at. Because I mean --

1 MARTIN UGALDE: Yes.

2 CHAIRMAN BULLOCK: -- the fact is we're trying to decide
3 what we're doing out there.

4 MARTIN UGALDE: Yes.

5 CHAIRMAN BULLOCK: We appropriated the money for one thing.
6 Now we're -- we're trying to decide.

7 MARTIN UGALDE: Yes. From this I would be able give you,
8 with the help of the design consultant for the golf course and
9 the irrigation guy, a price for just the back nine, a price just
10 for the front nine, and a price for the whole thing up to what
11 we have our design completed for. I could give you a pretty
12 good ballpark estimate or idea of what that would be.

13 COMMISSIONER GARNER: But would that --

14 MARK BRETHER: And it evolves as the design proceeds.

15 COMMISSIONER GARNER: But what about like Dave Ginkel.
16 What about all that other stuff that we need to know?

17 MARTIN UGALDE: That's included in this preliminary
18 evaluation. Dave has already -- just so you know, Dave Ginkel
19 required a deposit from us to get started on this one that we
20 just -- and we've already given him that. And he's already done
21 some work. And he's provided three conceptual layouts for the
22 front nine modifications. And the lake consultant guys already
23 started some work on it as well. And I've already had the
24 geotech work done. So to answer your question, that would
25 include Mr. Ginkel's design of the golf course, preliminary
26 layout of the sprinkler system, preliminary layout of the lake
27 design. You already have some of that already with the back
28 nine, but this would be further design. And then also I would
29 provide a floor plan and section layout with the irrigation pump
30 station.

31 COMMISSIONER MASON: So how -- based on what you've
32 submitted to us here, how many contracts -- subcontractors do
33 you see coming in on this job?

34 Just what you've got here? Well, I mean you're going to do
35 the water works based on this. You're doing the water design?

36 COMMISSIONER GARNER: For six.

37 MARTIN UGALDE: Yeah. I'm sorry. I don't think I
38 understand your question entirely.

39 COMMISSIONER MASON: I don't know is this a blueprint I can
40 follow? Or is this just telling us how many design people are

1 involved?

2 MARTIN UGALDE: I was asked to break out all the
3 consultants and their costs for this \$33,000 contract. So what
4 you have is a contract, or excuse me, a proposal to provide a
5 preliminary design and evaluation for the front nine and a cost
6 estimate to do everything or part of it with this. And all
7 these numbers here, that is under Task 2 is a breakdown of the
8 costs associated with this proposal, you know, unless I
9 misunderstand you.

10 MARK BRETHAUER: I'm sorry. I just got this yesterday from
11 Marty. So it just came in. You're probably looking at the old
12 proposal.

13 CHAIRMAN BULLOCK: Mm-hm.

14 COMMISSIONER WAITS: We're looking at the one in our book.

15 COMMISSIONER MASON: The one in our book.

16 MARK BRETHAUER: I'm sorry.

17 COMMISSIONER MASON: We got a new one?

18 MARK BRETHAUER: I didn't know how far we wanted to go with
19 this. This is the revised one kept under --

20 COMMISSIONER WAITS: Okay. The one we're looking at is the
21 one we did last time, and that's why we didn't know.

22 MARK BRETHAUER: I'm sorry.

23 COMMISSIONER WAITS: It's okay. We know now.

24 COMMISSIONER MASON: I'm missing it somewhere. So let's
25 say we approve this, where are we? What happens next?

26 MARK BRETHAUER: Well, you're legal for one. And then
27 Marty can proceed with the design and basically kind of wrap up
28 your engineer's estimate and give you a better idea of what your
29 construction costs are going to culminate to eventually.

30 We can throw ballpark numbers out there like we've been
31 doing the last few months, but this actually refines the design
32 and refines the numbers for you, so you will have an engineer's
33 estimate when the design work's to this portion.

34 But again, this is like what Marty said, you're about 45%
35 complete of whatever you needed. So it's just a portion of what
36 the original quote was.

37 MARTIN UGALDE: And I would give Lander County plans and
38 specifications and a cost estimate. And then, when you go
39 through this, or if you go through this other SOQ process to
40 find someone to do the rest of the design, they would take

1 whatever I give you guys and finish it up and go out to bid.
2 And you can get bids. But I will give you paper, drawings on
3 paper and specs on paper and an estimate.

4 COMMISSIONER WAITS: I have a real concern here, while we
5 are trying to be in compliance, we have already approved this
6 contract. So since we have approved it, now we're asking to do
7 two things. We're asking to do this quick one for under a
8 35,000 -- 33,000. And then we're going to do our SOQs. If we
9 don't give that to Marty, we have already approved Day
10 Engineering for the rest of it. What kind of legality are we in
11 then? Because now we've gone with the SOQs, because we need to
12 be compliance, but we've already awarded this.

13 MARK BRETHAUER: Well, you haven't signed a contract yet.
14 So --

15 ANGIE ELQUIST: Right.

16 COMMISSIONER WAITS: Right. Right.

17 COMMISSIONER MASON: No, it's not official.

18 COMMISSIONER WAITS: Well, I understand the sign. But I'm
19 wondering if there's -- it's like an intent -- letter of intent,
20 I mean.

21 ANGIE ELQUIST: Well, today you need to rescind that, so
22 you're not approving that contract, because it wasn't done
23 correctly. So you're not approving to go forward on that. And
24 this is the new proposal.

25 COMMISSIONER MASON: I thought we need two.

26 COMMISSIONER WAITS: So we need to rescind this and go
27 forward with other. Thank you.

28 Okay, I make a motion that we rescind the approval that we
29 gave to Day Engineering on October 10th, and we approve his
30 proposal, that Day Engineering Services proposal, for the
31 Mountain View Golf Course Improvements Project for the 33,000.

32 COMMISSIONER MASON: Is that what you're asking for?

33 CHAIRMAN BULLOCK: Mm-hm.

34 MARK BRETHAUER: Yes. Yeah.

35 COMMISSIONER MASON: Okay, I'll second that.

36 COMMISSIONER WAITS: So that keeps us where we're supposed
37 to be going. We're on the right track?

38 ANGIE ELQUIST: Yes. Yes.

39 COMMISSIONER WAITS: I didn't forget to add something in
40 there?

1 ANGIE ELQUIST: No.
2 COMMISSIONER WAITS: Okay. Thank you.
3 CHAIRMAN BULLOCK: Mm-mm. Any other comments or
4 discussion?
5 (No comment.)
6 CHAIRMAN BULLOCK: All those in favor?
7 COMMISSIONER MASON: Aye.
8 COMMISSIONER WAITS: Aye.
9 CHAIRMAN BULLOCK: Aye.
10 Those opposed?
11 COMMISSIONER GARNER: Abstain.
12 CHAIRMAN BULLOCK: Okay.
13 MARTIN UGALDE: If I could add something, we'll give you
14 some deliverables within 30 days --
15 CHAIRMAN BULLOCK: Okay.
16 MARTIN UGALDE: -- so that you'll have an idea, and as a
17 timeframe you'll have something, an idea of the cost, because I
18 know this has already been going on for some time.
19 CHAIRMAN BULLOCK: On behalf of the Commission, I just want
20 to apologize for the confusion, appreciate your dedication, and
21 your efforts in helping us out on this.
22 MARTIN UGALDE: Oh, you're very welcome. Thank you, very
23 much for considering the change.
24 CHAIRMAN BULLOCK: Mm-hm.
25 COMMISSIONER WAITS: Thank you, Marty.
26 MARTIN UGALDE: I appreciate it.
27

28 19) Discussion for possible action to either: a) approve the
29 Lander County Chair's signature on an immediate written
30 notice to terminate the Employee Benefit Management
31 Services Agreement between Benefit Intelligence Insurance
32 Services, Inc. and Lander County, signed by Gene Etcheverry
33 on June 24, 2009 ("Contract"); or, b) approve the Lander
34 County Chair's signature on a ninety (90) day written
35 notice to terminate the Contract on June 30, 2015, and
36 other matters properly related thereto.
37

38 CHAIRMAN BULLOCK: Okay. Item Number 19, discussion for
39 possible action to either: a) approve the Lander County Chair's
40 signature on an immediate written notice to terminate the

1 Employee Benefit Management Services Agreement between Benefit
2 Intelligence Insurance Services, Inc. and Lander County, signed
3 by Gene Etcheverry on June 24, 2009 ("Contract"); or, b) approve
4 the Lander County Chair's signature on a 90-day written notice
5 to terminate the Contract on June 30, 2015, and other matters
6 properly related thereto.

7 COMMISSIONER GARNER: This is the contract between --
8 Carlson?

9 COMMISSIONER MASON: I thought we already had this
10 discussion; didn't we?

11 COMMISSIONER WAITS: This was a couple months ago when it
12 was July and they were looking to look at some other proposals,
13 and we clarified that we had a broker of record contract with
14 Mr. John Carlson.

15 COMMISSIONER MASON: Didn't we drop them?

16 COMMISSIONER WAITS: That was -- we didn't drop him. No,
17 the contract that we signed automatically renewed. And we did
18 not give him a 90-day notice in 2012, so we have this contract
19 until 2015.

20 COMMISSIONER GARNER: We -- we did give a notice, but it
21 was -- we did give him a notice, Soveida, but what was wrong
22 with the notice we gave him?

23 SOVEIDA ROBINSON: I think it had to do with the 90 days, I
24 understand.

25 COMMISSIONER GARNER: It wasn't in the window?

26 SOVEIDA ROBINSON: Because --

27 COMMISSIONER GARNER: Because we weren't aware of the
28 window?

29 COMMISSIONER WAITS: It was in our contract though.

30 COMMISSIONER GARNER: Yeah, we were --

31 SOVEIDA ROBINSON: Yeah. Yeah.

32 COMMISSIONER GARNER: We were like 60 days.

33 COMMISSIONER WAITS: Well, in reading all through the
34 information. We have a contract with -- with our broker of
35 record, Mr. John Carlson, until July 2015. Um, I see that we
36 have it on here -- legally, whether we could even give a 90-day
37 notice now or whether it has to be 90 days prior to the
38 contract, I'm not sure on that legality. But this is a couple
39 of years away yet, and I don't even know who all will be --

40 COMMISSIONER MASON: The idea is to give them 90-day

1 notice; isn't it?

2 COMMISSIONER WAITS: If we need -- if we need to give them
3 a 90-day notice and we choose to that do that, we can give them
4 a 90-day notice in 2015. And in all due respect to my honorable
5 Commissioners, they may not choose to run again, and so three of
6 them on the Lander County Commissioner Board might not even be
7 on -- wanting to change it at that time.

8 COMMISSIONER GARNER: Well, I don't think that --

9 COMMISSIONER MASON: No, the 90-day notice can start right
10 now, can't it?

11 ANGIE ELQUIST: That's what -- there's two letters. These
12 are just two options. One is to terminate immediately. The
13 other is to give the 90-day notice now. Or you cannot give the
14 90-day notice now and wait until --

15 COMMISSIONER WAITS: Right.

16 COMMISSIONER GARNER: That they would -- that 90 days from
17 now.

18 ANGIE ELQUIST: You're giving them notice that it's done in
19 2015. You're giving that notice now.

20 COMMISSIONER MASON: Yeah, and it's way ahead of 90 days,
21 but it's still -- the notice is done. It's a done deal.

22 COMMISSIONER WAITS: Yeah.

23 COMMISSIONER MASON: And that's what we wanted to do in the
24 first place.

25 ANGIE ELQUIST: I don't know. It's up to you guys. You
26 make the decision.

27 COMMISSIONER MASON: Well, it's --

28 COMMISSIONER WAITS: We didn't want to do that.

29 COMMISSIONER MASON: No, we -- we discussed it.

30 COMMISSIONER WAITS: Right.

31 COMMISSIONER MASON: And it was not agreed upon. It was
32 not voted upon, I don't think, or maybe it was. That's -- I got
33 the impression.

34 COMMISSIONER WAITS: No.

35 COMMISSIONER MASON: Dean, did we vote on this?

36 COMMISSIONER WAITS: We did not.

37 CHAIRMAN BULLOCK: In 2012, we had a discussion that we
38 wanted to terminate. And it said it was a little late going
39 into the negotiations to get an insurance company. And then the
40 contract was already went ahead and was renewed. There was no

1 motion made. But it was -- it was pretty much put forward that,
2 you know, that the time was there. But we had to go ahead at
3 that time, because it was too late to get another broker. That
4 was in 2012.

5 COMMISSIONER WAITS: And this year, when it came up this
6 summer, we acknowledged that we indeed were still under contract
7 until 2015?

8 COMMISSIONER GARNER: Which we were unaware of because of
9 the previous -- someone that signed the --

10 COMMISSIONER MASON: The opinion I had in 2012 was that we
11 wanted to get out from this -- under this obligation.

12 COMMISSIONER GARNER: We do.

13 COMMISSIONER MASON: Okay. Then I'm going to make a motion
14 on b) stop me if you want to.

15 Okay, I make a motion that the commission approve the
16 Lander County Chair signature on a 90-day written notice to
17 terminate the contract of June 30th on June 30th, 2015 and other
18 matters properly -- other matters.

19 COMMISSIONER GARNER: Second.

20 COMMISSIONER WAITS: I do have a problem with this. One is
21 I think many of you didn't realize what a broker of letter
22 record was when this was signed back in 2009 and probably wasn't
23 any of you folks sitting on that.

24 So with my vast experience in insurance, which is over 40
25 years, I agree with the broker of record letter for entities in
26 many situations. Now, if you want to change, that's certainly
27 something that the commissioners can do. But there again, I
28 think we're making a decision for it can be an entirely
29 different makeup board in 2015.

30 COMMISSIONER GARNER: What happens with this, Patsy, so you
31 have some background, is we tried to get competitive pricing and
32 competitive numeral options of pricing for our county employees.

33 COMMISSIONER WAITS: There are many, many ways to go.

34 COMMISSIONER GARNER: And with this broker, there was -- we
35 were very, very limited as to what we could get. And we were --
36 we wanted a vast opinion. And we wanted a large pool of options
37 and we weren't allowed but three options. So that's why we
38 wanted to get away from the letter of broker, because the broker
39 didn't bring us back options that we felt were adequate.

40 COMMISSIONER WAITS: I understand that.

1 COMMISSIONER GARNER: And that's where we got stuck into
2 it. And actually the --
3 COMMISSIONER WAITS: There's pluses and minuses with a
4 broker of record letter.
5 COMMISSIONER GARNER: Yeah.
6 COMMISSIONER WAITS: I personally like the idea because you
7 don't have to look at all the vast things out there, and you're
8 not as knowledgeable to it --
9 COMMISSIONER GARNER: But with --
10 COMMISSIONER WAITS: -- but you may look. Oh, I'm sorry.
11 COMMISSIONER GARNER: Well, just with everything going on
12 in the health insurance industry, --
13 COMMISSIONER WAITS: Oh.
14 COMMISSIONER GARNER: -- we wanted to look at everything.
15 And we were not allowed to look at everything.
16 COMMISSIONER WAITS: You cannot do that while you're under
17 a broker of record letter.
18 COMMISSIONER GARNER: Exactly.
19 COMMISSIONER WAITS: They take care of that for you.
20 COMMISSIONER GARNER: And we --
21 COMMISSIONER WAITS: But you could -- and I do think, I
22 don't agree with terminating the contract at this point.
23 Because, like I said, I don't think with the makeup that we're
24 making the right decision. But I do think we should maybe look
25 at perhaps an insurance committee sometime next year, that we
26 can set up, and decide what we'd like to do. And if we want to
27 terminate the broker of letter record here, I -- we certainly
28 can. And I think, we can put it on our schedule so we will not
29 be letting this 90-days pass us by, and we'll be able to give
30 them plenty of notice. Most certainly, enough of us are going
31 to remember and on the county record and then decide what we
32 would like to at that point. And we may decide to go out and
33 actually get another broker.
34 COMMISSIONER GARNER: Yeah, well --
35 COMMISSIONER WAITS: There's many advantages for a broker
36 and those are things we can discuss at some -- at some other
37 point. But for today, I -- I do think that we should leave
38 things alone. So I'm not in favor of terminating it at this
39 point.
40 COMMISSIONER GARNER: It's up to you. Dean?

1 CHAIRMAN BULLOCK: I'm just listening to comments, so --
2 Any other comments or discussion?

3 JULIE CAVANAUGH-BILL: If I may, my name is a Julie
4 Cavanaugh-Bill.

5 And I'm here on behalf of Benefit Intelligence. And John
6 Carlson wasn't able to make it today, so he asked me to attend.
7 I did submit a packet to the commissioners, just with some
8 bullet points, in terms of the benefits that the current
9 insurance broker has been able to provide to Lander County. And
10 they bought us on board -- we're actually a law office out of
11 Elko and we have an office in Ely as well -- because they want
12 to strengthen that rural team, work more on programming, and
13 hopefully address some of the concerns that Commissioner Garner
14 has just raised, and see if there's something we can do to
15 better serve Lander County. But wanted to provide this
16 information to you.

17 There's a letter attached from Anthem, which just states
18 that Benefit and John Carlson are currently at the elite broker
19 status, which is one of the reasons they've been able to
20 negotiate rates below the market rate every year since 2009,
21 which benefits the employees and their families here in Lander
22 County.

23 Also attached at the last page is the timeline that's been
24 put in place already. I believe there's been a conference call
25 with Joy and Rogene last week. And there's another meeting set
26 up in mid-November to work on going out and assessing rates and
27 market renewals. And I know, in speaking with Mr. Carlson, I
28 think Commissioner Wait's idea about an insurance committee is
29 something that would be very welcome. I understand it's kind of
30 a standard with some of the other county programs and works well
31 in terms of including commissioners' voices in how the insurance
32 brokerage is going to work going forward. So I just wanted to
33 present that and introduce myself. Thank you.

34 CHAIRMAN BULLOCK: Thank you.

35 COMMISSIONER MASON: If we're still in comment?

36 CHAIRMAN BULLOCK: Yeah. Go ahead.

37 COMMISSIONER MASON: What I just proposed and had seconded,
38 was to give a written 90-day notice. Period. That's all we
39 did.

40 COMMISSIONER GARNER: Mm-hm.

1 COMMISSIONER MASON: We have no -- I mean, nothing's going
2 to happen until June 30th or just prior, just three months prior
3 to that. Is that true?
4 COMMISSIONER GARNER: It just leaves it open.
5 COMMISSIONER MASON: So it's still an open --
6 COMMISSIONER GARNER: Yeah.
7 COMMISSIONER MASON: We can change it if we want to.
8 COMMISSIONER GARNER: Mm-hm.
9 COMMISSIONER MASON: But we're under a kind of a cloud with
10 this broker thing. I mean, it's got us kind of boxed in.
11 COMMISSIONER GARNER: Mm-hm.
12 COMMISSIONER MASON: And I want to make sure that that
13 90-day notice is on record now. That's my -- that's the way I
14 look at this. And it's not that we can't rescind it. We can
15 rescind it. But it's a three-year, five-year contract.
16 COMMISSIONER WAITS: Three.
17 COMMISSIONER MASON: Three.
18 COMMISSIONER WAITS: We're in the second year right now.
19 And I understand what you're saying and hopefully your other
20 comments.
21 CHAIRMAN BULLOCK: Technically, we're in the first year.
22 That's what nobody's grabbing here.
23 COMMISSIONER GARNER: Mm-hm.
24 CHAIRMAN BULLOCK: It's the very first year.
25 COMMISSIONER GARNER: First.
26 CHAIRMAN BULLOCK: Because the 15th you have to go all
27 through that insurance deal. This is the first year of a
28 three-year contract.
29 COMMISSIONER WAITS: But it renewed in 2012 and it expires
30 in 2015.
31 CHAIRMAN BULLOCK: But you have your insurance in place
32 before the --
33 COMMISSIONER WAITS: Right. Right.
34 CHAIRMAN BULLOCK: -- expiration. This is the -- this is
35 the first year.
36 COMMISSIONER WAITS: And I understand what you're saying.
37 So --
38 CHAIRMAN BULLOCK: Rogene, you have a comment?
39 ROGENE HILL: Basically, what you need to keep in mind is
40 as you're discussing this, open enrollment is in the month of

1 May. So you can have all your insurance ready to roll July 1.
2 So we're on board. Everything is in place.

3 Now, it was at -- because the county -- we opted -- we used
4 to have several different options for insurance coverage. And
5 then we looked at the different options, and asked to be quoted
6 on three different higher deductible, a tighter deductible,
7 because it reflect -- all of those things reflect the cost to
8 your employees and the employer as well. So basically, if you
9 did have an insurance committee, what is it that you're looking
10 for? What kind of coverage do you want?

11 Maybe that's where the problem is. And that's the purpose
12 you have a broker that goes out and shops to get you what you
13 want. I -- you know, I -- I think that maybe the -- it's what
14 are we looking for -- because we did. We got quotes, I believe,
15 from -- what is it? LG, last year. And in comparison, you --
16 you have to be comparing the same apples to apples. What are
17 you asking for? What do you want? Do you want a higher
18 deductible? Um, because if you get a higher deductible, yes,
19 it's going to be lower -- your costs will be lower. So we kind
20 of put an HSA out there. We put a -- I believe it was a 500.
21 No, we did a 750.

22 SOVEIDA ROBINSON: HIA.

23 ROGENE HILL: The HMO. We did the PPO. And we did an HSA.

24 SOVEIDA ROBINSON: And an HSI Plus.

25 CHAIRMAN BULLOCK: And that's going to insurance. I
26 understand that. But that has nothing to do with the broker,
27 because any broker can go out --

28 ROGENE HILL: Right.

29 CHAIRMAN BULLOCK: -- and get what you're getting.

30 ROGENE HILL: Absolutely. You're absolutely right.

31 CHAIRMAN BULLOCK: So we're talking broker here, not
32 necessarily what we're looking for insurance today.

33 ROGENE HILL: Right. And basically, we used to be in the
34 League of Cities. That was where all the counties were put
35 together and you had the League of Cities have their brokers
36 that went out and shopped your insurance. The purpose of that
37 was all the counties to give us all better rates, because there
38 was a conglomerate. Other than a hundred employees going out to
39 shop the market, we could go out as a whole to shop -- to -- to
40 shop the market. Then it became that the purpose was to get us

1 good costs for all the counties. Then the rates kept going up
2 and kept going up. Well, it got to the point, it was 17%
3 increase. That's huge. And to all of those counties, those
4 little counties could not afford that. Then they came back and
5 were going to give the three counties the better rates. That
6 was not the purpose. That's when Lander County opted to get out
7 of the League of Cities. That's where we started with John
8 Carlson, a broker, to shop the market for us. So that's kind of
9 gives you a background of the insurance and where we're at
10 today. You know, it's all about -- it didn't doesn't matter who
11 your broker is, you need to tell the broker, this is what we
12 want to shop for. This is what we want, whether it be John
13 Carlson or anyone else. I think we have to know what is it that
14 we really want? What is in the best interest of the county? So
15 maybe that is very true that you get an insurance committee with
16 your elected officials and department heads who represent their
17 employees. What is it that they would like to see?

18 You know, we're right at the stage right now. We've got
19 Obama coming on. I mean, we've got --

20 CHAIRMAN BULLOCK: Really, we got to stay with the broker.
21 This has nothing to do with it. Okay, that's a whole other
22 issue. This is strictly the broker. If we're gonna --

23 COMMISSIONER GARNER: But I want this -- I want it to
24 reflect as she goes off is the broker is the broker. Each
25 broker has different markets, Rogene, that's why.

26 ROGENE HILL: Yes, absolutely. They can go out to all
27 different markets.

28 COMMISSIONER GARNER: It's fine to have the broker go look
29 for whatever you want. But I'm -- what we got stuck against is
30 each broker has its own markets. So why are we limiting ourself
31 to one broker?

32 You're limiting yourself to one grocery store. Yeah, they
33 have a variety of food inside. But why can't you shop at all of
34 them is what we're trying to say. Why are we limiting ourselves
35 to one? That's all this has to do with.

36 ROGENE HILL: Totally.

37 COMMISSIONER WAITS: Just a final comment. And I
38 understand. This -- this was what I understood you wanted. You
39 want to be able to shop all insurance companies and all agents,
40 whether they represent one company or ten companies. So you

1 want to be able to go out and do that. And that's a whole other
2 world, because I prefer the broker. But that's just my opinion.
3 But the reason I don't think we should call this today is
4 because I think we still have a good faith effort here that we
5 are showing. And he is our broker. And he should be
6 represented. And we should be behind him on this until a time
7 that we want to look at this. And we should be looking at this
8 next year --

9 CHAIRMAN BULLOCK: So why can't --

10 COMMISSIONER WAITS: I just think we're too early.

11 CHAIRMAN BULLOCK: Why can't you have a broker without a
12 contract? That's my point.

13 COMMISSIONER GARNER: You can.

14 CHAIRMAN BULLOCK: We can have more than one. Why do we
15 have to have a contract?

16 COMMISSIONER WAITS: No, no. You'll have an insurance
17 agent. No. A broker --

18 CHAIRMAN BULLOCK: You'll still get a broker.

19 COMMISSIONER WAITS: You can get a broker per se, but not a
20 record of the broker. And that's the whole key. When you have
21 a record of letter, that means to all insurance companies, I'm
22 dealing with this broker only. And I think what we need is
23 one-on-one insurance. And I think we should do that at some
24 point when you set your committees or whatever you decide to do,
25 because there's a lot we need to consider. So --

26 CHAIRMAN BULLOCK: Okay. Any other comment?
27 All those in favor?

28 COMMISSIONER MASON: Aye.

29 CHAIRMAN BULLOCK: Aye.

30 COMMISSIONER GARNER: Aye.

31 CHAIRMAN BULLOCK: Those opposed.

32 COMMISSIONER WAITS: Nay.

33 COMMISSIONER GARNER: Okay.

34

35

36 COURTHOUSE/ADMINISTRATION BUILDING PROJECT

37

38 20) Discussion for possible action regarding status of the
39 Lander County Courthouse/Administration Building Project
40 and other matters properly related thereto.

1 CHAIRMAN BULLOCK: Okay, Item Number 20, discussion for
2 possible action regarding status of the Lander County
3 Courthouse/Administration Building Project and other matters
4 properly related thereto.

5 COMMISSIONER MASON: Aw.

6 JUDGE BUNCH: I have nothing new to report other than Van
7 Woert and Bigotti have -- Max Bunch for the record. Sorry. --
8 and they're still working on the process. I think that they
9 were here last night for a school board meeting. And I'm not
10 sure if they went back or they were going to come by and see me
11 today. But the last information I had is that they were moving
12 ahead on the design of it. And it's just work in the office
13 that they're doing. So that we can get to the next step.

14 COMMISSIONER MASON: When -- when are we going to see them
15 again?

16 JUDGE BUNCH: When are we going to see them again?

17 COMMISSIONER MASON: Yeah. When are we going to see
18 something solid?

19 JUDGE BUNCH: Something solid?

20 COMMISSIONER MASON: Yeah. Something on paper.

21 JUDGE BUNCH: Well, that's what they're working on.
22 They're putting everything to --

23 COMMISSIONER MASON: Because we had a -- we had a basically
24 a vote on a memoranda from us, that we wanted them to continue.
25 And we didn't have to vote, but we chose to make a statement by
26 voting, take this plan that you showed us. We like it. And
27 let's go.

28 JUDGE BUNCH: Well, it's a very big building.

29 COMMISSIONER MASON: Yeah.

30 JUDGE BUNCH: There's a lot of pipes --

31 COMMISSIONER MASON: I was just --

32 JUDGE BUNCH: -- that are in there. There's a lot of
33 electrical wires, cabling. They're having to put it all on
34 paper for everybody.

35 COMMISSIONER MASON: I understand.

36 JUDGE BUNCH: So the engineers and electricians and
37 everybody else, plumbers -- and eventually, we get to where we
38 call construction -- construction documents, which are the
39 bidding documents. And once we get to that point, we're going
40 to have -- we've got a step just before that. And I know it's

1 not schematic design, it's the next phase.

2 MARK BRETHAUER: Probably at 30% level -- design level.
3 And usually we have a 30, 60 and 90% design level.

4 JUDGE BUNCH: And I know that on the bill you just approved
5 today, that they were at 10%. Um, that bill that you received,
6 it was 10%. So I'm sure where they're at. I have not had an
7 opportunity to talk to them this week. I talked to them last
8 Thursday.

9 And that's where they were at was at 10%. So I'm assuming
10 they've got people working on it at the office. They're drawing
11 the lines and doing everything they have to do.

12 COMMISSIONER MASON: I wasn't trying to hurry you up. I'm
13 just saying, are they moving at a good pace?

14 JUDGE BUNCH: I believe they're moving at a good pace. And
15 I believe what the end result is that we should have a ground
16 breaking as soon as the frost thaws. So that's our projected
17 schedule to get to the ground breaking, when the frost thaws out
18 on the ground. And then we're -- we're good to go. Then we're
19 building and going from there.

20 MARK BRETHAUER: Are they on schedule? Which I'm sure it
21 sounds like they're on schedule.

22 COMMISSIONER MASON: Right. I'm just glad to see you.

23 JUDGE BUNCH: I mean, there's one other -- there's one
24 other issue. And I think that I'll have to come back before the
25 Building Commission and the -- and the Commissioners on
26 potentially some solar. We're working on that. We're trying to
27 work on the grant through NV Energy, as they're called now. I
28 don't know what they'll be called later. But -- so -- and
29 there's a deadline on that. And we're working on that. And I
30 don't know if one of the Core Construction people called and
31 talked to Jane in Finance to get some of the information that we
32 needed to get for that. So -- and I don't know if we're going
33 to do it this year or we're going schedule it for next year and
34 then be able to come back during the budget process to be able
35 to explain what needs to happen if we're able to.

36 MARK BRETHAUER: The other thing is, too, I just got an
37 e-mail from CFA. I'm not sure if you were on that listing.
38 We've been doing the fire flow testing out there. We did the
39 first fire flow test in front of the sheriff's office. And they
40 came back and requested a couple more out there on Broad Street.

1 on the north side. And we did those the tests and submitted
2 them to CFA. And it looks like they're still hurting for water
3 for fire protection, so they're evaluating. And this might be a
4 change -- a design change or some additional funding needed for
5 more pipelines to bring in water in from another direction or
6 create some looping out there, so they have the fire flow
7 abilities. And CFA's evaluating and just got done --

8 JUDGE BUNCH: I got one. I received one e-mail. And I
9 thought it was from you and probably was about the first one.
10 I've not received anything else.

11 MARK BRETHAUER: That just came in this morning from CFA.

12 JUDGE BUNCH: Okay. I haven't reviewed that yet.

13 COMMISSIONER MASON: And just in line with that, that
14 discussion, we have a water main up the street, a new one, on
15 Sheep Creek, 14 inches, that if it has to come into play. We
16 couldn't?

17 JAKE EDGAR: It's not 14 inches. It's only 10 inches.

18 COMMISSIONER MASON: Oh, I thought it was.

19 JAKE EDGAR: Sheep Creek Road is ten inches and after it
20 goes out into the desert a little bit, it turns into 16.

21 MARK BRETHAUER: Bastion, I think, is the closest main.
22 They could probably consider looping back to it.

23 JAKE EDGAR: Old 88 is the closest.

24 MARK BRETHAUER: Is it?

25 JAKE EDGAR: There's a fire hydrant where Kim Davis used to
26 have her trailer sales place. And the line actually ends there.
27 And at some point in time, in the master plan, it stated they
28 were going to try to an industrial loop, which would be to the
29 north end of -- of where her place -- or east or northeast of
30 her. But then they were cut off and go back to the jail to
31 loop, mountain View or whatever that -- I don't know what that
32 other road is out there, but anyway, it was in the master plan.
33 It's just down the road about -- 20 years or whatever. I guess
34 we'll have to deal with it when it comes. That's what it is.

35 COMMISSIONER MASON: I just bring it up so it's dealt with
36 down the road, you know, so we don't -- doesn't hang us up
37 later.

38 JUDGE BUNCH: I think as we look at that, we'll -- you
39 know, I haven't seen the reports on it, but if that's an issue,
40 we'll be bringing it back to the Commission and the Building

1 Committee. But I've not been advised of that at this point in
2 time. That's it. Thanks.

3 CHAIRMAN BULLOCK: Okay, thanks.

4 COMMISSIONER WAITS: Thank you, Max.

5 COMMISSIONER MASON: Thank you.

6
7
8 *CLOSED SESSION PURSUANT TO NRS 241.030*
9

10 21) Discussion for possible action to go into a closed meeting
11 pursuant to Nevada Revised Statutes (NRS) 241.030, to
12 review the position of the Lander County Engineer, to
13 determine if the position should be continued, terminated
14 or otherwise revised -- discussion only with the only
15 action being the motion to go into a closed session.
16

17 CHAIRMAN BULLOCK: Okay, I need a motion.

18 COMMISSIONER GARNER: Motion to go into a closed session.

19 COMMISSIONER WAITS: Second that.

20 COUNTY CLERK SULLIVAN: Dee --

21 CHAIRMAN BULLOCK: Any comment?

22 (No comment.)

23 COUNTY CLERK SULLIVAN: We'll be calling you back.

24 CHAIRMAN BULLOCK: All those in favor?

25 DEE HELMING: Okay.

26 CHAIRMAN BULLOCK: Aye.

27 COMMISSIONER GARNER: Aye.

28 COMMISSIONER MASON: Aye.

29 COMMISSIONER WAITS: Aye. Sadie?

30 CHAIRMAN BULLOCK: Those opposed?

31 (None opposed.)
32

33 [Pursuant to NRS 241.03, a closed meeting took place.]
34

35 CHAIRMAN BULLOCK: Okay, we'll go ahead and call the
36 meeting back to order.
37
38
39
40

1 COMMISSIONERS

2
3 22) Discussion for possible action regarding review of the
4 position of the Lander County Engineer, to determine if the
5 position should be continued, terminated or otherwise
6 revised.
7

8 CHAIRMAN BULLOCK: Item Number 22, discussion for possible
9 action regarding review of the position of the Lander County
10 Engineer, to determine if the position should be continued,
11 terminated or otherwise revised.

12 Is there a motion?

13 COMMISSIONER GARNER: Everybody's looking at me.

14 CHAIRMAN BULLOCK: If not, we'll defer it until next time.
15 But, I mean, otherwise I need a motion.

16 COMMISSIONER WAITS: I'll make a motion that we continue
17 the position of Lander County Engineer and renegotiate the
18 salary.

19 COMMISSIONER MASON: I'll second that.

20 CHAIRMAN BULLOCK: Okay. Any other comment or discussion?
21 (No comment.)

22 CHAIRMAN BULLOCK: All those in favor?

23 COMMISSIONER MASON: Aye.

24 COMMISSIONER WAITS: Aye.

25 COMMISSIONER MASON: I make a motion that --

26 CHAIRMAN BULLOCK: Hold on.

27 COMMISSIONER WAITS: No, no, no, no.

28 CHAIRMAN BULLOCK: We're not done with that one yet. We're
29 not done.

30 COMMISSIONER WAITS: We're in the middle.

31 CHAIRMAN BULLOCK: I'll vote aye on that.

32 Okay, those opposed?

33 COMMISSIONER GARNER: Aye.

34 CHAIRMAN BULLOCK: You really didn't want to make another
35 motion; did you?

36 COMMISSIONER MASON: No, I was just going to defer it.

37 COMMISSIONER WAITS: We have to make another motion?

38 ANGIE ELQUIST: No. It was voted. It was approved.

39 CHAIRMAN BULLOCK: Okay. We need to go become to Item
40 Number --

1 COMMISSIONER MASON: Fifteen.
2 CHAIRMAN BULLOCK: Fifteen.

3
4 15) Discussion for possible action regarding ratification of
5 the job descriptions for: a) the Executive Director; b) the
6 Finance Director; and c) the Community Services Officer,
7 and other matters properly related thereto.
8

9 CHAIRMAN BULLOCK: Discussion for possible action regarding
10 ratification of the job descriptions for Executive Director, the
11 Finance Director, and the Community Services Officer, and other
12 matters properly related thereto.

13 I don't know if you've had a chance to look at those job
14 descriptions. And, uh --

15 COMMISSIONER WAITS: Our legal has looked at all of these?

16 ANGIE ELQUIST: No.

17 COMMISSIONER WAITS: No.

18 CHAIRMAN BULLOCK: The Human Resources and the Office --

19 ANGIE ELQUIST: I think POOL/PACT has.

20 CHAIRMAN BULLOCK: -- and the Officer Administrator has
21 looked at them, actually typed them up.

22 COMMISSIONER MASON: Community Service Officer, is that
23 you?

24 GINA LITTLE: Yeah.

25 CHAIRMAN BULLOCK: And did that make the change on the
26 business license on that one? I think -- I think we left --

27 ROGENE HILL: Not knowing, we left it in there, because we
28 didn't know at that time.

29 COMMISSIONER MASON: I make a motion here that we defer
30 this item until the next meeting, commissioner's meeting,
31 because of internal events that are happening now. So --

32 COMMISSIONER WAITS: You -- you don't have to have a
33 reason.

34 ROGENE HILL: Eh?

35 CHAIRMAN BULLOCK: Is there a second?

36 COMMISSIONER GARNER: I'll second that.

37 CHAIRMAN BULLOCK: Okay. Any other comment and discussion?
38 Okay. All those in favor?

39 COMMISSIONER GARNER: Aye.

40 COMMISSIONER MASON: Aye.

1 COMMISSIONER WAITS: Aye.
2 CHAIRMAN BULLOCK: Okay, those opposed? Which would be
3 myself, because we just put ourselves in a conundrum. But --
4 ROGENE HILL: Wait, okay.
5 CHAIRMAN BULLOCK: The Finance Director position is not
6 approved. We cannot go ahead with the interviews.
7 ROGENE HILL: Are you kidding?
8 CHAIRMAN BULLOCK: I'm dead serious. So that's what just
9 took place. So --
10 COMMISSIONER MASON: I didn't understand that.
11 ROGENE HILL: Can you reopen it?
12 COMMISSIONER MASON: Blame -- you can blame me.
13 COMMISSIONER WAITS: We can -- we can --
14 CHAIRMAN BULLOCK: Yeah. Yeah.
15 ANGIE ELQUIST: If there was a misunderstanding --
16 (Simultaneous conversations.)
17 CHAIRMAN BULLOCK: I just want you to guys to understand,
18 by not approving these, --
19 COMMISSIONER WAITS: We can amend. We can amend it.
20 CHAIRMAN BULLOCK: -- we cannot go forward with any of the
21 positions.
22 TIFFANY ELKINGTON: One at a time. Sorry. You killed me
23 there.
24 (Simultaneous conversations.)
25 COMMISSIONER MASON: How do we correct it?
26 CHAIRMAN BULLOCK: Make a new motion, but --
27 COMMISSIONER MASON: I make a motion that we --
28 COMMISSIONER GARNER: That --
29 CHAIRMAN BULLOCK: You can -- you don't have to approve
30 them all. You can approve one or the other or --
31 COMMISSIONER GARNER: That's the way she put it out.
32 CHAIRMAN BULLOCK: Well, there's A, B, and C; correct?
33 Isn't that the way it is?
34 ANGIE ELQUIST: There are three positions.
35 CHAIRMAN BULLOCK: Yeah. Three positions.
36 COMMISSIONER GARNER: There's three positions.
37 CHAIRMAN BULLOCK: Go ahead, Rogene.
38 ROGENE HILL: I have one question, I guess.
39 COMMISSIONER GARNER: If they're not right.
40 ROGENE HILL: Is there any issues with any of the job

1 descriptions that we need to discuss that you want changed?
2 COMMISSIONER GARNER: Yeah, you're going to have to change
3 her position to do the building permits. You need to go or the
4 --
5 ROGENE HILL: Yeah, --
6 COMMISSIONER GARNER: -- or the business license.
7 ROGENE HILL: -- we'll just delete that off of there.
8 COMMISSIONER GARNER: That needs to be changed.
9 ROGENE HILL: Yeah. We can do that. Because at the time
10 we did it, that was not approved by the Commissioners.
11 COUNTY CLERK SULLIVAN: I'm sorry. What would you like?
12 COMMISSIONER MASON: I make a motion then that we ratify
13 the Finance Director and the Community Services Director job
14 description.
15 COMMISSIONER GARNER: You need to go back and kill the
16 motion.
17 COMMISSIONER MASON: Hm?
18 COMMISSIONER GARNER: Does he need to kill the previous
19 first?
20 ANGIE ELQUIST: Okay. How about bring it back because of
21 the misunderstanding and then start over. How's that? Put it
22 out on the record, Dean.
23 CHAIRMAN BULLOCK: I want to put it out on the record that
24 there was a misunderstanding in the motion that was made.
25 And so we're going to bring this back to the table to
26 discuss the job description, the ratification of the job
27 descriptions for a) the Executive Director; b) the Finance
28 Director; and c) the Community Service Officer, and other
29 matters properly related thereto.
30 Just want to specify here, before we go any further, the
31 Executive Director is -- is the position that we are looking
32 for. The Finance Director is a repeat of what was asked for
33 when we went out to bid back in January, I believe. Community
34 Service Director does need some changes made to it.
35 COMMISSIONER MASON: Hm.
36 ROGENE HILL: Yes.
37 COMMISSIONER GARNER: My question is on --
38 CHAIRMAN BULLOCK: If we want to make those changes, we can
39 make those changes and approve them right now. I mean, is where
40 we're at.

1 ROGENE HILL: Yeah.
2 CHAIRMAN BULLOCK: We don't have to wait to bring them
3 back.
4 COMMISSIONER GARNER: I didn't see any --
5 CHAIRMAN BULLOCK: I guess my point is, time is really
6 important right here --
7 ROGENE HILL: Yes, it is.
8 CHAIRMAN BULLOCK: -- on all three of these positions --
9 ROGENE HILL: Yes.
10 COMMISSIONER WAITS: Okay.
11 CHAIRMAN BULLOCK: -- is where we're at. And these -- they
12 close Monday.
13 ROGENE HILL: Yes.
14 COMMISSIONER WAITS: We --
15 COMMISSIONER GARNER: The thing is, I didn't --
16 CHAIRMAN BULLOCK: Huh?
17 ANGIE ELQUIST: Oh, that is Monday, isn't it?
18 CHAIRMAN BULLOCK: We need to be able to allow people to
19 understand, if they're being interviewed, what is in the job
20 description --
21 ROGENE HILL: Exactly. Yes.
22 CHAIRMAN BULLOCK: -- and what is expected. And so you
23 guys can go wherever you want with this. I just want to put all
24 that out there.
25 COMMISSIONER GARNER: I think there needs to be a
26 specific -- in each one of them, it says the person will reside
27 in Lander County. And if --
28 CHAIRMAN BULLOCK: And I know the one.
29 ROGENE HILL: And I think the Executive Director --
30 CHAIRMAN BULLOCK: The Executive Director has that.
31 ROGENE HILL: -- does state that.
32 COMMISSIONER GARNER: It does, but the other ones don't.
33 And I don't want to get into --
34 ROGENE HILL: Okay.
35 COMMISSIONER GARNER: -- a previous --
36 ROGENE HILL: Yeah. Yeah.
37 CHAIRMAN BULLOCK: So we can make that change.
38 ROGENE HILL: Okay.
39 COMMISSIONER GARNER: That's what I have a problem with.
40 ROGENE HILL: And to reside in Lander County.

1 COMMISSIONER GARNER: Absolutely. 1
2 ROGENE HILL: Okay. We can make -- if you approve those,
3 we can go in with those changes.
4 COMMISSIONER GARNER: And I'm not -- and I'm not opposed to
5 a six-month grace period to move here to get the right person.
6 CHAIRMAN BULLOCK: So it's reside in Lander County within
7 six months.
8 ROGENE HILL: Okay.
9 COMMISSIONER GARNER: Exactly. I think that needs to be in
10 there. We're getting ourselves into a --
11 COMMISSIONER MASON: I -- I have --
12 COMMISSIONER WAITS: See, my problem with this is, if they
13 take six months, should we paying for their gas back and forth
14 because they chose --
15 UNIDENTIFIED PARTICIPANT: No.
16 COMMISSIONER WAITS: -- to take this position here.
17 CHAIRMAN BULLOCK: No.
18 COMMISSIONER GARNER: No.
19 ROGENE HILL: No, we should not.
20 COMMISSIONER WAITS: And that's what we were discussing on
21 the other one.
22 COMMISSIONER GARNER: I want to fix that too, before we go
23 there, because that's going to be an issue.
24 CHAIRMAN BULLOCK: Well, that's a whole other agenda item.
25 COMMISSIONER GARNER: No, no, no, no. No, no, no, no, no,
26 no. You don't know where I'm going. I don't want -- I do not
27 want it to say Lander County. I want it to say Battle Mountain.
28 ROGENE HILL: Okay.
29 COMMISSIONER GARNER: Because --
30 CHAIRMAN BULLOCK: I don't think.
31 COMMISSIONER GARNER: -- if we get somebody in Kingston --
32 and they're going to think -- just because that came up today.
33 ROGENE HILL: Reside in.
34 COMMISSIONER GARNER: Angie wasn't here, but --
35 COUNTY CLERK SULLIVAN: Could you do mileage?
36 COMMISSIONER GARNER: No.
37 ROGENE HILL: Okay. So you want it to say --
38 COMMISSIONER GARNER: Reside in Battle Mountain.
39 ROGENE HILL: Okay. Within six months?
40 CHAIRMAN BULLOCK: So that means they can't live in Hill

1 Top?

2 COMMISSIONER GARNER: If you say --

3 CHAIRMAN BULLOCK: I mean, if you're going to specific

4 here, we've got to be careful.

5 COMMISSIONER GARNER: Make it right now, because if you say

6 Lander County, they can live in Kingston or Austin and commute

7 every day.

8 COMMISSIONER WAITS: But what if they chose to.

9 COMMISSIONER MASON: Well, Battle Mountain is --

10 COMMISSIONER GARNER: And that's fine. If they chose --

11 if they choose to commute, that's fine with -- with our -- with

12 our blessing.

13 COMMISSIONER WAITS: Most -- most positions that you hire

14 on for, you get to work. That's how you get there is --

15 ROGENE HILL: It's your deal.

16 COMMISSIONER WAITS: -- up to you. And we had people that

17 lived in San Jose and drove to San Francisco. Wasn't that far,

18 but it took three hours every way -- three hours in the morning

19 and three hours at night. And they did that. So I mean, to

20 tell them, but I do think they should live in Lander County. I

21 don't believe we're going to get an Executive Director that

22 lives in Austin. But I think to protect the whole county, I'm

23 okay with Lander County.

24 COMMISSIONER GARNER: Just something. I'm --

25 COMMISSIONER WAITS: Yeah.

26 COMMISSIONER MASON: Is that the only thing that was on the

27 Finance Director that needed to be changed?

28 ROGENE HILL: Pardon me.

29 COMMISSIONER MASON: The job description.

30 ROGENE HILL: No, the job description -- I mean, we can add

31 that to that job description -- we can add that reside in --

32 what did you determine? Lander County or Battle Mountain.

33 COMMISSIONER MASON: Battle Mountain -- battle Mountain

34 area.

35 ROGENE HILL: Battle Mountain area.

36 COMMISSIONER GARNER: No. No. That's too gray because

37 then it goes into what you consider area and all that stuff,

38 right? And that's a legal --

39 ROGENE HILL: Yeah.

40 COMMISSIONER MASON: Twenty miles --

1 COMMISSIONER GARNER: Oh, God.
2 COMMISSIONER MASON: Within 20 miles of Battle Mountain.
3 CHAIRMAN BULLOCK: I'm okay with Lander County.
4 COMMISSIONER GARNER: Lander County.
5 COMMISSIONER MASON: Okay.
6 CHAIRMAN BULLOCK: You know, we can do that in there in the
7 --
8 COMMISSIONER WAITS: Now I ask --
9 CHAIRMAN BULLOCK: -- employee agreement that they've got
10 to drive themselves to work. You can do that in the agreement
11 itself.
12 ANGIE ELQUIST: Well, everybody knows that.
13 CHAIRMAN BULLOCK: Well, don't -- yeah, be careful there.
14 ANGIE ELQUIST: Well, if they're -- if I'm given a voucher
15 to use and you don't approve it, I mean, that's -- that's
16 something that's addressed in --
17 COMMISSIONER MASON: Is that something in all three
18 contracts, isn't it?
19 COMMISSIONER WAITS: On the Community Services --
20 COMMISSIONER GARNER: She wasn't here.
21 ANGIE ELQUIST: -- throw that --
22 CHAIRMAN BULLOCK: The Community Services I don't see the
23 licenses on it. So I think that's already been taken off.
24 GINA: It's been taken off.
25 COMMISSIONER GARNER: Yeah, this morning.
26 CHAIRMAN BULLOCK: It's not on here.
27 ROGENE HILL: Oh, it isn't?
28 CHAIRMAN BULLOCK: No.
29 ANGIE ELQUIST: That needs to be addressed.
30 CHAIRMAN BULLOCK: I think the Community Services --
31 COMMISSIONER WAITS: I think we approved that last time,
32 because I asked what changes it was. Remember, and you said
33 we're going to have it on to put the --
34 CHAIRMAN BULLOCK: Yeah.
35 COMMISSIONER WAITS: -- business licenses under Lura. So
36 --
37 ROGENE HILL: Oh, okay. Okay. So then if it isn't --
38 COMMISSIONER WAITS: Yeah.
39 ROGENE HILL: -- it was towards --
40 CHAIRMAN BULLOCK: Other than the residing in Lander

1 County, Community Services is good.
2 ROGENE HILL: Okay. So all of them are good, other than
3 you want to reside in Lander County within six months.
4 CHAIRMAN BULLOCK: On the Finance Director and the
5 Community Services and the Executive Director.
6 ROGENE HILL: Okay. Within six-month period of hire date.
7 CHAIRMAN BULLOCK: Mm-hm.
8 ROGENE HILL: Maybe we ought to specify that.
9 COMMISSIONER GARNER: Mm-hm.
10 COMMISSIONER MASON: I want to bring up on the Executive
11 Director, we now have an Engineer. So the question is: Can we
12 downsize the Director -- Executive Director's position to the
13 pay?
14 CHAIRMAN BULLOCK: No, because --
15 COMMISSIONER WAITS: Right now it's update a job
16 description --
17 COMMISSIONER MASON: Because it's advertised?
18 COMMISSIONER WAITS: -- for the Executive Director. That's
19 it.
20 ROGENE HILL: It's already advertised.
21 CHAIRMAN BULLOCK: It's already advertised. But we're not
22 reducing any of this just because -- that's not reducing.
23 COMMISSIONER MASON: Okay.
24 CHAIRMAN BULLOCK: All we're -- that doesn't reduce this
25 job description whatsoever. It's still --
26 ROGENE HILL: No, it never contemplated that.
27 CHAIRMAN BULLOCK: It never anticipated to having them
28 doing the engineering.
29 ROGENE HILL: No.
30 CHAIRMAN BULLOCK: That's been tried before.
31 COMMISSIONER MASON: Yeah, it has. Okay.
32 CHAIRMAN BULLOCK: Now I'll entertain a motion.
33 COMMISSIONER MASON: Okay, regarding action --
34 COMMISSIONER GARNER: I make a motion to approve all three
35 with -- um -- staff -- directing staff to correct job
36 descriptions as discussed.
37 COMMISSIONER WAITS: I'll second that.
38 CHAIRMAN BULLOCK: Any comment or discussion?
39 (No comment.)
40 CHAIRMAN BULLOCK: All those in favor?

1 COMMISSIONERS: Aye.
2 CHAIRMAN BULLOCK: Those opposed?
3 (None opposed.)
4

5 **23) Correspondence/reports/potential upcoming agenda items.**

6
7 CHAIRMAN BULLOCK: Okay, Item Number 23, correspondence/
8 reports/potential upcoming agenda items.

9 Anybody have any?

10 The only thing is -- I don't know -- and this barely come
11 in. I just got it in the Great Basin Regional Development.
12 It's on this Aerial System Development Workshop. And what it is
13 is they are trying to utilize Nevada's airports, even the
14 rurals. So it is, from what I understand, going to be
15 teleconferenced in the Cooperative Extension Office. And that
16 is November 18th at 9:00 o'clock a.m. So anyway, it's in all
17 your mailboxes, if you have any questions.

18 ANGIE ELQUIST: Who is it? Who wants to utilize it?

19 CHAIRMAN BULLOCK: What's that?

20 ANGIE ELQUIST: Who wants to utilize the airports? Who
21 were you saying? Or what were you saying?

22 CHAIRMAN BULLOCK: It's -- they're looking for -- it's the
23 Cooperative Extension. But it's the -- it has to do with the
24 Governor's office. It's part of the GOED program to where they
25 can use these airports and everything. And you can apply for
26 this. And this tells you what -- it's a workshop to help you to
27 say what you want to apply for. And I think we need to get
28 involved with this very much so. So -- go ahead.

29 JAKE EDGAR: On that same line, this year we had the water
30 project at the airport. And I haven't heard anything back from
31 JUB, and I don't know if Mark has or anything. But I'm on hold
32 until they decide what they're going to do with their master
33 plan, so that I don't go against it.

34 CHAIRMAN BULLOCK: I just -- I just -- we just got an
35 update. That was in the mail yesterday, too. And I haven't had
36 a chance to look at it -- the update of JUB's and the airport's.

37 JAKE EDGAR: All right.

38 CHAIRMAN BULLOCK: And with everything I was reading, I
39 haven't had a chance to read that, but I know we got updated
40 yesterday.

1 JAKE EDGAR: Okay. Just before we move forward and do any
2 kind of engineering or anything, --
3 CHAIRMAN BULLOCK: Oh, you got it?
4 JAKE EDGAR: -- I want to make sure I'm not stepping on
5 their toes at the same time.
6 CHAIRMAN BULLOCK: Patsy's got a copy here if you'd like to
7 make a copy. Then you'll know where they're at.
8 JAKE EDGAR: Sure.
9 CHAIRMAN BULLOCK: Go ahead, Rogene.
10 ROGENE HILL: I'm sorry. When you're done, can we go back
11 to 22, just so I understand what we did for a minute.
12 COMMISSIONER GARNER: Off the record.
13 ROGENE HILL: And who's going to negotiate the salary? You
14 said you're going to continue the services of the --
15 COMMISSIONER WAITS: Community Services Position.
16 CHAIRMAN BULLOCK: Let us go back then. Just a second.
17 Let's finish this.
18 ROGENE HILL: Okay.
19 CHAIRMAN BULLOCK: Okay.
20 COUNTY CLERK SULLIVAN: I have a comment.
21 CHAIRMAN BULLOCK: Anything on up -- huh?
22 COUNTY CLERK SULLIVAN: Just to ask and confirm with you
23 guys, you had asked me to call the Civic Center for a meeting on
24 employees' time schedules.
25 COMMISSIONER GARNER: Hourly.
26 COUNTY CLERK SULLIVAN: Yes.
27 COMMISSIONER GARNER: Hours of operation.
28 COUNTY CLERK SULLIVAN: November 20 --
29 CHAIRMAN BULLOCK: Hours of operation.
30 COUNTY CLERK SULLIVAN: Yes, thank you. There we go.
31 November 20th at the Civic Center. I believe it's 7:00. I can
32 look.
33 CHAIRMAN BULLOCK: 7:00 o'clock.
34 COMMISSIONER MASON: 7:00 p.m?
35 ROGENE HILL: 7:00?
36 COUNTY CLERK SULLIVAN: 7:00.
37 CHAIRMAN BULLOCK: And that's a Wednesday. It's the night
38 before our Commission Meeting on the 21st. Trying to help you
39 out.
40 COMMISSIONER WAITS: Is that for me?

1 COUNTY CLERK SULLIVAN: And so is that a go? So I can
2 publish it?
3 CHAIRMAN BULLOCK: Yeah, we need to get it published.
4 Any other upcoming agenda items?
5 ANGIE ELQUIST: Patsy, just one. Did you want to maybe
6 bring forward this insurance committee idea or no?
7 CHAIRMAN BULLOCK: We can put that on the agenda if you
8 want.
9 COMMISSIONER WAITS: Not now.
10 ANGIE ELQUIST: Not now? Okay.
11 COMMISSIONER WAITS: Thank you.
12 CHAIRMAN BULLOCK: I do. I think it's a good idea. Let's
13 put it on next time. Otherwise, I don't want to drop it just
14 because, you know, we're looking at the contract. I think we
15 need to be more involved in that.
16 COMMISSIONER MASON: So are -- did we answer your question
17 on Item 22?
18 CHAIRMAN BULLOCK: We're not done here with --
19 ROGENE HILL: You're not done yet.
20 CHAIRMAN BULLOCK: Any other agenda items?
21 (No comment.)
22 CHAIRMAN BULLOCK: Okay. Then let's go back to Item Number
23 22.
24
25 22) Discussion for possible action regarding review of the
26 position of the Lander County Engineer, to determine if the
27 position should be continued, terminated or otherwise
28 revised.
29
30 CHAIRMAN BULLOCK: Discussion for possible action regarding
31 review of the position of the Lander County Engineer, to
32 determine if the position should be continued, terminated or
33 otherwise revised.
34 So I guess to answer your question, yes, it is being
35 revised.
36 ROGENE HILL: The salary.
37 CHAIRMAN BULLOCK: The salary and probably a little bit of
38 the description.
39 COMMISSIONER WAITS: I didn't say anything about the
40 description in my motion. I simply said that we continue on

1 with the Lander County Engineer and negotiate the salary.
2 CHAIRMAN BULLOCK: Okay. But part of negotiating salary
3 probably should be looking at what we're expecting.
4 COMMISSIONER WAITS: He -- he said earlier he was happy --
5 COMMISSIONER MASON: He was happy with it.
6 COMMISSIONER WAITS: -- happy with it all.
7 CHAIRMAN BULLOCK: Okay. So anyway --
8 ROGENE HILL: Okay. Now, I'm still confused. Okay. So
9 you're going to --
10 CHAIRMAN BULLOCK: I'm try to unconfuse you, but they keep
11 arguing with me.
12 ROGENE HILL: You know me. I get muddled.
13 COMMISSIONER GARNER: Age.
14 ROGENE HILL: So you're going to redo the job desc --
15 CHAIRMAN BULLOCK: No, we're just leaving it. We're just
16 gonna change the pay.
17 UNIDENTIFIED PARTICIPANT: -- the salary.
18 COMMISSIONER MASON: We're just dropping the salary.
19 COMMISSIONER WAITS: So on the next agenda would be the
20 salary.
21 ROGENE HILL: Okay. So you're going to get with HR so it
22 can be done through a personnel action.
23 CHAIRMAN BULLOCK: It will have to be back on the agenda.
24 COMMISSIONER WAITS: For the salary.
25 SOVEIDA ROBINSON: To approve the salary.
26 COMMISSIONER WAITS: Yes.
27 CHAIRMAN BULLOCK: Which means you need a new storage room.
28 COMMISSIONER MASON: When do you want me to started moving?
29 SOVEIDA ROBINSON: Office space.
30 ROGENE HILL: Oh.
31 CHAIRMAN BULLOCK: Yeah. Think about it. Hm. Well. Hm.
32 Okay. Well, the DOE office at one time.
33 SOVEIDA ROBINSON: Yeah, but we can't because --
34 ROGENE HILL: Well, I know they rent, but we can redo that.
35 COMMISSIONER GARNER: Make a motion to adjourn.
36 CHAIRMAN BULLOCK: We got to go to public.
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PUBLIC COMMENT

CHAIRMAN BULLOCK: Okay. Going on to public comment for non-agendized items only.

(No comment.)

CHAIRMAN BULLOCK: Seeing none.

ADJOURNMENT

COMMISSIONER GARNER: I make a motion to adjourn.

COMMISSIONER WAITS: Second.

CHAIRMAN BULLOCK: Any public comment?

(No comment.)

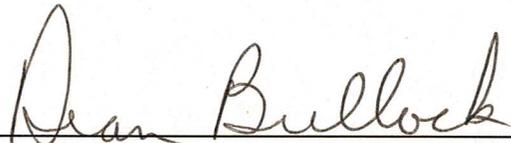
CHAIRMAN BULLOCK: All those in favor?

COMMISSIONERS: Aye.

CHAIRMAN BULLOCK: Those opposed?

(None opposed.)

[Meeting adjourned at 12:52 p.m.]



**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.