



Board of Mineral County Commissioners

Hawthorne, Nevada

November 15, 2017

The Honorable Board of Mineral County Commissioners met this day in a regular session with the following people present:

Honorable Garth D. Price	Chairman
Honorable Jerrie Tipton	Vice-Chairman
Honorable Chris Hegg	Member
Honorable Christopher Nepper	Clerk-Treasurer
Honorable Sean Rowe	District Attorney

1. Pledge of Allegiance and Safety Message

Pledge of Allegiance was led by Commissioner Chris Hegg

Safety Message was provided by Emergency Manager, Patrick Hughes relative to Thanksgiving safety, a handout was provided.

2. Public Comment

Adam Greenfield stated that on November 7, 2017 he submitted a request to be on the board's agenda, he wanted to know why he was not on the agenda. Clerk-Treasurer, Christopher Nepper advised him that he had been instructed to remove the item and that a letter was sent to him regarding this matter. Mr. Greenfield stated he did not receive a letter and would be seeking legal counsel.

Lawrence Worthen stated that a police officer had advised him that discharging of a firearm within the community was not allowed; he wanted to know when the law changed to allow this.

Michael Guss stated the ordinance regarding firearms needed to be rewritten.

3. Approval of Agenda/Necessary Changes

Clerk-Treasurer, Christopher Nepper advised the board that he would like to table item 7.

A MOTION WAS MADE BY Commissioner Tipton, seconded by Commissioner Hegg and unanimously carried by the Board to approve the agenda with the change.

Public Comment: None

4. Accounts Payable Vouchers, Credit Card Approval Form Requests, Capital Outlay Purchase Orders and Auditor's Cash Report by Fund presented for review, discussion and possible action.

Tammy Hamrey presented vouchers for review and approval.

Recorder-Auditor, Christine Hoferer advised the Bank of America statement had just been received and requested the Board to sign the voucher because it was due before the board meets again.

Commissioner Hegg asked about the \$106,000 received in the Assessor's office. Clerk-Treasurer, Chris Nepper advised the Assessor in Humboldt County refigured the report; the county would be receiving about \$85,000, the remaining amount would be refunded to Title Service & Escrow.

Ms. Hoferer advised the board they had approved a voucher submitted by the Sheriff's Office for Christmas cards, the county does not normally pay for these items. She would check on the voucher.

A voucher was presented to District Attorney, Sean Rowe for review; he objected to the voucher being paid out of his funds, he would discuss this with Ms. Hoferer.

5. Treasurer's Accounting Fund Summary Balance Report and Financial Horizon Credit Union Accounts Report – presented for review, discussion and possible action.

Treasurer's Accounting Fund Summary Balance Report and Financial Horizon Credit Union Accounts Reports were presented for review.

6. Reports and Correspondence - None

7. Minutes of September 13, October 3, 4, November 1, 2017 – for review and possible action. Item was tabled until next meeting.

Kenneth Collum – For consideration and possible action relative to the BLM program updates.

8. Commissioner Tipton advised Mr. Collum there was a mill site tied to BLM land at Marietta where people were pilfering and running people off with a firearm.
- Mr. Collum updated the commissioners on the Drilling Permit for Ormat's Wild Rose project and of other ongoing projects in Mineral County.
9. **Business License Applications** – The following applications will be presented for discussion and possible action.
- A. **James Warnick**, Sierra Drywall Inc. P.O. Box 10908, Zephyr Cove, NV 89448 New Application
- A **MOTION WAS MADE BY** Commissioner Tipton, seconded by Commissioner Hegg and unanimously carried by the Board to approve the business license application for Sierra Drywall, Inc.
- Public Comment: None
- B. **Wes Tews**, Quality Tile & Marble Co., Inc. 205 Cal Lane, Sparks, NV 89431 New Application
- A **MOTION WAS MADE BY** Commissioner Tipton, seconded by Commissioner Hegg and unanimously carried by the Board to approve the business license application for Quality Tile & Marble Co., Inc.
- Public Comment: None
10. **Vern Watson, Mineral County Fire Chief** – For consideration and possible action relative to replacement of expiring fire department equipment.
- Mr. Watson advised the board there was about 40 days before the Life Safety Protection equipment was out of compliance.
- Dan Bria from L. N. Curtis & Sons showed the board the equipment that was needed, he advised them the cost to the county would be \$120,000, and the equipment could be leased instead of purchased.
- Mr. Guss advised against going with a lease with a private company. He suggested going after a USDA Loan.
- Mr. Watson advised he talked with the LEPC Board regarding money.
- Beth Cichowlaz, Public Administrator asked about this same subject being brought to the Board by the previous Fire Chief. Commissioner Tipton advised that they planned on addressing it at budget time.
- Cherrie George, Senior Services Director asked if the Security Cameras for the Utility Office were a done deal, she also advised that grants usually were not awarded if you had already expended the money.
- Emergency Manager, Patrick Hughes advised that all LEPC money had been used.
- Ms. Hoferer advised that \$15,000 for turnouts was budgeted.
- Public Comment: Ron Radil from WNDD advised calling the USDA for a loan.
- The Board requested this item be placed on the agenda for the first meeting in December.
11. **Ronald Radil, Western Nevada Development District (WNDD)** – For consideration and possible action relative to WNDD Comprehensive Economic Development Strategy in-put from Mineral County; purpose of the WNDD Comprehensive Economic Development Strategy; Mineral County Project/Initiative Listing to be included in the WNDD Comprehensive Economic Development Strategy.
- Mr. Radil provided a handout for the Western Nevada Development District (WNDD) Comprehensive Economic Development Strategy (CEDS).
- They would like a list of projects from the county to include in the CEDS.
- Mr. Radil advised the USDA Rural Development grant program may help the county get the Life Safety Protection equipment and to look at their CEDS document for help.
- Public Comment: Michael Guss suggested the Board reach out to the businesses regarding CEDS; he also stated he felt nothing would happen in the Babbitt area until the roads were addressed.
- Mr. Hamrey asked if the County Road would qualify.
- The Board requested item to be placed on the agenda for the first meeting in December, regarding a list of

projects for CEDS.

- 12. Mineral County Board of Commissioners** – First Reading by title only of an ordinance proposing to amend MCC 3.34 to increase the 911 surcharge from \$.25 to \$1.00 per telephone line per year.

District Attorney, Sean Rowe gave a brief summary of the proposed ordinance.

First reading by title only by Commissioner Tipton for Ordinance 245A, Bill 261 “an ordinance proposing to amend MCC 3.34 to increase the 911 surcharge from \$.25 to \$1.00 per telephone line per month”. Commissioner Tipton proposed the ordinance and requested a Public Hearing on December 6, 2017 at 10:30 am and 5:30 pm.

Public Comment: Sherry Sampson asked for clarification on whether the charge was monthly or yearly.

Harold Dimmick advised the amount be dropped to .50.

Gladys Porter thought the \$1.00 was a little high.

- 13. First Reading by title only of an ordinance proposing to limit the discharge of firearms within township limits or within 1,500 feet of a residence.**

Mr. Rowe advised this was an issue raised by the residents of Walker Lake; the ordinance addresses firearm usage. He was proposing to discuss modifying the distances. Discussion ensued.

Gladys Porter stated there was an old ordinance already put in place.

Sherri Sampson commented that documentation in the county was not consistent.

Cherrie George stated the board may have proposed an ordinance but that does not mean it was adopted.

Harold Dimmick asked how this ordinance would affect the Cory Canyon residents who have a shooting range on their property.

Commissioner Tipton asked if chapter 9.80.010 would make the Homecoming bonfire at the school illegal.

Mr. Rowe advised this ordinance was addressing just the firearms and they needed to redo an ordinance on open burns.

First reading by title only by Commissioner Tipton for Ordinance 246A, Bill 262 “an ordinance proposing to limit the discharge of firearms within township limits or within 1,500 feet of a residence” Commissioner Tipton, proposed this ordinance and requested a Public Hearing on December 6, 2017 at 11:00 am and 6:00 pm.

- 14. Honorable Judge Shirley** – FY 2017 Refund from Eleventh Judicial District Court; AB 207 Juries Selection Requirements; and Appointment of Counsel as required by SB 433 (Guardianships) and SB(305) (Child Abuse Proceedings).

Judge Jim Shirley, Craig Tippins, Chief Juvenile Probation Officer, Frank Wilkerson, Administrative Assistant of the 11th Judicial District was present. Judge Shirley provided the county with a budget refund of \$48,953.24, he stated Mineral County’s portion of the District Court budget was \$395,476.00 and what was spent was \$346,524. Judge Shirley discussed with the Board the money for the benefits of the Tri County employee that was leaving, the new legislature Bills AB 207 (Jury Bill), SB433 and SB 305.

Ms. Hoferer asked about the lack of use of the Metal Detector during court. Mr. Rowe advised it was the obligation of the Sheriff’s Office to provide the protection for this building; the Sheriff’s office was working with the Courts and the District Attorney to come up with a safety plan for this building.

Beth Cichowlaz, Public Administrator asked where the budget refund would go. Commissioner Tipton advised the money would go into the General Fund or if it could be used for the Fire Department.

Ms. Hoferer advised they would be tracking the cost to see if it was in the best interest of the county to add a recording fee.

Mr. Rowe advised he had been looking for an attorney the county could contract with for Child Abuse proceedings.

Judge Shirley advised that a lawsuit had been filed against the Governor’s office and the State of Nevada in relation to Indigent defense services in rural counties not being in compliance.

Public Comment: Sherry Sampson asked if there was a victim fund. Judge Shirley advised there was through the District Attorney’s office.

Craig Tippins, Chief Juvenile Probation Officer advised the Board they had a contract with Fallon to retain our youth but there was an overflow problem; they were working on a plan with Elko and Douglas Counties.

15. **Honorable Commissioner Hegg** – For consideration and possible action relative to forming a Policy or Resolution to mandate all Managers or their designated management representatives to inform their Commissioner Liaisons of any contact to outside agencies, State Officials and Offices, Media and any other Organizations or Entities of which communication comprises of any non-routine day-to-day job-function interaction.

Commissioner, Chris Hegg, proposed a unified reporting for County Managers; he would like the county managers to contact their liaison more and to not leave them in the dark as to what was happening.

Commissioner Price asked how to contact other board members. District Attorney, Rowe advised that it would need to come to him, to avoid an open meeting law violation.

Commissioner Hegg was to come up with memo and pass it by the District Attorney.

16. For consideration and possible action relative to a review of 2017 Board of County Commissioners approved business-related construction, creation or modifications relating to any known issues the Building Administrator is aware of for all stoppages and/or delays preventing their completion and the reasons why.

Update that was approved

Mr. Fontaine advised there were no stoppages or delays, he then provided the Board with information on his procedures.

17. **Honorable Christopher Nepper** – For consideration and possible action relative to purchasing a server. Review quotes and purchase a server.

Mr. Nepper advised the Board he had talked to a Devnet representative and they were planning to start sending information in December so it was necessary to purchase the server as soon as possible.

Mr. Towe advised the specs previously given were the same; but the price had slightly dropped.

Ms. Hoferer advised that she did not have an issue other than Devnet calling all the shots; she did not want three servers; she wanted to slowdown and find the best deal for the county's needs.

A MOTION WAS MADE BY Commissioner Tipton, seconded by Commissioner Hegg and unanimously carried by the Board to approve the purchase of a server for all three projects, not to exceed \$30,000 and to be paid out of contingency.

Public Comment: None

18. **Closed Session** – Pursuant to NRS 288.220 to discuss/review all labor/bargaining unit contracts, grievances and negotiations.

Not Necessary

19. **Open Session** – Discussion and possible action relative to all labor/bargaining unit contracts, grievances and negotiations.

TIME SPECIFIC ITEMS:

- 10:00AM **Mark Nixon Mineral County Regional Planning Commission** – For consideration and possible action relative to Special Use Permit application for Klondex Aurora Mines Inc. owners Mike Doolin and Barry Dahl.

Mr. Nixon stated the Regional Planning Commission recommended approval of the Special Use Permit application for Klondex Aurora Mines Inc. and part of the agreement was for maintenance of roads.

Public Works Director, Eric Hamrey stated he wanted firmer language on what maintenance they were going to do.

A MOTION WAS MADE BY Commissioner Tipton, seconded by Commissioner Hegg and unanimously carried by the Board to approve the Special Use Permit application for Klondex Aurora Mines Inc.; contingent upon the stipulations that an agreement be entered into with Public Works to maintain the roads and that all county, state and federal regulations be followed.

Public Comment: None

Immediately Following For consideration and possible action relative to Land Use Application/Variance request by Mac Potter, Northern Nevada Asset Holdings, and LLC for steel, two (2) sided 10'6" x 36' solar lighted sign on parcel APN:001-422-03.

Mr. Nixon advised that the Ordinance restricted the size of the sign, they were asking for a variance on the size.

A MOTION WAS MADE BY Commissioner Hegg, seconded by Commissioner Tipton and unanimously carried by the Board to approve the application for a variance for Northern Nevada Asset Holdings, LLC for the steel, two (2) sided 10'6" x 36' solar lighted sign on parcel APN: 001-422-03.

Public Comment: Harold Dimmick stated there should be a physical location on the agenda as well as the APN.

11:00AM **George and Tania Pomeroy** – For consideration and possible action relative to petition to sell 4051-4053 Highway 95 Schurz, Nevada APN:05-250-03.

Commissioner Tipton advised Miss Pomeroy of the sale process.

A MOTION WAS MADE BY Commissioner Tipton, seconded by Commissioner Price and unanimously carried by the Board to allow the sale of parcel, APN:05-250-03; 4051-4053 Highway 95 Schurz, Nevada APN:05-250-03 at the convenience of the Clerk – Treasurer Office.

Public Comment: Sampson asked if this would be published in the newspaper.

Board of Highway Commissioners –

Public Comment –

Ms. Hoferer stated there was a lot of disgruntled people at Walker Lake due to a volunteer Firefighter passing bad information regarding Mineral County taking away the fire services in Walker Lake, Mina and Luning; she thinks the Board needs to address the situation.

Harold Dimmick stated that the flag at the Armory needed to come down; there hadn't been any external lighting.

Commissioner Tipton advised that National NACO requested all counties that rely on PILT funding send a letter in support.

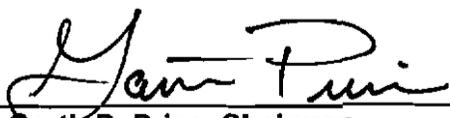
Mr. Rowe advised putting an agenda item as a Forgiveness permit for sending this off.

Commissioner Recognition

There being no further business to come before this Board, the meeting of the Board adjourned until Wednesday, December 6, 2017 at 9:00 AM.

A verbatim recording of this meeting has been prepared and by reference becomes a part thereof.

Approved: Board of County Commissioners

By: 
Garth D. Price, Chairman

Date: 12.6.17

Attest:


Christopher Nepper, Clerk of the Board

Mineral County is an equal opportunity provider and employer. If you wish to file a Civil Rights program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, found online at

http://www.ascr.usda.gov/complaint_filing_cust.html, or at any USDA office, or call (866) 632-9992 to request the form. You may also write a letter containing all of the information requested in the form. Send your completed complaint form or letter to us by mail at U.S. Department of Agriculture, Director, Office of Adjudication, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, by fax (202) 690-7442 or email at program.intake@usda.gov.

MINERAL COUNTY REGIONAL TRANSPORTATION

Box 1035

Hawthorne, Nevada 89415

775 945-3897

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November 28, 2017

REGIONAL TRANSPORTATION MEETING NOTICE OF PUBLIC MEETING

Date of Meeting: Wednesday, December 6, 2017

Place of Meeting: Commissioners Room, Mineral County Courthouse 105 S. A Street, Hawthorne, NV.

Time of Meeting: 12:30 P.M or after Board of Commissioners lunch.

Agenda items:

1. Call to Order.
2. Minutes of April 6, 2016 and October 4, 2017 - for review and possible action.
(Public Comment)
3. Airport Fuel Report. (Public Comment)
4. Fund report. (Public Comment)
5. Vouchers. (Public Comment)
6. Road Report:
 - Road Report.
 - SRS Projects.
 - Forest Service Agreement (RAC).
 - MCRTC Master Plan.
7. Public Comment.
8. Member recognition.
9. Adjournment.

At the discretion of the Board, unless otherwise stated or scheduled for a specific time, any item may be taken out of the order as presented on this agenda.

NOTE: Persons attending the meeting who are disabled and require special accommodations or assistance are requested to notify the County Clerk's Office, P.O.Box 1450 Hawthorne, NV 89415 or by calling 945-2446 no later than (3) days prior to the meeting.