



Board of Mineral County Commissioners

Hawthorne, Nevada

April 18, 2018

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

Honorable Jerrie Tipton	Chairman
Honorable Garth Price	Member
Honorable Christopher Nepper	Clerk-Treasurer

Absent: Honorable Chris Hegg	Vice Chairman
Honorable Sean Rowe	District Attorney

1. Pledge of Allegiance and Safety Message

Pledge of Allegiance was led by Commissioner Price.

Safety Message was given by Emergency Manager Patrick Hughes relative to distracted and safe driving.

2. Public Comment – Town Cleanup successful – one day and half of day. Thank everyone.

3. Approval of Agenda/Necessary Changes

Commissioner Tipton advised that the Item #9 Business License for Bourbon Street Sports Bar is being moved to the May 2, 2018 agenda at the request of the owner.

Item #13 being removed due to no response from offices. Board directed departments to have responses back to Patrick Hughes by April 27th and place back on May 2,2018

RTC item removed because secretary is not available

No Closed Session – District Attorney not available

Commissioner Price advised that the 10:00 am time specific agenda item cannot happen today due to no time listed in the newspaper on the notice of the public hearing.

The agenda item listed following the 1:30 pm time specific agenda item was a listed twice on the agenda.

A MOTION WAS MADE BY Commissioner Price and seconded by Commissioner Tipton to approve the agenda with the necessary changes. A vote of the Board disclosed the following:

Ayes:	Commissioners Tipton and Price
Nays:	None
Abstain:	None
Absent:	Commissioner Hegg

Motion carried and so ordered

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. (Public comment following.)

Christine Hoferer, Recorder-Auditor and Teresa McNally, Deputy Recorder Auditor presented the Accounts Payable Vouchers for review.

5. Treasurer’s Accounting Fund Summary Balance Report and Financial Horizon Credit Union Accounts Report – presented for review, discussion and possible action. (Public comment following.)

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

6. **Reports and Correspondence - None**

7. **Minutes of – March 19-22, 2018 and April 4, 2018** for review and possible action.

Minutes of March 19- 22, 2018 and April 4, 2018 were presented for review.

A MOTION WAS MADE BY Commissioner Price and seconded by Commissioner Tipton to approve the minutes of March 19-22, 2018 and April 4, 2018 as presented. A vote of the Board disclosed the following:

Ayes: Commissioners Tipton and Price
Nays: None
Abstain: None
Absent: Commissioner Hegg

Motion carried and so ordered.

Public comment: None

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

Kenneth Collum provided the Board an update on Off Highway Vehicle races, Isabella Pearl public comment period ends on Sunday, Rawhide expansion is being reviewed by BLM staff and Walker River State Park permitting is in process.

Public comment: None

9. **Business License Applications – The following applications will be presented for discussion and possible action.**

A. **Nevada Restaurant Services, Inc.;** Bourbon Street Sports Bar #159; New applicant

Item was removed and schedule for May 2, 2018 agenda

10. **Eric Hamrey, Public Works Director – For consideration and possible action relative to purchase and replace damaged 12x12 door at Hawthorne Fire Department.**

Mr. Hamrey presented the cost estimate from One Horse Overhead Door of \$3,323.00 for the replacement of the door; he would submit claim through insurance company

Public comment: None

11. **Cherrie George, Senior Services Director – For consideration and possible action relative to acceptance of Aging and Disability Services Division ADSD home-delivered meals program equipment grant in the amount of \$926 with required match of \$14, including signing notification of grant award (NGA).**

Cherrie George presented the ADSD home delivered meals program equipment grant in the amount of \$926.00 with required match \$14 for acceptance.

A MOTION WAS MADE BY Commissioner Price and seconded by Commissioner Tipton for acceptance of Aging and Disability Services Division ADSD home-delivered meals program equipment grant in the amount of \$926 with required match of \$14, including signing notification by the Chairman of grant award (NGA). A vote of the Board disclosed the following:

Ayes: Commissioners Tipton and Price
Nays: None
Abstain: None
Absent: Commissioner Hegg

Motion carried and so ordered.

Public comment: None

- 12. **Honorable Jay T. Gunter, Justice of the Peace** – For consideration and possible action relative to sick leave donation for a Justice Court employee.

The Board was advised that the past actions of the Board were not to exceed up to 80 hours per employee.

A MOTION WAS MADE BY Commissioner Price and seconded by Commissioner Tipton to the request for sick leave donation for a Justice Court employee. A vote of the Board disclosed the following:

Ayes: Commissioners Tipton and Price
Nays: None
Abstain: None
Absent: Commissioner Hegg

Motion carried and so ordered.

Public comment: None

- 13. **Patrick Hughes, Emergency Manager** – For consideration and possible action approval of County Master Safety Manual.

This agenda item is moved to the meeting on May 2, 2018.

- 14. For consideration and possible action relative to designation of location for the office of Emergency Management and Emergency Operations Center.

Patrick Hughes requested designation of the location of the office of the Emergency Management and Emergency Operations Center being the National Guard Armory building.

Discussion on the feelings of the LEPC board relative to the location of the Emergency Operations Center.

Input provided by Wanda Nixon, Craig Nixon and Eric Hamrey.

Craig Nixon stated that a generator was purchased in the past and inquired if the generator was still available.

Eric Hamrey advised that the generator is in the Public Works department and can be used.

Discussion on the Boys and Girls Club utilizing the building in the case of an event.

Patrick Hughes advised of the need of a door to separate his office and the room next to him.

Place back on the agenda with more information on cost and a better explanation in the agenda item.

Public comment: None

- 15. **Mark Nixon, Planning Commission** – For consideration and possible action relative to a zoning change for Steven Kelley on parcel # 001-255-10 from C1 to R1.

Letter from the Regional Planning Commission presented.

A MOTION WAS MADE BY Commissioner Price and seconded by Commissioner Tipton for approval of the zoning change for Steven Kelley on Parcel #001-255-10. A vote of the Board disclosed the following:

Ayes: Commissioners Tipton and Price
Nays: None
Abstain: None

Absent: Commissioner Hegg

Motion carried and so ordered.

Public comment: None

16. **Frederick Steinmann** – For consideration and possible action relative to presentation for the Nevada Chapter of the American Planning Association and the Nevada Leadership Program-UCED regarding the February 2017 Nevada Planning Guide and professional development opportunities offered by the Chapter and the Nevada Leadership Program.

Frederick Steinmann presented the Nevada Chapter of the American Planning Association and the Nevada Leadership Program-UCED regarding the February 2017 Nevada Planning Guide and professional development opportunities offered by the Chapter and the Nevada Leadership Program.

Public comment: None

17. **Mary Mills** – For consideration and possible action relative to county destruction of private property.

Mary Mills discussed the county destruction of her private property being her fence by the County.

Commissioner Tipton advised that Hawthorne Utilities built the gate.

The Board advised that the road cannot be locked because it is a public access road and a County road.

The Board asked Larry Grant and Eric Hamrey if cameras can be installed.

Larry Grant advised that if cameras are installed the enforcement is to be done by the Sheriff's Office.

Larry Grant provided background information on this agenda item.

Statement by Eric Hamrey relative to allowing access to the other property owners.

The Board advised if Mary Mills can get a trail camera and see who the people are that are dumping trash and bring it to the Board, Hawthorne Utilities and the Sheriff.

Mark Nixon advised that the property has to be posted.

Public Comment: None

18. **Dana Tommila** – For consideration and possible action relative to Hawthorne Mobile Home Park accepting RV's. (Public comment following.)

Commissioner Price provided information on the matter.

Mark Nixon discussed the Title 17 and Title 8 and advised that NRS allows you to combine RV and Mobile home as long as it is designated.

Dana Tommila quoted Title 17 relative to recreational vehicles.

Discussion ensued.

Commissioner Price suggested placing this matter back on the agenda when the District Attorney is present.

Discussion on possibly applying for a variance.

The Board advised placing this matter back on the agenda for the next meeting.

19. **Honorable Chris Nepper, Clerk-Treasurer** – For consideration and possible action relative to memorandum of understanding with BLM regarding Sage Grouse Resource Management plan.

A MOTION WAS MADE BY Commissioner Price and seconded by Commissioner Tipton for

approval of the memorandum of understanding with BLM regarding Sage Grouse Resource Management plan. A vote of the Board disclosed the following:

Ayes: Commissioners Tipton and Price
Nays: None
Abstain: None
Absent: Commissioner Hegg

Motion carried and so ordered.

Public comment: None

20. **Honorable Jerrie Tipton, County Commissioner** – For consideration and possible action relative to a resolution regarding a potential “Lands Bill” if necessary for the I-11 discussion.

Discussion ensued on I-11 lands bill.

Place on the agenda for May 16, 2018.

Harold Dimmick stated that if the lands bill is done we have no say.

21. **Honorable Board of County Commissioners** – For consideration and possible action relative to selection of Public Defender for Mineral County for fiscal year 2018-19, item continued from April 4, 2018 meeting. (Public comment following.)

Commissioner Tipton stated that she would like to discuss this when the District Attorney is present.

Christine Hoferer stated that her office has received phone calls relative to the Public Defender contract.

Discussion ensued on the \$25,000 increase

A MOTION WAS MADE BY Commissioner Price and seconded by Commissioner Tipton to accept the contract for John Oakes as Public Defender with the \$25,000.00 increase for FY 2018-2019. A vote of the Board disclosed the following:

Ayes: Commissioners Tipton and Price
Nays: None
Abstain: None
Absent: Commissioner Hegg

Motion carried and so ordered

Public comment: None

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

Not Necessary.

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

Not Necessary

TIME SPECIFIC ITEMS:

- 10:00 AM **Public Hearing** – For consideration and possible action relative to adoption of Ordinance 248A Bill 264 to create the Mineral County Board of Health and Health Officer.

The Board was advised that the notice was advertised with a date but no time schedule.

The Board to set the time for the Public Hearing for 10:00 am on the May 2, 2018 meeting or

10:00 am on May 16, 2018 meeting.

12:30 PM **Regional Transportation Commission** – Not Necessary

1:30 PM **Mike Fontaine, Building Inspector** – For consideration and possible action relative to Mineral County adoption of the existing 2012 International Building Code and the 2012 International Property Maintenance Code.

Mr. Fontaine advised the Board that we are already using the existing 2012 International Building Code.

Harold Dimmick discussed verbage within the existing nuisance ordinance and the building codes.

Commissioner Tipton read questions from Jeff Barrow and advised that the questions were answered during a previous agenda item held today relative to RV's.

A MOTION WAS MADE BY Commissioner Price and seconded by Commissioner Tipton to adopt the existing 2012 International Building Code and to deny the 2012 International Property Maintenance Code. A vote of the Board disclosed the following:

Ayes: Commissioners Tipton and Price
Nays: None
Abstain: None
Absent: Commissioner Hegg

Motion carried and so ordered.

Public comment: None

Board of Highway Commissioners - None

Public Comment - None

Commissioner Recognition – Thank you to the 16 employees that did the community cleanup in 1½ days.

Commissioner Price advised that he is going to Pool Pact for the yearly business meeting.

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

Mineral County is an equal opportunity provider and employer. In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, gender identity (including gender expression), sexual orientation, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident.

Persons with disabilities who require alternative means of communication for program information (e.g., Braille, large print, audiotape, American Sign Language, etc.) should contact the responsible Agency or USDA's TARGET Center at (202) 720-2600 (voice and TTY) or contact USDA through the Federal Relay Service at (800) 877-8339. Additionally, program information may be made available in languages other than English.

To file a program discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at http://www.ascr.usda.gov/complaint_filing_cust.html and at any USDA office or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your

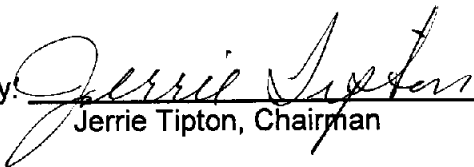
completed form or letter to USDA by:

- 1) **mail:** **U.S. Department of Agriculture**
 Office of the Assistant Secretary for Civil Rights
 1400 Independence Avenue, SW
 Washington, D.C. 20250-9410;

There being no further business to come before this Board, the meeting of the Board adjourned until Wednesday, May 2, 2018 at 9:00 AM.

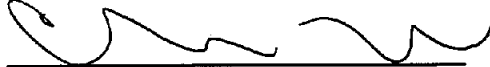
A verbatim recording of this meeting has been prepared and by reference becomes a part thereof.

Approved: **Board of County Commissioners**

By: 
 Jerrie Tipton, Chairman

Date: 5.2.18

Attest:



Christopher Nepper, Clerk of the Board