



# Board of Mineral County Commissioners

Hawthorne, Nevada

August 7, 2019

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

Honorable Chris Hegg	Chairman
Honorable Christine Hoferer	Vice-Chairman
Honorable Christopher Nepper	Clerk-Treasurer
Honorable Sean Rowe	District Attorney

**Absent:** Honorable Garth Price Member

**1. Pledge of Allegiance and Safety Message**

Pledge of Allegiance was led by Commissioner Hegg

Safety Message was provided by Emergency Manager Patrick Hughes relative to situational awareness.

**2. Public Comment**

Patsy Dotson advised that the Care and Share no longer provides soup for the Seniors, so she wanted to know who the Commissioner’s representative was for the food programs at the Care and Share and CAHS. She also advised that she was not getting the agenda like she asked.

Senior Services Director Cherrie George advised she needed a signature on the grant sub award for an Aging and Disability Services Division grant and that she submitted the two nutrition grants last week for Aging and Disability Services Division (ADSD) Congregate and Home-Delivered Meals for FY20.

**3. Approval of Agenda/Necessary Changes**

Item 10, 12, 14 16, postponed and Item 6 postponed until August 17, 2019.

**A MOTION WAS MADE BY** Commissioner Hoferer and seconded by Commissioner Hegg to approve the changes to the agenda as presented. A vote of the Board disclosed the following:

<b>Ayes:</b>	Commissioner Hoferer Commissioner Hegg
<b>Nays:</b>	None
<b>Abstain:</b>	None
<b>Absent:</b>	Commissioner Price

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.

Teresa McNally, Deputy Recorder – Auditor had a capital outlay from the Sheriff’s Office of \$47,406.50 for two vehicles that was approved at budget time and two credit card approvals; one from Bret Towe to Network Solutions for \$ 113.97 for the Domain Name and one from Chris Lawrence for \$260.00 for Excel Training.

General Fund Balance was looking good even with the three payrolls; it looked like people were paying their taxes in full so this quarter was going to look really good.

**5. Reports and Correspondence - None**

**6. Minutes of – July 17, 2019** for review and possible action.

Item was tabled

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

**A. Marcia Margrave;** Luning Trading Post; Countywide; New Applicant; (Sale of rock, jewelry, antiques, collectible, gems.)

Larry Grant advised a back flow preventer was needed on the property and there was a problem with the water meter

**A MOTION WAS MADE BY** Commissioner Hoferer and seconded by Commissioner Hegg for provisional approval of the business license application for Luning Trading Post with the changes that were required by the Fire Chief and Hawthorne Utilities Director.

A vote of the Board disclosed the following:

**Ayes:** Commissioner Hoferer  
 Commissioner Hegg  
**Nays:** None  
**Abstain:** None  
**Absent:** Commissioner Price

Motion carried and so ordered

Public Comment: None

**B. Johnny Bateman; 10-32 Tactical LLC; Countywide; New Applicant; (Sale of firearms.)**

Commissioner Hoferer asked about the federal regulations for sale online; she would like to see all the documentation in the business license packet and requested it be sent to the Clerk's Office.

Sheriff's Office Executive Secretary Elizabeth Chisholm advised that he had met the ATF requirements.

**A MOTION WAS MADE BY** Commissioner Hegg and seconded by Commissioner Hoferer to approve contingent upon fulfilling Federal ATF requirements. A vote of the Board disclosed the following:

**Ayes:** Commissioner Hegg  
 Commissioner Hoferer  
**Nays:** None  
**Abstain:** None  
**Absent:** Commissioner Price

Motion carried and so ordered

Public Comment: Mr. Niedzwiecki asked, shouldn't the Commissioners know about the federal requirements before they approve.

District Attorney Sean Rowe responded that was why the Board said contingent upon.

**C. Teresa Farley; Outback Creations; Hawthorne; New Applicant; (Crafts sold on Etsy)**

**A MOTION WAS MADE BY** Commissioner Hoferer and seconded by Commissioner Hegg to approve the business license application for Outback Creations. A vote of the Board disclosed the following:

**Ayes:** Commissioner Hoferer  
 Commissioner Hegg  
**Nays:** None  
**Abstain:** None  
**Absent:** Commissioner Price

Motion carried and so ordered

Public Comment: None

**A MOTION WAS MADE BY** Commissioner Hoferer and seconded by Commissioner Hegg to suspend the Board of Commissioners and convene the Liquor Board. A vote of the Board disclosed the following:

**Ayes:** Commissioner Hoferer  
 Commissioner Hegg  
**Nays:** None  
**Abstain:** None  
**Absent:** Commissioner Price

Motion carried and so ordered

Public Comment: None

**8. Liquor License Applications** – The following applications will be presented for discussion and possible

action.

Sheriff Randy Adams advised this was a forgiveness item because the event had already taken place.

**A. Rob Mathias; Mineral County Sportsmen's Club; Hawthorne; Special Liquor License**

**A MOTION WAS MADE BY** Commissioner Hoferer and seconded by Commissioner Hegg to approve the liquor license application for Mineral County Sportsmen's Club. A vote of the Board disclosed the following:

**Ayes:** Commissioner Hegg  
Commissioner Hoferer  
Sheriff Randy Adams  
**Nays:** None  
**Abstain:** None  
**Absent:** Commissioner Price

Motion carried and so ordered

Public Comment: None

**A MOTION WAS MADE BY** Commissioner Hoferer and seconded by Commissioner Hegg to suspend the Liquor Board and reconvene the Board of County Commissioners. A vote of the Board disclosed the following:

**Ayes:** Commissioner Hoferer  
Commissioner Hegg  
**Nays:** None  
**Abstain:** None  
**Absent:** Commissioner Price

Motion carried and so ordered

Public Comment: None

9. **Larry Grant** – For consideration and possible action relative to Board signature on Hawthorne Landfill Patent of Permit N-05585 01 per BLM request that Mineral County move forward in obtaining the patent for this landfill by April 8, 2021.

Hawthorne Utilities Office Manager Ana Fitzgerald provided the Hawthorne Landfill Patent of Permit N-05585 01 application for the Board to sign; she advised there was back up documentation and a letter from Larry Grant requesting an extension of the Landfill with an additional eighty acres.

**A MOTION WAS MADE BY** Commissioner Hoferer and seconded by Commissioner Hegg to approve the application for Land and Recreation or public purposes for Mineral County for the Landfill. A vote of the Board disclosed the following:

**Ayes:** Commissioner Hoferer  
Commissioner Hegg  
**Nays:** None  
**Abstain:** None  
**Absent:** Commissioner Price

Motion carried and so ordered

Public Comment: None

10. **Tammy Hamrey, Chief Deputy Recorder-Auditor** – For consideration and possible action relative to approval for 3% salary increase for unclassified employees effective July 1, 2019.

Item was postponed.

11. **Franklin Wilkerson** – For consideration and possible action relative to approval of a single source contract of more than \$25,000 from the Mineral County Commissioners. The Eleventh Judicial Court has obtained approval for a grant through the office of Criminal Justice Assistance to install security cameras in the Mineral County Courthouse.

Mr. Wilkerson stated he had worked with the grant officer of the State of Nevada and they asked to follow the single source contract for Mineral County; the grant covers the equipment and the installation; the pays upfront and then was reimbursed; they went with CC Communications.

District Attorney Sean Rowe advised it could be considered sole source because it would be integrated with the security system already installed by the Sheriff's Office.

Commissioner Hoferer asked about the turnaround time on reimbursement.

Mr. Wilkerson advised it might take around a one or two months to be reimbursed.

**A MOTION WAS MADE BY** Commissioner Hoferer and seconded by Commissioner Hegg to approve the Eleventh Judicial District Court to file the necessary paper work for a Sole Source Purchase Request form to the Office of the Criminal Justice Grant. A vote of the Board disclosed the following:

**Ayes:** Commissioner Hoferer  
 Commissioner Hegg  
**Nays:** None  
**Abstain:** None  
**Absent:** Commissioner Price

Motion carried and so ordered

**A MOTION WAS MADE BY** Commissioner Hoferer, seconded by Commissioner Hegg and unanimously carried by the Board to amend the motion to include that Judge Shirley could sign the application form.

**Ayes:** Commissioner Hoferer  
 Commissioner Hegg  
**Nays:** None  
**Abstain:** None  
**Absent:** Commissioner Price

Public Comment: Dan McPeake, Public Works Forman advised that the Public Works Director Eric Hamrey wanted to make sure they had all of their permits.

Richard Niedzwiecki asked if the Grant covered the whole amount.

Mr. Wilkerson advised that it did.

- 12. **Starr Williams** – For consideration and possible action relative to the Coalition of Mineral County with Health Educators from the Southern Nevada District. Information on the Harm Reduction Vending machine that will be placed in Mineral County on private property.

Item was tabled until September 4, 2019

- 13. **Glenn Bunch** – For consideration and possible action relative to the use of county road for Modesto Ridge Runners High Desert Rally, August 10, 2019.

Mr. Bunch stated there were questions about the road use; he needed written permission to use the roads in Mineral County that they maintain.

District Attorney Sean Rowe advised having a letter stating that the event would not impede public access upon the public roads.

**A MOTION WAS MADE BY** Commissioner Hoferer, seconded by Commissioner Hegg and unanimously carried by the Board to approve the use of Mineral County Roads for the Modesto Ridge Runners High Desert Rally and to have the Clerk of the Board Draft a letter and have the Chairman or Vice Chairman sign.

**Ayes:** Commissioner Hoferer  
 Commissioner Hegg  
**Nays:** None  
**Abstain:** None  
**Absent:** Commissioner Price

Motion carried and so ordered

Public Comment: None

- 14. **Donald and Doris Brooks** – For consideration and possible action relative to petition for sale of parcel #006-

640-09.

Item was postponed

15. **Honorable Chris Nepper, Clerk-Treasurer** – For consideration and possible action relative to Mason Valley Conservation District requesting funding to offset the operational costs that the county and many of its citizens benefit from.

Item was tabled for two weeks.

16. For consideration and possible action relative to a Resolution to have NDOT remove the tree located between the USO building and Cow County Title on the 9th block of E street, also a mitigation plan if the tree is removed, and any matters pertaining to the removal of the tree.

Item was postponed

17. **Closed Session** – Pursuant to NRS 288.220 to discuss/review all labor/bargaining unit contracts, grievances and negotiations.
18. **Open Session** – Discussion and possible action relative to all labor/bargaining unit contracts, grievances and negotiations.

Nothing to report at this time.

#### TIME SPECIFIC ITEMS:

- 10:00 AM Public Hearing** – For consideration and possible action relative to adoption of Ordinance 251A Bill 267 an ordinance amending Mineral County Code Chapter 5.20 Solicitors, Peddlers, and Traveling Merchants to Amend General Business Regulations Within Mineral County.

Public Comment: Cherrie George asked about the dates the licenses were issued and if a purchasing and distributing a product would it require two business licenses.

District Attorney advised that he would amend the date for licenses to be issued from July 1 to June 30 to keep it on a fiscal year.

- 11:00 AM Sheri Samson** – For consideration and possible action relative to support and use the Care and Share Van as a Shuttle at the September 14th Mineral County Motorhead's Shop, Swap and Show. Our local museums will then be visited by hundreds of tourists attending the event, held at the entire El Capitan truck lot on 5th street and be shuttled over there from 10:00 AM - 1:00 PM only. Wanda Milsap and Kelly Zuniga are anxious to see the visitors flow in and be included in the day's events.

Sheri Samson provided the Board with the itinerary of the event; she advised the Motorhead's are going to try and make it an annual event; Mineral County Economic Development was their non-profit umbrella; it was going to be a two event it would include a band, vendors; a job fare; booths; fund raising; kids events; the county businesses were underwriting some of the events; the Museums would like to be included so they needed a vehicle for the shuttle. Ms. Samson stated the Yerington Boys and Girls Club was still supporting Mineral County's Boys and Girls Club so this fund raiser needs to be about \$40,000 to help keep the club open.

Senior Services Director Cherrie George asked about the Boys and Girls Club; she asked why she was not contacted.

District Attorney Sean Rowe advised putting back on the agenda with a broader request item.

- Immediately Following** For consideration and possible action relative to the Walker Lake Advisory Board and residents seeking approval for the 8-point Mobile home System for conversion to real property.

Ms. Samson advised that in the past owners were advised to put their mobile homes on a stem wall; the 8-point tie down system which is clarified by the state was safer, less expensive and lender approved; it would make it easier for people to sell their mobile homes; Mineral County's Building Inspector would not approve this system and yet every other place allows the conversion. They went to the Planning Commission and they advised that it had to come before the Board.

Commissioner Hegg asked if it would need an ordinance.

Shelley Hartman stated it was in the 8-point Mobile home System uniform building code.

District Attorney Sean Rowe advised the county needed an ordinance to accept the standards or they can do a formal resolution.

Earl Milschewsky advised he had been trying to sell his mobile home; the stem wall makes the mobile a permanent structure but the lending institutions will not accept it.

Gary Heater provided information on the difference between a stem wall and tie down; the lending institutions were not accepting the stem wall.

Planning Commissioner Chairman Mark Nixon advised that he discussed this with the Building Inspector and the 8-point Mobile home System was acceptable for manufactured housing, he checked into this and HUD does not accept the tie down they have regular code of regulation put out by them; the building inspector advised that as part of landuse all modular's would be required to have perimeter foundations; it looks like everything was changed because of FEMA.

Discussion ensued.

District Attorney Sean Rowe advised he would do research and draft an ordinance for the next hearing; it would be at least a two month process.

**A MOTION WAS MADE BY** Commissioner Hoferer, seconded by Commissioner Hegg and unanimously carried by the Board to suspend the Board of Commissioners Pursuant to NRS 288.220 to discuss/review all labor/bargaining unit contracts, grievances and negotiations.

**Ayes:** Commissioner Hoferer  
 Commissioner Hegg  
**Nays:** None  
**Abstain:** None  
**Absent:** Commissioner Price

Motion carried and so ordered

Public Comment: None

**1:30 PM Public Hearing** – For consideration and possible action relative to adoption of Ordinance 252A Bill 268 an ordinance amending Mineral County Code Chapter 17.46 Advertising Displays to Prohibit Issuance of a Special Use Permit for the Construction of New Advertising Displays Within the Township of Walker Lake.

District Attorney Sean Rowe provided explanation of the ordinance.

Doris Brooks asked if the existing signs were grandfathered in.

Public Comment: None

**5:30 PM Public Hearing** – For consideration and possible action relative to adoption of Ordinance 252A Bill 268 an ordinance amending Mineral County Code Chapter 17.46 Advertising Displays to Prohibit Issuance of a Special Use Permit for the Construction of New Advertising Displays Within the Township of Walker Lake.

**A MOTION WAS MADE BY** Commissioner Hoferer and seconded by Commissioner Hegg to adopt Ordinance 252A Bill 268. A vote of the Board disclosed the following:

**Ayes:** Commissioner Hoferer  
 Commissioner Hegg  
**Nays:** None  
**Abstain:** None  
**Absent:** Commissioner Price

Motion carried and so ordered

Public Comment: Shelley Hartmann asked about the change in the lighting on the Billboards that are already in existence at Walker Lake.

**6:00 PM Public Hearing** – For consideration and possible action relative to adoption of Ordinance 251A Bill 267 an ordinance amending Mineral County Code Chapter 5.20 Solicitors, Peddlers, and Traveling Merchants to Amend General Business Regulations Within Mineral County.

No Public attended



**Board of Mineral County Commissioners**

Hawthorne, Nevada

August 13, 2019

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

Honorable Chris Hegg	Chairman
Honorable Christine Hoferer	Vice-Chairman
Honorable Garth Price	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 Price

No Safety Message provided

**A MOTION WAS MADE BY** Commissioner Price, seconded by Commissioner Hoferer and unanimously carried by the Board to recess the Board of Commissioners Pursuant to NRS 288.220 to discuss/review all labor/bargaining unit contracts, grievances and negotiations.

Public Comment: None

**TIME SPECIFIC ITEMS:**

**10:00 AM Closed Session** – Pursuant to NRS 288.220 to discuss/review all labor/bargaining unit contracts, grievances and negotiations.

**A MOTION WAS MADE BY** Commissioner Price, seconded by Commissioner Hoferer and unanimously carried by the Board to reconvene the Board of Commissioners.

Public Comment: None

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

Nothing to report at this time.

**Board of Highway Commissioners** – Nothing at this time


**Public Comment** – Commissioner Price advised that he and District Attorney Sean Rowe attended the Navy Modernization meeting on Friday and will report back to the Board.

**Commissioner Recognition**

There being no further business to come before this Board, the meeting of the Board adjourned until Wednesday, August 21, 2019 at 9:00 AM.

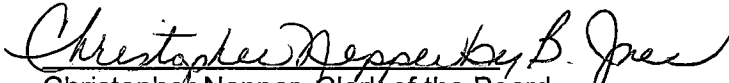
A verbatim recording of this meeting has been prepared and by reference becomes a part thereof.

**Approved: Board of County Commissioners**

By:   
Chris Hegg, Chairman

Date: Aug 21 2019

**Attest:**

  
Christopher Nepper, Clerk of the Board

**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.**

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- 1) mail: U.S. Department of Agriculture  
Office of the Assistant Secretary for Civil Rights  
1400 Independence Avenue, SW  
Washington, D.C. 20250-9410;
- (2) fax: (202) 690-7442; or
- (3) email: [program.intake@usda.gov](mailto:program.intake@usda.gov).