

1 The Honorable Board of Lander County Commissioners met in
2 regular session in the Commission Chambers of the Lander County
3 Courthouse and Administration Building in Battle Mountain,
4 Nevada, 50 State Route 305, on January 9, 2020, at 9:00 a.m.
5 Transcript produced by Tiffany Elkington, C.C.R., #930.
6

7 **PRESENT: PATSY WAITS, COMMISSIONER**
8 **ART CLARK III, COMMISSIONER**
9 **JUDIE ALLAN, COMMISSIONER**
10 **BRYAN SPARKS, COMMISSIONER**
11 **KATHLEEN ANCHO, COMMISSIONER**
12 **KEITH WESTENGARD, COUNTY MANAGER**
13 **SADIE SULLIVAN, COUNTY CLERK**
14 **THEODORE HERRERA, DISTRICT ATTORNEY**
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16

17 (Let the record reflect the presence of a quorum of five
18 commissioners. Let the record reflect the presence of Austin
19 via teleconference.)
20

21
22 CHAIRMAN WAITS: -- for January 9, 2020. And thank you all
23 for attending. And a very special wish for the new year, for
24 2020.

25 We're going to begin with our Pledge of Allegiance. And
26 I'm going to ask Ms. Kathy if you would lead us in that this
27 morning.
28

29 (Pledge of Allegiance)
30

31 CHAIRMAN WAITS: Always seems so appropriate to salute our
32 flag first thing.

33 If you'll join me in a moment of silence, please.
34

35 (Moment of silence)
36

37 CHAIRMAN WAITS: Thank you.

38 Lander County Commissioners may break for lunch from
39 12:00 noon p.m. to 1:15 p.m. Any agenda item may be taken out of
40 order, may be combined for consideration by the public body, and

1 items may be pulled or removed from the agenda at any time.

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4 **COMMISSIONER REPORTS**

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6 CHAIRMAN WAITS: We'll begin with our commissioners'
7 reports on meetings, conferences, and seminars attended.

8 And I'll start with you, Commissioner Clark. Anything?

9 COMMISSIONER CLARK: Yeah. As a matter of fact, I got a
10 phone call from one of the ranchers.

11 And what happened was Trump made a decision on the sage hen
12 and moved forward.

13 It was challenged by the anti-American, liberal left,
14 anti-ranchers, anti-farmers. And they convinced an
15 Obama era-placed judge to go along with the old sage hen rules, which
16 we all know were very bad.

17 So at 10:00 o'clock today, there's a meeting at the
18 extension office. Jake Tibbets will be there. It may spawn
19 another committee or another board.

20 So we need to watch this really careful.

21 CHAIRMAN WAITS: Thank you.

22 Commissioner Sparks?

23 COMMISSIONER SPARKS: Nothing.

24 CHAIRMAN WAITS: Commissioner --

25 COMMISSIONER ANCHO: I attended --

26 CHAIRMAN WAITS: -- Ancho?

27 COMMISSIONER ANCHO: -- a hospital board meeting. And it
28 was basically standard business. Nothing stood out.

29 CHAIRMAN WAITS: Thank you. Commissioner Allan?

30 COMMISSIONER ALLAN: I have nothing to report.

31 CHAIRMAN WAITS: Thank you.

32 I had a couple quick meetings, actually, yesterday.

33 Again, I sit on the national committee for NACo for our
34 Justice and Public Safety. And they're getting ready with
35 resolutions and watching the -- the government and taking care
36 of business there.

37 I also had a LEDA meeting. And they're -- they've got a
38 lot on their plate right now.

39 There's a couple things that were coming up. They've
40 approved the different pedestrian bike paths, the looping paths,

1 so some areas for that.

2 And they're working with the school now to see if they can
3 help us build the -- the bike racks that would be going in
4 there.

5 They're also looking at perhaps a public park in the
6 Hilltop area. So a lot of things that might be coming before
7 us.

8 On the NNRDA, the Northern Nevada Regional Development
9 Authority, I had mentioned at one of the meetings we had
10 approved for a very aggressive marketing campaign, actually, for
11 the whole north. And that -- that north also includes Ely
12 Eureka, and Austin, which is a -- a little bit south of us, but
13 all included.

14 And the firm that we contracted with us out of Dallas,
15 Texas, the CEO came over and spent three days touring the whole
16 area.

17 They started in Lovelock, which is the -- our -- our newest
18 member, and went all across (indiscernible), all the way over
19 to -- to Wendover and Wells, and they also dropped down and did
20 the Ely, Eureka, Austin.

21 So he got firsthand. There was no feedback. It was a
22 typical CEO and very stone-faced, very, very nice, but he was
23 taking it all in, which is a good thing to -- to know exactly
24 what region you're trying to promote. So that was kind of
25 exciting.

26
27
28 **STAFF REPORTS**

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30 CHAIRMAN WAITS: And I will move to staff reports on
31 meetings, conferences, and seminars attended.

32 KEITH WESTENGARD: Okay. Recently we had another -- I
33 guess you could call a "close call incident" there at Highway --
34 at 305 in front of Maverick, which sparked a phone call to Mr.
35 Bonner -- Lee Bonner at NDOT and also has sparked a meeting with
36 Madonna and Pete -- I can't member Pete's last name, but he's
37 the -- one of the head heads of the transportation.

38 We're going to have that meeting tomorrow at 11:30 to try
39 to discuss some options to try to clean up that -- that area
40 there and prevent any -- any mishap or pedestrian getting hit.

1 Met with BLM yesterday regarding the easement on the water
2 line loop project. And we're looking at anywhere from four to
3 six weeks to having that easement complete and in place.

4 So that will fit clearly into our timelines.

5 At your next meeting, you will be looking at a -- a revised
6 contract based on the litigation that's complete.

7 Probably the big -- one of the bigger things is coming
8 forth for -- for the county is our budget process will be
9 starting very soon. Packets have gone out.

10 And we'll be looking at our budget workshop. I'm not going
11 to speak for Cindy, but I believe we're still looking at some
12 time in March?

13 We're still looking at sometime in March. And we'll have
14 more on that.

15 That's what I have for now.

16 CHAIRMAN WAITS: Thank you.

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18
19 **PUBLIC COMMENT**

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21 CHAIRMAN WAITS: Public comment for nonagendized items
22 only.

23 Persons are invited to submit comments in writing and/or
24 attend and make comments on any nonagenda item at the board
25 meeting, if any, and discussion of those comments at the
26 discretion of the board. All public comment may be limited to
27 three minutes per person, again at the discretion of the board.
28 Reasonable restrictions may be placed on public comments based
29 upon time, place, and manner, but public comment based upon
30 viewpoint may not be restricted.

31 Do we have public comment this morning?

32 Good morning.

33 JERRY ANNIS: Good morning. Thank you very much.

34 My name is Jerry Annis.

35 And I'm here as a representative -- your representative
36 from the Lander County Conservation District. I wanted to give
37 you 2 1/2 minutes of update, part -- a portion of which
38 Commissioner Clark has already addressed.

39 That meeting that's taking place today at the Extension
40 Office will run from 10:00 till 4:00 o'clock. If any of you

1 are -- if -- if your meetings are over by 4:00 and if any of you
2 are interested, you're more than welcome to be there.

3 What that is, is actually it's a -- it's a work session for
4 what is called -- I have to read my notes -- the South-Central
5 Adaptive Management Response Team, which is advising the
6 state -- the state SETT, which is Sagebrush Ecosystem Technical
7 Team of -- to put together the next year's state -- Nevada State
8 Greater Sage Grouse Conservation Plan.

9 And what it is, is it's the state actually trying to be
10 proactive and be -- be ready for and -- for anything that may be
11 evaluated by the -- the federal government and to show that we
12 are indeed addressing this issue ourselves.

13 So it's -- it's a -- it's -- the meeting today is -- the
14 workshop is open to the public. But I know that -- oh, and the
15 south-central team is the south-central area, basically includes
16 Lander and Eureka Counties. That's why Jake Tibbets from the
17 Eureka County Natural Resources Board is running the meeting.

18 So if you have any input, there'll be ranchers there,
19 federal -- federal and state representatives. And it should be
20 a good -- good meeting.

21 The other thing I wanted to tell you is that Conservation
22 District-wise our monthly meeting is this coming Tuesday. I
23 believe it's the 14th at 5:30 at the Extension Office.

24 And we will be discussing applications that we have --
25 pending applications that we have for habitat enhancement in --
26 in Lander County.

27 And, again, any one of you that's interested is more than
28 welcome to be there.

29 Any questions?

30 That's it.

31 COMMISSIONER SPARKS: Thanks, Jerry.

32 JERRY ANNIS: Thank you.

33 COMMISSIONER ANCHO: Thank --

34 CHAIRMAN WAITS: Thank --

35 COMMISSIONER ANCHO: -- you.

36 CHAIRMAN WAITS: -- you.

37 COMMISSIONER ALLAN: Thanks, Jerry.

38 COMMISSIONER CLARK: Goodbye.

39 JERRY ANNIS: Thanks for your --

40 CHAIRMAN WAITS: Thank you, --

1 JERRY ANNIS: -- time.
2 CHAIRMAN WAITS: -- Jerry. Thank you for the update. And
3 thank you for serving on that.
4 We are moving on to the consent agenda.
5 COMMISSIONER ANCHO: Whoa, whoa.
6 COMMISSIONER SPARKS: We have more public --
7 CHAIRMAN WAITS: Oh.
8 COMMISSIONER SPARKS: -- comment.
9 CHAIRMAN WAITS: Oh, I'm sorry. Yes, Anna.
10 ANNA PENOLA: Anna Penola with the Building Department.
11 I want to thank you guys and Ted and Keith for helping me
12 get the codes adopted. I got a letter from ISO. We kept our
13 rating as a four and commercial went down to a three.
14 COMMISSIONER SPARKS: Nice.
15 COMMISSIONER CLARK: Good.
16 ANNA PENOLA: So --
17 COMMISSIONER ANCHO: Very --
18 ANNA PENOLA: -- thank you, --
19 COMMISSIONER ANCHO: -- nice.
20 ANNA PENOLA: -- guys.
21 COMMISSIONER ANCHO: Thank you for all --
22 CHAIRMAN WAITS: Thank you.
23 COMMISSIONER ANCHO: -- your work.
24 CHAIRMAN WAITS: Okay.
25 No more public comment?
26 (No comment.)
27 CHAIRMAN ANCHO: All right. Consent Agenda.

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30 **CONSENT AGENDA**

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32 CHAIRMAN WAITS: Consent agenda.
33 All matters listed under the consent agenda are considered
34 routine, may be acted upon by the Board of County Commissioners
35 with one action, without extensive discussion. Any member of
36 the board or any citizen may request that an item be taken from
37 the consent agenda, discussed, and acted upon separately during
38 this meeting. Consent agenda materials are available at the
39 Lander County Clerk's Office for viewing, and copies are
40 available at a nominal charge.

1 Number one, approval of the January 9, 2020, agenda notice
2 Number 2, approval of July 11, 2019, meeting minutes; Number 3,
3 approval of July 25, 2019, meeting minutes; Number 4, approval
4 of August 8, 2019, meeting minutes; Number 5, approval of
5 October 10, 2019, meeting minutes; Number 6, approval of October
6 24, 2019, meeting minutes; Number 7, approval of November 7,
7 2019, meeting minutes; Number 8, approval of November 25, 2019,
8 special meeting minutes; Number 9, approval of December 5, 2019,
9 meeting minutes; Number 10, approval of December 19, 2019;
10 meeting minutes; and Number 11, approval of the payment of
11 bills.

12 We do need to pull Number 1 on the agenda. I need to amend
13 that. Number 2, the July 11 meeting minutes are -- are in and
14 okay unless anybody has any corrections. The rest of the
15 minutes were not received. And that brings us to Number 11, the
16 approval of the payment of bills, which I will pull.

17 So right now, to approve the consent agenda, it would be
18 actually for Number 2, the July 11 meeting minutes only.

19 COMMISSIONER SPARKS: I'll make a motion to approve them.

20 COMMISSIONER ANCHO: I'll second.

21 CHAIRMAN WAITS: Thank you. And it's been moved and
22 seconded we approve the consent agenda.

23 And all in favor?

24 COMMISSIONER SPARKS: Aye.

25 COMMISSIONER ANCHO: Aye.

26 COMMISSIONER ALLAN: Aye.

27 COMMISSIONER CLARK: Aye.

28 CHAIRMAN WAITS: Aye.

29 Thank you. That brings us up to Number 1, the approval of
30 July 9 agenda notice. And I do want to pull one. And that will
31 be Number 8. Is that right?

32 Okay. So we're pulling Number 8. We'll amend the agenda
33 and not include that.

34 So I need a motion to approve the amended agenda.

35 COMMISSIONER SPARKS: So moved.

36 COMMISSIONER ANCHO: Second.

37 CHAIRMAN WAITS: Thank you. Moved by Bryan. Seconded by
38 Kathy.

39 All in favor?

40 COMMISSIONER SPARKS: Aye.

1 COMMISSIONER ALLAN: Aye.
2 COMMISSIONER ANCHO: Aye.
3 COMMISSIONER CLARK: Aye.
4 CHAIRMAN WAITS: Aye. Thank you.
5 That brings us down to the approval of the payment of
6 bills. And on that, we're going to pull out some checks. We
7 need to pull Check #206011, 206018, 206101, 206196, 206098,
8 206127. It's six checks we're pulling. If I can have a motion
9 for approval of the balance of the payment of bills.
10 COMMISSIONER ANCHO: So moved.
11 COMMISSIONER SPARKS: I'll second.
12 CHAIRMAN WAITS: Thank you. Kathy made the motion. Bryan
13 seconded.
14 All in favor?
15 COMMISSIONER SPARKS: Aye.
16 COMMISSIONER ANCHO: Aye.
17 COMMISSIONER ALLAN: Aye.
18 COMMISSIONER CLARK: Aye.
19 CHAIRMAN WAITS: Aye.
20 Thank you. And that passes.
21 So the next one I'm pulling will be Check #206011, which is
22 a travel expenses for Commissioner Allan.
23 COMMISSIONER SPARKS: I --
24 CHAIRMAN WAITS: So if I can have a motion we approve the
25 rest.
26 COMMISSIONER SPARKS: I'll make a motion we approve.
27 COMMISSIONER ANCHO: Second.
28 CHAIRMAN WAITS: Thank you. Motion by Bryan. Second by
29 Kathy.
30 All in favor?
31 COMMISSIONER SPARKS: Aye.
32 COMMISSIONER CLARK: Aye.
33 COMMISSIONER ANCHO: Aye.
34 COMMISSIONER ALLAN: And I'll abstain.
35 CHAIRMAN WAITS: Thank you. And aye.
36 Okay.
37 Everybody voted on that one? It was so soft. I wasn't
38 sure.
39 COMMISSIONER SPARKS: Yeah.
40 CHAIRMAN WAITS: Okay. Thank you.

1 All right. And that once passes.
2 The next one is on Bryan -- and Commissioner Sparks.
3 We'll pull #206018, 206101, and 206196 for your employer.
4 Is that correct?
5 COMMISSIONER SPARKS: Yeah. Payment is to my employer.
6 CHAIRMAN WAITS: Okay. Motion to approve the balance?
7 COMMISSIONER ANCHO: So moved.
8 CHAIRMAN WAITS: Thank you. Second?
9 COMMISSIONER CLARK: I'll second.
10 CHAIRMAN WAITS: Thank you, Art. Kathy made the motion.
11 Art seconded.
12 All in favor?
13 COMMISSIONER CLARK: Aye.
14 COMMISSIONER ANCHO: Aye.
15 COMMISSIONER ALLAN: Aye.
16 COMMISSIONER SPARKS: And I abstain.
17 CHAIRMAN WAITS: Thank you. Aye for me.
18 And that passes.
19 And the other two checks are from my travel and expenses --
20 206098 and 206127.
21 COMMISSIONER SPARKS: I'll --
22 CHAIRMAN WAITS: If I -- go ahead.
23 COMMISSIONER SPARKS: I'll make a motion to approve those.
24 CHAIRMAN WAITS: Thank you.
25 COMMISSIONER ANCHO: I'll second.
26 CHAIRMAN WAITS: Thank you. Moved by Bryan. Seconded by
27 Kathy.
28 All in favor?
29 COMMISSIONER SPARKS: Aye.
30 COMMISSIONER ALLAN: Aye.
31 COMMISSIONER ANCHO: Aye.
32 COMMISSIONER CLARK: Aye.
33 CHAIRMAN WAITS: And I abstain.
34 Thank you. That takes care of our payment of bills.
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1) **COMMISSIONER: For possible action to elect a chairman and vice-chairman to the Lander County Board of Commissioners for the 2020 calendar year.**

CHAIRMAN WAITS: So very first on our first New Year's here is under Commissioner.

For possible action to elect a chairman and vice-chairman to the Lander County Board of Commissioners for the 2020 calendar year.

And nominations are open.

COMMISSIONER CLARK: I nominate Bryan Sparks as chairman.

COMMISSIONER ALLAN: I'll second that.

COMMISSIONER SPARKS: I -- honestly, guys, I don't have time to be chairman.

I appreciate it, but I don't have the time to do it.

COMMISSIONER CLARK: Okay.

COMMISSIONER SPARKS: Just --

CHAIRMAN WAITS: Thank you, Bryan.

We still have a motion on the floor, even if they -- they opt not to. So legally what do I need to do?

DISTRICT ATTORNEY HERRERA: He can pull the motion.

CHAIRMAN WAITS: Bryan can pull the motion?

DISTRICT ATTORNEY HERRERA: Art can.

CHAIRMAN WAITS: Well, Art can. Yeah.

COMMISSIONER CLARK: Because Bryan turned it down? Yeah.

CHAIRMAN WAITS: Yes.

COMMISSIONER CLARK: I'll withdraw.

CHAIRMAN WAITS: Okay. Thank you.

COMMISSIONER CLARK: Judie withdraws --

CHAIRMAN WAITS: And --

COMMISSIONER CLARK: -- her --

COMMISSIONER SPARKS: I'm --

COMMISSIONER CLARK: -- second.

DISTRICT ATTORNEY HERRERA: Yeah.

CHAIRMAN WAITS: Judie --

DISTRICT ATTORNEY HERRERA: You have to --

CHAIRMAN WAITS: -- pulls the --

DISTRICT ATTORNEY HERRERA: -- approve --

CHAIRMAN WAITS: -- second?

COMMISSIONER ALLAN: Do I need to withdraw also?

1 CHAIRMAN WAITS: Okay.
2 COMMISSIONER ALLAN: Yes.
3 CHAIRMAN WAITS: Thank you. Because we have a legal motion
4 on the floor, we need to do something. Okay. All right.
5 COMMISSIONER SPARKS: I'll make a motion we make Kathy our
6 chair.
7 CHAIRMAN WAITS: I'll second the motion.
8 Okay. It's been moved and seconded that we have Kathy as
9 our new chair.
10 All those in favor?
11 COMMISSIONER SPARKS: Aye.
12 CHAIRMAN WAITS: Aye.
13 Opposed?
14 COMMISSIONER ALLAN: Nay.
15 COMMISSIONER CLARK: Nay.
16 CHAIRMAN WAITS: Well, we don't have the three to carry it.
17 So it goes nowhere, right? It's --
18 DISTRICT ATTORNEY HERRERA: Right.
19 CHAIRMAN WAITS: -- solid.
20 COMMISSIONER ANCHO: (Indiscernible) to you?
21 COMMISSIONER CLARK: You stay --
22 KEITH WESTENGARD: She can --
23 CHAIRMAN WAITS: Okay.
24 COMMISSIONER CLARK: -- put.
25 KEITH WESTENGARD: -- vote for herself.
26 COMMISSIONER ANCHO: So it stays with you?
27 KEITH WESTENGARD: Kathy can --
28 CHAIRMAN WAITS: No.
29 COMMISSIONER CLARK: Stay put?
30 CHAIRMAN WAITS: Can't stay with me.
31 COMMISSIONER ALLAN: No, Kathy --
32 CHAIRMAN WAITS: I'm over. I'm --
33 COMMISSIONER ALLAN: Kathy, you --
34 COMMISSIONER ANCHO: Can't all --
35 COMMISSIONER ALLAN: -- can vote.
36 DISTRICT ATTORNEY HERRERA: Kathy can vote.
37 COMMISSIONER ANCHO: For myself?
38 COMMISSIONER SPARKS: Yeah.
39 COMMISSIONER CLARK: Oh, yeah. She can vote.
40 DISTRICT ATTORNEY HERRERA: Yeah.

1 COMMISSIONER CLARK: Patsy voted for herself last time.
2 DISTRICT ATTORNEY HERRERA: No, you can vote for yourself.
3 COMMISSIONER ANCHO: All right. I'll vote yea. It's
4 unnerving.
5 CHAIRMAN WAITS: Okay. It passes. It passes with three
6 votes. And Kathy is our new chair.
7 Do I go on with vice-chair? Or do I let her do the
8 vice-chair again?
9 DISTRICT ATTORNEY HERRERA: No. I -- I think you should
10 finish this one out. You opened this. You should --
11 CHAIRMAN WAITS: Okay. Thank you.
12 Nominations are open for vice-chair.
13 COMMISSIONER ANCHO: Can I --
14 COMMISSIONER SPARKS: I'll make a motion we make Art our
15 vice-chair.
16 COMMISSIONER CLARK: No. I don't want it.
17 You know what? Okay. Nominate me. If It passes, I'll
18 take it.
19 COMMISSIONER ANCHO: You don't want to be vice-chair?
20 COMMISSIONER SPARKS: Uh-uh.
21 CHAIRMAN WAITS: I'm looking for a second.
22 COMMISSIONER SPARKS: Just worried about a time constraint.
23 COMMISSIONER ANCHO: All right. Yeah.
24 CHAIRMAN WAITS: Okay.
25 COMMISSIONER ANCHO: All right. I'm -- I'll second.
26 CHAIRMAN WAITS: Okay. Bryan made the motion. Kathy
27 seconded.
28 All those in favor for Art for vice-chair?
29 COMMISSIONER SPARKS: Aye.
30 COMMISSIONER ANCHO: Aye.
31 CHAIRMAN WAITS: Art?
32 COMMISSIONER CLARK: Yeah. I'll vote for myself.
33 CHAIRMAN WAITS: Okay. That's -- that's three. And I'll
34 include my aye for four.
35 Any nays?
36 COMMISSIONER ALLAN: Nay.
37 CHAIRMAN WAITS: Thank you. And that passes.
38 Kathy is our chair, and Art is our vice-chair for 2020.
39 And I will pass the gavel over to Ms. Ancho.
40 CHAIRMAN ANCHO: All right. So then we're going to go on

1 to Item Number 2.

- 2
- 3 2) COMMISSIONER: For possible action to approve/disapprove
- 4 bylaws, rules, and procedures that allow the deliberative
- 5 assembly, the Lander County Commission, to make its decisions
- 6 fairly and efficiently by majority rule but with all due
- 7 regard for the rights of the minority. These bylaws include
- 8 but may not be limited to the following:
- 9 1. Members are to raise their hand when no one else has the
- 10 floor. The chair will recognize the member by name allowing
- 11 them to obtain the floor. Members are required to obtain the
- 12 floor before making motions or speaking;
- 13 2. Motions shall be seconded;
- 14 3. There is no limit to the number of times a member can
- 15 speak to a question and motions to close or limit debate
- 16 generally should not be entertained;
- 17 4. Informal discussion of a subject is permitted when no
- 18 motion is pending;
- 19 5. The chair can debate after others have spoken and votes
- 20 last. This allows her to summarize discussion to remain more
- 21 impartial;
- 22 6. All members of the board will show courtesy and respect
- 23 to other members of the board and to all people in
- 24 attendance, whether participants or not and a violation of
- 25 which can lead to expulsion and removal of violating member
- 26 by the chair, without motion, who can direct the acting
- 27 sergeant at arms to remove the offending member from the
- 28 meeting. The courtesy and respect that must be shown to
- 29 other members of the board and to all other audience members,
- 30 participants or not, pursuant to this section shall also
- 31 include a member's behavior in a non-public setting toward
- 32 other board members and to all other Lander County employees.
- 33 7. All members of the audience, whether participants or not,
- 34 shall show courtesy and respect to all members of the board
- 35 and other audience members and a violation of which may lead
- 36 the chair, without motion, to ask the acting sergeant at arms
- 37 to remove the offender from the proceedings;
- 38 8. Members of the board who violate section 6 of these
- 39 bylaws may be subject to censure proceedings if his/her
- 40 conduct is egregious or shows a pattern of behavior. The

1 board by majority vote may censure the offending member for
2 violation of section 6 of these bylaws after proper notice to
3 the alleged offending party and a public hearing in which
4 evidence will be heard has been held wherein the alleged
5 violator has the opportunity to rebut said evidence. If the
6 majority of the board believe a violation of section 6 has
7 occurred, they may censure the offending member. Censure is
8 a procedure that allows for a strong recommendation of formal
9 disapproval by resolution after a majority vote of the board
10 to enact censure in the hope of altering behavior in public
11 meetings and toward public employees and could result in the
12 offending member from engaging in or interacting with the
13 victim of this behavior in all future matters in a
14 professional context.

15
16 CHAIRMAN WAITS: It says: For possible action and
17 approval, disapproval of bylaws, rules, and procedures that
18 allow the deliberative assembly, Lander County Commissioners, to
19 make the -- its decisions fairly and effectively by majority
20 rule but with all due regard for the rights and -- of the
21 minority. These bylaws include, but are not limited to, the
22 following:

23 Number 1, members are to raise their hands when no one else
24 has the floor. The chair will recognize the member by name,
25 allowing them to obtain the floor. Members are required to obtain
26 the floor before making motions or speaking.

27 Number 2, motions shall be seconded.

28 Number 3, there is no limit to the number of times a member
29 can speak to a question and -- and motions to close or limit -- or
30 limited -- limit debate generally should not be entertained.

31 Number 4, informal discussion of the subject is permitted
32 while no motion is pending.

33 Number 5, the chair can deb- -- debate after others have
34 spoken and votes -- votes last. This allows her sum- -- summarize
35 discussion to remain more impartial.

36 All members of the board will show courtesy and respect to
37 other members of the board and to the public in attendance,
38 whether a participant or not, and a violation of which can lead
39 to expulsion and removal of violating member by the chair,
40 without motion, who can direct an acting sergeant at arms to

1 remove the offending member from the meeting. The courtesy and
2 respect that must be shown to other members of the board and to
3 all others in the audience -- members, participants or not,
4 pursuant to this section shall also include members' behavior in
5 a non-public setting toward other board members and to all other
6 Lander County employees.

7 All members of the audience, whether participant or not,
8 shall -- shall show courtesy and respect to all members of the
9 board and other audience members, and a violation of which may
10 lead the chair, without motion, to ask the acting sergeant or
11 arms to remo- -- remove -- remove the offender from the
12 proceedings.

13 Members of the board who violate Section 6 of this bylaw
14 may be subject to censure proceedings if he or she is in -- an
15 egregious or shows a pattern of behavior. The board by majority
16 vote may censure the offending -- the offender member violation
17 of Section -- Section 6 of these bylaws after proper notice to
18 the alleged offending party and a public hearing in which
19 evidence will be held -- has been held within the alleged
20 violator has the opportunity to rebut said evidence. If the
21 majority of the board believes the violator of Section 6 has
22 occurred, they may censure offending member. Censure is a
23 proceeding that allows for a strong recommendation of formal
24 disapproval by resolution after the majority vote of the board
25 to enact censure -- the hope to altering behavior in public
26 meetings and towards the public employees and should result in
27 the offending member of the engaging in the -- interacting with
28 the victim of this behavior in all future matters in a pro- --
29 professional context.

30 So --

31 COMMISSIONER SPARKS: So --

32 CHAIRMAN ANCHO: So --

33 COMMISSIONER SPARKS: -- so my only question on this, Ted,
34 is, can the chairperson limit -- I mean, like, basically we're
35 initiating power to the chairperson. But if I want to speak on
36 a certain subject and if she elects not to recognize me, can she
37 refrain me from speaking? I mean, that's my concern with this.

38 DISTRICT ATTORNEY HERRERA: The -- the recognition is
39 part -- when -- when the chair calls an agenda item to order,
40 that's a procedural step wherein it -- it's more formal and

1 people should be recognized.

2 Between the agendas -- numbers, when you're not speaking of
3 anything that has been noticed, you can talk informally about
4 any subject you want. And it's also important to know that if
5 -- if the chair makes a move, wants to kick somebody out,
6 whatever, any other member of the board can make a motion to
7 overrule the -- the chair's decision and by a majority vote,
8 with three votes, you can notice the rest of the board can
9 overrule the chairman on -- on any aspect, anything she does --
10 he does or she does.

11 So this is just -- Rule 1 through 5 come right out of the
12 Robert's Rules for small boards.

13 COMMISSIONER SPARKS: Right.

14 DISTRICT ATTORNEY HERRERA: And they're more lenient than
15 Robert's rules for a larger board because larger -- Robert's
16 Rules contemplate boards with over 20 members.

17 And so they have to have real formal things. This is for
18 small boards. And the recognition part of it is it's necessary
19 to get business conducted when you call the agenda.

20 In between agenda items, you don't have to be recognized

21 COMMISSIONER SPARKS: Got you.

22 DISTRICT ATTORNEY HERRERA: It -- it's more informal.

23 CHAIRMAN ANCHO: But they get to -- regardless, they get to
24 speak as many times as they want -- correct? --

25 DISTRICT ATTORNEY HERRERA: Yes.

26 CHAIRMAN ANCHO: -- on something?

27 DISTRICT ATTORNEY HERRERA: As many times --

28 CHAIRMAN ANCHO: Yeah.

29 DISTRICT ATTORNEY HERRERA: -- as they --

30 CHAIRMAN ANCHO: I mean, that's --

31 DISTRICT ATTORNEY HERRERA: -- want.

32 COMMISSIONER CLARK: Well, is it as many times as you want?
33 Or as many times as makes sense?

34 Because you can -- we've had people dictate the -- the
35 meeting from the audience by virtue of jumping -- literally
36 jumping up and down.

37 DISTRICT ATTORNEY HERRERA: That -- that shouldn't be
38 condoned.

39 COMMISSIONER CLARK: That what?

40 DISTRICT ATTORNEY HERRERA: That should not be condoned.

1 What I'm talking about is the board members itself in
2 discussion.
3 You can -- as the notice points out, you can limit a person
4 to three minutes on any -- any audience member.
5 COMMISSIONER CLARK: Yeah. Because there's -- Clark County
6 will have school board meetings. Or Washoe County will have
7 commissioner meetings. You'll have people -- you'll have a
8 hundred people want to speak for three minutes.
9 DISTRICT ATTORNEY HERRERA: Right.
10 COMMISSIONER CLARK: You just can't do that.
11 DISTRICT ATTORNEY HERRERA: No. You -- you --
12 COMMISSIONER CLARK: You have to have authority to move
13 along, --
14 DISTRICT ATTORNEY HERRERA: No.
15 COMMISSIONER CLARK: -- to move --
16 DISTRICT ATTORNEY HERRERA: The --
17 COMMISSIONER CLARK: -- forward --
18 DISTRICT ATTORNEY HERRERA: -- ch- -- and that's what the
19 chair does. The -- the chair moves it along.
20 I mean, when -- when there's an argument and people start
21 repeating themselves -- and that's what's happening in most
22 arguments. The chair needs to shut that down and -- and suggest
23 that this has already been heard and their point's been taken.
24 And -- and -- and the chair can say, you know, you've had your
25 three minutes.
26 COMMISSIONER CLARK: It's time to move along.
27 DISTRICT ATTORNEY HERRERA: Time to move along unless
28 there's something new you have to say.
29 COMMISSIONER WAITS: Well, I -- I do know at -- at the
30 other meetings that we have -- that have a lot more members,
31 like you said, NACo has, you know, 15, 20 people there at least
32 or more. And, yes, we do a recognition.
33 We couldn't have all -- everybody trying to talk at once.
34 And -- and you never know when somebody else is going to try and
35 talk.
36 In the larger ones, we actually take our -- our name plates
37 and we put them on edge. So when you're looking out at 50
38 people, you see which ones and you're recognized again by --
39 DISTRICT ATTORNEY HERRERA: Right.
40 COMMISSIONER WAITS: -- the chair.

1 And -- and there is a need, absolutely.
2 I -- I guess I certainly considered it when I was chair and
3 how we were going to do it.
4 And because we're so small and -- and not just the -- the
5 numbers, but because -- because of where we are. I guess it's a
6 very small county.
7 And so I didn't implement that and chose not to.
8 I have to go along with our -- our new chair if she would
9 like -- like us to do that.
10 I think that we should very definitely look at what some of
11 the other counties have. And that is the microphones where you
12 push it on to go on and then push it off. And -- and our system
13 here has really been obsolete since it started. So I -- I
14 assume we're going to be looking at -- at new equipment.
15 Okay. I -- I'll acquiesce.
16 DISTRICT ATTORNEY HERRERA: I mean, the main point on this
17 is that when a person's recognized, they have an opportunity to
18 say what they want to say, what they wish to say, without
19 interruption. And -- and that's the main point.
20 Now, if you want to modify these, I -- I just -- I tried to
21 be as -- as lenient as I could as far as formalizing any large
22 set of rules. But if you -- if you don't like one or want to
23 modify it, go ahead. It's your bylaws.
24 CHAIRMAN ANCHO: And I think one of the other issues on
25 ours and why we can't get our minutes back is because we have
26 everybody talking over the top of each other. And she can't
27 hear who -- you know, the transcriber -- whether it be in the
28 audience or out here, she can't hear who's talking because
29 everybody jumping over what the other person's trying --
30 person's trying to say.
31 So the way I look at it is the person gets to finish what
32 they have to say and then, you know, the next person can, you
33 know, without -- have said before, without beating a dead horse
34 over and over and over, saying the same thing, look at the
35 advantage for somebody else to have -- be able to say what they
36 need to say clearly --
37 DISTRICT ATTORNEY HERRERA: Without interruption.
38 CHAIRMAN ANCHO: -- without being interrupted, regardless
39 if it's us or the public or, --
40 DISTRICT ATTORNEY HERRERA: Right.

1 CHAIRMAN ANCHO: -- you know, so there's civility into the
2 way that we run it. So --
3 And to -- also to try to keep tempers down. Because as
4 soon as you -- somebody jumps into somebody else, we've all --
5 DISTRICT ATTORNEY HERRERA: Right.
6 CHAIRMAN ANCHO: -- done it, it automatically agitates you.
7 And so to try to keep that to a minimum, I think that it would
8 be a good idea.
9 COMMISSIONER CLARK: Well, I'll make a motion that we pass
10 Agenda Item Number 2.
11 COMMISSIONER SPARKS: I'll second.
12 CHAIRMAN ANCHO: All in favor?
13 COMMISSIONER CLARK: Aye.
14 COMMISSIONER SPARKS: Aye.
15 DISTRICT ATTORNEY HERRERA: Now you should open it to
16 discussion --
17 CHAIRMAN ANCHO: Oh.
18 DISTRICT ATTORNEY HERRERA: -- first, Chair --
19 CHAIRMAN ANCHO: So okay. Oh, I thought --
20 DISTRICT ATTORNEY HERRERA: -- Ms. Chair.
21 CHAIRMAN ANCHO: -- that we -- that's -- we were already --
22 DISTRICT ATTORNEY HERRERA: Right.
23 CHAIRMAN ANCHO: -- discussing. But all right. Sorry
24 about that. I'm going to need -- it's going to take me a little
25 time to learn this.
26 DISTRICT ATTORNEY HERRERA: No.
27 CHAIRMAN ANCHO: So I'm --
28 DISTRICT ATTORNEY HERRERA: That's --
29 CHAIRMAN ANCHO: -- sorry.
30 DISTRICT ATTORNEY HERRERA: -- okay.
31 CHAIRMAN ANCHO: I'm not trying to --
32 DISTRICT ATTORNEY HERRERA: After --
33 CHAIRMAN ANCHO: -- jump out of --
34 DISTRICT ATTORNEY HERRERA: -- a motion's made --
35 CHAIRMAN ANCHO: We'll do -- so -- so we'll open it up for
36 discussion for everyone to make sure everybody -- everybody has
37 to say --
38 DISTRICT ATTORNEY HERRERA: Right.
39 You'd say that there is a motion on the floor.
40 CHAIRMAN ANCHO: Okay. So the --

1 DISTRICT ATTORNEY HERRERA: Moved and seconded. Is there
2 any discussion?
3 CHAIRMAN ANCHO: All right. So it's moved and seconded.
4 So we'll open for discussion.
5 (No comment.)
6 CHAIRMAN ANCHO: All right.
7 So we can move --
8 DISTRICT ATTORNEY HERRERA: Yep.
9 CHAIRMAN ANCHO: Any --
10 So all in favor?
11 COMMISSIONER CLARK: Aye.
12 COMMISSIONER SPARKS: Aye.
13 CHAIRMAN ANCHO: Aye.
14 Against?
15 COMMISSIONER ALLAN: Nay.
16 COMMISSIONER WAITS: Nay.
17 CHAIRMAN ANCHO: All right. So it carries.
18 DISTRICT ATTORNEY HERRERA: Pass.
19 CHAIRMAN ANCHO: It passes.
20 Okay.
21 SADIE SULLIVAN: (Off microphone) I have a question.
22 Sadie Sullivan, for the -- for the record.
23 On that, are we okay to have it to where Kathy does
24 reiterate the yeas and the nays? I mean, like Kathy said, it
25 will take a little bit, but that way it's picked up clearly for
26 the record.
27 DISTRICT ATTORNEY HERRERA: Yeah, that's --
28 SADIE SULLIVAN: Are you okay --
29 DISTRICT ATTORNEY HERRERA: -- that's --
30 SADIE SULLIVAN: -- with that?
31 DISTRICT ATTORNEY HERRERA: That's a good idea.
32 So -- so if you did -- if the -- Kathy, if you just say --
33
34 (Cell phone ringing.)
35
36 DISTRICT ATTORNEY HERRERA: -- there's been three nays or
37 two nays and three ayes and --
38 CHAIRMAN ANCHO: Oh, okay.
39 DISTRICT ATTORNEY HERRERA: -- and the motion carries. You
40 have to help the record.

1 CHAIRMAN ANCHO: So, yes, that's going to -- like I said,
2 it'll take me a --
3 SADIE SULLIVAN: Yeah.
4 CHAIRMAN ANCHO: -- little while.
5 SADIE SULLIVAN: Yeah.
6 CHAIRMAN ANCHO: You guys will probably be --
7 DISTRICT ATTORNEY HERRERA: That's fine.
8 SADIE SULLIVAN: Thank you.
9 DISTRICT ATTORNEY HERRERA: It's your first one.
10 CHAIRMAN ANCHO: So --
11 For someone who doesn't like to speak in public, woof. So
12 all right. So...
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- 1 3) COMMISSIONERS: For possible action to appoint a Lander
2 County Commissioner(s) to the following various 2020 advisory
3 boards:
- 4 A) Category I: (1)
5 1. Lander County Board of Equalization;
6 2. Lander County Convention & Tourism Authority;
7 3. Lander County Debt Management Commission;
8 4. Lander County Planning Commission;
9 5. Lander County Regional Transportation Commission;
- 10 B) Category II: (2)
11 1. Lander County Advisory Board to Manage Wildlife;
- 12 C) Category III: (3)
13 1. Austin Airport Advisory Board;
14 2. Battle Mountain Livestock Events Center Advisory
15 Board;
16 3. Local Emergency Planning Commission;
17 4. Lander County Economic Development Authority;
18 5. Lander County Public Lands Use Advisory Planning.
19 Commission;
- 20 D) Category IV: (4)
21 1. Lander County Conservation District;
22 2. Lander County Hospital District;
23 3. Lander County Safety Committee;
24 4. Central Nevada Regional Water Authority;
25 5. Department of Energy Board of Representatives;
26 6. Humboldt River Basin Water Authority;
27 7. State Land Use Planning Advisory Committee;
28 8. Nevada Association of Counties;
29 9. Nevadaworks;
30 10. POOL/PACT.

31
32 CHAIRMAN ANCHO: I'm going on to Item Number 3.
33 For possible action and appoint a Lander County
34 Commissioners to the following various 2020 advisory boards:
35 All right. A, Category I, Lander County Board of
36 Equalization.

37 COMMISSIONER SPARKS: I currently sit on that. And I'd
38 like to continue to sit on that if possible.

39 CHAIRMAN ANCHO: So do we have --
40 Judie.

1 COMMISSIONER ALLAN: I'll make a motion that we approve
2 Bryan Sparks -- Commissioner Sparks as a -- the representative
3 for the Lander County Board of Equalization.
4 CHAIRMAN ANCHO: Do we have a second?
5 COMMISSIONER CLARK: Yeah. Second. I'll second that.
6 CHAIRMAN ANCHO: Oh.
7 COMMISSIONER WAITS: Okay. He said -- I have a question.
8 CHAIRMAN ANCHO: Okay.
9 DISTRICT ATTORNEY HERRERA: If --
10 COMMISSIONER WAITS: Yeah. Thank you.
11 Just in the interest of -- of most certainly time and all
12 of our minutes, can we just take each category and maybe approve
13 the category at a -- all at once?
14 DISTRICT ATTORNEY HERRERA: And al- -- also, you have to
15 read the whole agenda item.
16 CHAIRMAN ANCHO: Okay. You don't go with it one by one?
17 Do you --
18 DISTRICT ATTORNEY HERRERA: No, you -- you should pro- --
19 it's all listed under Number --
20 CHAIRMAN ANCHO: Okay.
21 DISTRICT ATTORNEY HERRERA: -- Number 3 --
22 CHAIRMAN ANCHO: All right.
23 DISTRICT ATTORNEY HERRERA: -- properly.
24 And then you decide if you want to -- as -- as Patsy says,
25 you decide if you want to go by category.
26 CHAIRMAN ANCHO: Okay.
27 DISTRICT ATTORNEY HERRERA: If it would be more --
28 CHAIRMAN ANCHO: All right, guys.
29 DISTRICT ATTORNEY HERRERA: -- efficient.
30 CHAIRMAN ANCHO: I'm sorry.
31 DISTRICT ATTORNEY HERRERA: But you need to read the whole
32 thing.
33 CHAIRMAN ANCHO: All right. I'm going to go ahead. So all
34 right.
35 Category I, Lander County Board of Equalization; Number 2,
36 Lander County Conservation and Tourism Authority; Number 3,
37 Lander County Debt Management Commission; Number 4, Lander
38 County Planning Commission; Number 5, Lander County Regional
39 Transportation Commission. Category B, Number 2, Lander County
40 Advisory Board to Manage Wildlife. Numbers -- excuse me -- C,

1 Number 3, Austin Airport Board Authority; Battle Mountain
2 Livestock Events Center Advisory Board; Local Emergency Planning
3 Commission; Lander County Economic Development Authority; Lander
4 County Public Lands Use Advisory Planning Commission. D,
5 Category 4: Lander County Conservation District; Number 2,
6 Lander County Hospital District; three, Lander County Safety
7 Committee; Number 4, Central Nevada Regional Water Authority;
8 Number 5, Department of Energy Board of Representation. Number
9 6, Humboldt River Basin Water Authority; seven, State Land Use
10 Planning Advisory Committee; eight, Nevada Association of
11 Counties; nine, Nevadaworks; and ten, POOL/PACT.

12 So we'll go back by sections. Is that what we're doing?

13 COMMISSIONER SPARKS: Categories.

14 CHAIRMAN ANCHO: By categories?

15 COMMISSIONER SPARKS: Yes. We have Category A.

16 CHAIRMAN ANCHO: Okay. All right. So --

17 Category I for the Lander County Board of Equalization.

18 COMMISSIONER ALLAN: Bryan Sparks.

19 COMMISSIONER SPARKS: Which I'm s- -- yeah, I'm sitting on
20 that now.

21 CHAIRMAN ANCHO: Okay.

22 For a second?

23 COMMISSIONER SPARKS: Well, actually we're going to go
24 through them all and then we'll make --

25 DISTRICT ATTORNEY HERRERA: Yeah.

26 COMMISSIONER SPARKS: -- a --

27 CHAIRMAN ANCHO: Same --

28 COMMISSIONER SPARKS: -- motion on the --

29 COMMISSIONER CLARK: Yeah.

30 COMMISSIONER SPARKS: -- cate- --

31 COMMISSIONER CLARK: He's --

32 COMMISSIONER SPARKS: -- on the Category --

33 CHAIRMAN ANCHO: Oh, okay.

34 COMMISSIONER CLARK: -- he's already there.

35 CHAIRMAN ANCHO: Okay. I'm sorry, you guys. So Lander --
36 the Lander County Conservation and Tourism.

37 DISTRICT ATTORNEY HERRERA: Convention.

38 CHAIRMAN ANCHO: Convention & Tourism. Excuse me. I sit
39 on that board right now.

40 COMMISSIONER SPARKS: And I'm an alternate too, which I'm

1 fine with keeping it if that's --
2 CHAIRMAN ANCHO: Okay. Me as well.
3 Lander County Debt Management Commission?
4 COMMISSIONER SPARKS: I sit on that. I'll continue to sit
5 on that.
6 CHAIRMAN ANCHO: Okay.
7 Lander County Planning Commission?
8 COMMISSIONER ALLAN: We're not showing -- excuse me.
9 CHAIRMAN ANCHO: No, you're --
10 COMMISSIONER WAITS: We don't --
11 CHAIRMAN ANCHO: -- fine.
12 COMMISSIONER WAITS: Yeah.
13 CHAIRMAN ANCHO: But --
14 COMMISSIONER WAITS: We don't --
15 COMMISSIONER ALLAN: We don't have --
16 CHAIRMAN ANCHO: Oh, you're fine.
17 COMMISSIONER ALLAN: -- a --
18 CHAIRMAN ANCHO: All right. Go ahead.
19 COMMISSIONER ALLAN: -- commissioner on that.
20 CHAIRMAN ANCHO: So we don't have a commissioner on that
21 currently?
22 DISTRICT ATTORNEY HERRERA: Right.
23 COMMISSIONER WAITS: We -- we voted and took that off.
24 DISTRICT ATTORNEY HERRERA: Right.
25 CHAIRMAN ANCHO: Okay. So all right.
26 So the Lander County Regional Transportation Commission?
27 Do you -- do you sit on that? Or --
28 COMMISSIONER WAITS: I'm --
29 CHAIRMAN ANCHO: -- does --
30 COMMISSIONER WAITS: -- I'm okay if Commissioner Allan --
31 COMMISSIONER ALLAN: I'd like to continue sitting on that.
32 COMMISSIONER WAITS: So would I. So --
33 CHAIRMAN ANCHO: Okay. Very good.
34 So we'll go ahead and now --
35 COMMISSIONER SPARKS: And I sit on it as an alternate.
36 CHAIRMAN ANCHO: Okay.
37 COMMISSIONER SPARKS: And I'll keep that.
38 CHAIRMAN ANCHO: So we'll go ahead and do -- take a vote
39 for the whole -- oh, I'm sorry. Go ahead.
40 COMMISSIONER ALLAN: I was going to make a motion that we

1 approve the Category I advisory boards as discussed.
2 CHAIRMAN ANCHO: Okay.
3 COMMISSIONER SPARKS: I'll second that motion.
4 CHAIRMAN ANCHO: All in favor?
5 COMMISSIONER SPARKS: Aye.
6 CHAIRMAN ANCHO: Aye.
7 COMMISSIONER ALLAN: Aye.
8 COMMISSIONER CLARK: Aye.
9 COMMISSIONER WAITS: Aye.
10 CHAIRMAN ANCHO: No nays? Okay. So it passes.
11 All right. Category II, Lander County Advisory Board of --
12 to Manage Wildlife.
13 COMMISSIONER ALLAN: We don't have a commissioner on that
14 board.
15 CHAIRMAN ANCHO: Okay. So we'll -- I'm sorry --
16 COMMISSIONER WAITS: I was going to --
17 CHAIRMAN ANCHO: -- I'm sorry.
18 COMMISSIONER WAITS: -- say --
19 CHAIRMAN ANCHO: It's going to take me a little while to
20 get -- go ahead. I'm sorry.
21 COMMISSIONER WAITS: I was going to say the same thing.
22 It's --
23 CHAIRMAN ANCHO: Yeah.
24 COMMISSIONER WAITS: -- okay.
25 CHAIRMAN ANCHO: Okay. All right. So all right.
26 So Category III, Austin Airport Advisory Board.
27 You're on that one?
28 COMMISSIONER WAITS: I'm happy to serve on that one.
29 CHAIRMAN ANCHO: Okay. Very good.
30 COMMISSIONER WAITS: A- -- again.
31 CHAIRMAN ANCHO: I'm sorry. All right. Thanks. Geez.
32 Sorry, guys. What a nightmare.
33 Battle Mountain Livestock Events Center Advisory Board?
34 COMMISSIONER ALLAN: So I -- I am -- recently the
35 commissioner on that. I'd like to stay if possible.
36 CHAIRMAN ANCHO: Okay. Okay.
37 Local Emer- --
38 COMMISSIONER SPARKS: So do we -- so we need an alternate
39 to that one? On the Livestock Event Center or Livestock Board?
40 Is that right?

1 SADIE SULLIVAN: Yes, please.
2 COMMISSIONER SPARKS: Yeah. I will -- I'll serve as an
3 alternate if that's fine.
4 CHAIRMAN ANCHO: All right. Did you -- did you have
5 something else?
6 COMMISSIONER ALLAN: No.
7 CHAIRMAN ANCHO: Okay.
8 COMMISSIONER ALLAN: No, that was fine.
9 CHAIRMAN ANCHO: Okay.
10 Local Emergency Planning Commission?
11 COMMISSIONER ALLAN: So I currently sit on that. I'll
12 continue.
13 CHAIRMAN ANCHO: All right. Does there need to be an
14 alternate for it?
15 SADIE SULLIVAN: You are.
16 COMMISSIONER SPARKS: You are the --
17 CHAIRMAN ANCHO: Am I?
18 COMMISSIONER ALLAN: You --
19 COMMISSIONER SPARKS: -- alternate.
20 COMMISSIONER ALLAN: -- are.
21 CHAIRMAN ANCHO: Am I? Sorry. Did -- I've never been
22 called for that. So there --
23 So all right.
24 Lander County Econ- -- Economic Development.
25 Who sits on that? Who's --
26 COMMISSIONER WAITS: I -- I sat on that one last year. If
27 anybody from Battle Mountain would like to sit on it, because
28 there's -- there's a lot that goes on locally. You might need
29 some more local input. If -- if --
30 CHAIRMAN ANCHO: Oh, okay.
31 COMMISSIONER WAITS: -- not, I'll --
32 CHAIRMAN ANCHO: No, I -- that's fine. I -- I don't have a
33 problem sitting on it if everybody else has too many. That's
34 fine.
35 COMMISSIONER WAITS: Okay. And it does -- we do need an
36 alternate. Bryan, --
37 COMMISSIONER SPARKS: Would you -- would you --
38 COMMISSIONER WAITS: -- was our --
39 COMMISSIONER SPARKS: -- like --
40 COMMISSIONER WAITS: -- alternate.

1 COMMISSIONER SPARKS: -- to be the alternate, Patsy?
2 COMMISSIONER WAITS: You want to take it?
3 COMMISSIONER SPARKS: No, I said, would you want to be the
4 alternate? I was the alternate last year.
5 COMMISSIONER WAITS: Right. But who's going to take the --
6 Kathy, you'll take --
7 CHAIRMAN ANCHO: Uh-huh.
8 COMMISSIONER WAITS: -- that?
9 CHAIRMAN ANCHO: Yes. Yes.
10 COMMISSIONER WAITS: Okay. Then I'll be the alternate.
11 CHAIRMAN ANCHO: Okay.
12 COMMISSIONER WAITS: That'll be fine.
13 CHAIRMAN ANCHO: All right. So Lander County Public Lands
14 Use Advisory Planning Commission?
15 COMMISSIONER CLARK: I'm still on that. We're -- we don't
16 have -- we need one volunteer to have a board.
17 CHAIRMAN ANCHO: Oh. So they don't have a board yet. So
18 they -- do we need an alternate on that?
19 COMMISSIONER SPARKS: I think that's --
20 COMMISSIONER ALLAN: That's a public member, --
21 COMMISSIONER SPARKS: Right.
22 COMMISSIONER ALLAN: -- I believe.
23 CHAIRMAN ANCHO: Okay.
24 COMMISSIONER ALLAN: So we're -- they need one more from
25 the public.
26 CHAIRMAN ANCHO: Okay. To finish their board?
27 COMMISSIONER SPARKS: Which we have that -- oh, we took
28 that off today, didn't we? Number 8.
29 CHAIRMAN ANCHO: All right. So we'll -- go ahead.
30 COMMISSIONER ALLAN: I'll make a motion we approve the
31 Category III advisory boards as discussed.
32 COMMISSIONER SPARKS: I'll second.
33 CHAIRMAN ANCHO: All in favor?
34 All in favor?
35 COMMISSIONER CLARK: Aye.
36 COMMISSIONER SPARKS: Aye.
37 COMMISSIONER WAITS: Aye.
38 CHAIRMAN ANCHO: Aye.
39 COMMISSIONER ALLAN: Aye.
40 CHAIRMAN ANCHO: All right. So Category D -- Category 4.

1 All right. So Lander County Conservation District.
2 COMMISSIONER SPARKS: I currently serve on it.
3 CHAIRMAN ANCHO: Are you all right staying?
4 COMMISSIONER SPARKS: Yeah. I'm all right.
5 CHAIRMAN ANCHO: Are you all right staying as a -- okay.
6 Lander County Hospital -- oh, go ahead.
7 COMMISSIONER ALLAN: Okay. Just for the record, because
8 I -- I don't know if you're getting all this. So Bryan's going
9 to continue, and I will be the alternate.
10 SADIE SULLIVAN: Correct.
11 COMMISSIONER ALLAN: Okay.
12 CHAIRMAN ANCHO: All right.
13 SADIE SULLIVAN: Thank you.
14 CHAIRMAN ANCHO: So Lander County Hospital District. I
15 currently sit on that. And I'm fine with that. I don't know
16 what else there is --
17 SADIE SULLIVAN: Bryan's the alternate.
18 CHAIRMAN ANCHO: Bryan's the alternate?
19 COMMISSIONER SPARKS: Yeah.
20 CHAIRMAN ANCHO: All right.
21 COMMISSIONER SPARKS: I can --
22 CHAIRMAN ANCHO: Are you --
23 COMMISSIONER SPARKS: -- stay.
24 CHAIRMAN ANCHO: -- all right with that?
25 COMMISSIONER SPARKS: Uh-huh.
26 CHAIRMAN ANCHO: So --
27 Let's see. Lander County Safety Committee.
28 COMMISSIONER CLARK: When we have meetings.
29 CHAIRMAN ANCHO: So are you all right sitting -- staying on
30 that?
31 COMMISSIONER CLARK: Yeah.
32 CHAIRMAN ANCHO: Okay.
33 Central Nevada Regional Water Authority.
34 I sit on that board.
35 COMMISSIONER ALLAN: I would like to continue.
36 CHAIRMAN ANCHO: Okay. So --
37 Department of Energy Board of Representation --
38 Represen- --
39 COMMISSIONER SPARKS: Representatives.
40 CHAIRMAN ANCHO: -- Representatives. It's representatives.

1 Where are we? All right. One second.
2 So Patsy?
3 COMMISSIONER WAITS: I -- I have-- we haven't been active.
4 There was a time when I first started that we were extremely
5 active with -- with some of our meetings and such. But we
6 haven't been. But you never know. So I'm happy to --
7 COMMISSIONER CLARK: Yeah.
8 COMMISSIONER WAITS: -- represent that and continue.
9 CHAIRMAN ANCHO: Okay. So --
10 COMMISSIONER SPARKS: And I'll -- I'll stay as the
11 alternative.
12 CHAIRMAN ANCHO: All right. Very good.
13 Humboldt River Basin Water Authority? I currently sit on
14 that as well. And I'm all right staying.
15 COMMISSIONER ALLAN: I would like to stay.
16 CHAIRMAN ANCHO: All right.
17 State Land Use Planning Advisory committee.
18 COMMISSIONER CLARK: Yeah. I'm -- I'm good there. I've
19 already sent all my paperwork in.
20 CHAIRMAN ANCHO: All right.
21 COMMISSIONER ALLAN: Well, and that's actually -- it's a
22 four-year appointment. So he's --
23 CHAIRMAN ANCHO: All right.
24 COMMISSIONER ALLAN: -- still on.
25 CHAIRMAN ANCHO: All right. So Nevada -- Nevada
26 Association of Counties?
27 COMMISSIONER CLARK: I would like to do that this year.
28 I've been here for five years. And my understanding that NACo's
29 going to be very pro Second Amendment. And being the point
30 person for Second Amendment in Lander County, I'd really like to
31 be there. I think I could represent the county very well.
32 COMMISSIONER ALLAN: And I would like to continue to be on
33 that.
34 CHAIRMAN ANCHO: Okay.
35 COMMISSIONER WAITS: May I just add, regardless of who's
36 our representative, it's open to all of our members all of the
37 time. You're all welcome to come for input. So --
38 DISTRICT ATTORNEY HERRERA: And --
39 CHAIRMAN ANCHO: Okay.
40 DISTRICT ATTORNEY HERRERA: -- and you definitely, Patsy,

1 since you're a past president, you're entitled to go to --
2 CHAIRMAN ANCHO: Are we -- are we in?
3 COMMISSIONER SPARKS: Yeah.
4 CHAIRMAN ANCHO: Okay. Just making sure.
5 COMMISSIONER ALLAN: Well, so let me ask Patsy a question
6 on this.
7 With an alternate, are they voting members as well?
8 DISTRICT ATTORNEY HERRERA: No, not the alternate.
9 COMMISSIONER ALLAN: Okay. So we'll have to make a motion
10 to decide who would be the voting member of --
11 CHAIRMAN ANCHO: So --
12 COMMISSIONER ALLAN: -- NACo.
13 CHAIRMAN ANCHO: -- when we go through that, do we -- as --
14 COMMISSIONER ALLAN: We can set --
15 CHAIRMAN ANCHO: -- a group, --
16 COMMISSIONER ALLAN: -- that --
17 CHAIRMAN ANCHO: -- we will --
18 COMMISSIONER ALLAN: -- separately.
19 CHAIRMAN ANCHO: -- set that one -- pull that one out?
20 Okay.
21 So POOL/PACT?
22 COMMISSIONER WAITS: I'm sorry? What happened at NACo?
23 CHAIRMAN ANCHO: We'll pull --
24 DISTRICT ATTORNEY HERRERA: Pull Number 8 out --
25 CHAIRMAN ANCHO: We're going to --
26 DISTRICT ATTORNEY HERRERA: -- for --
27 CHAIRMAN ANCHO: -- pull Number --
28 DISTRICT ATTORNEY HERRERA: -- (indiscernible).
29 CHAIRMAN ANCHO: -- 8. We're going to pull Number 8 out
30 for discussion.
31 So --
32 All right. Hold on. So POOL/Pact.
33 COMMISSIONER WAITS: Good thing you're on --
34 CHAIRMAN ANCHO: So Nevadaworks.
35 Nevadaworks?
36 COMMISSIONER CLARK: Yeah. I've -- I've got that.
37 CHAIRMAN ANCHO: All right. Is there -- there's not an
38 alternate? I'll be -- I'm fine with being an alternate.
39 And then POOL/PACT.
40 COMMISSIONER ALLAN: I'll stay.

1 CHAIRMAN ANCHO: And then it doesn't look like an
2 alternate. So all right.
3 COMMISSIONER WAITS: Excuse me?
4 CHAIRMAN ANCHO: Okay. Judie took POOL/PACT?
5 COMMISSIONER ALLAN: Unless you want it.
6 CHAIRMAN ANCHO: No, that's fine. I just -- I wasn't sure
7 what was happening.
8 COMMISSIONER ALLAN: Oh.
9 CHAIRMAN ANCHO: Okay. I'm sorry. I'm not talking loud
10 enough. So, yes, --
11 COMMISSIONER WAITS: Well, you --
12 CHAIRMAN ANCHO: -- I'm sorry.
13 COMMISSIONER WAITS: -- had your back turned too.
14 CHAIRMAN ANCHO: And I'm sorry.
15 COMMISSIONER WAITS: And all --
16 CHAIRMAN ANCHO: POOL/PACT.
17 COMMISSIONER WAITS: -- all I heard -- I saw her nod, but
18 I didn't --
19 COMMISSIONER ALLAN: Yeah.
20 COMMISSIONER WAITS: -- know which way. Thank you.
21 CHAIRMAN ANCHO: So all right.
22 So for POOL/PACT for Judie Allan. All right.
23 So then is Number 8 the one we're going to pull out for --
24 DISTRICT ATTORNEY HERRERA: You -- you need to do the rest
25 of them first and then you can take --
26 CHAIRMAN ANCHO: I can't hear --
27 DISTRICT ATTORNEY HERRERA: -- and in a prior --
28 CHAIRMAN ANCHO: -- you, Ted. I'm sorry. What?
29 DISTRICT ATTORNEY HERRERA: Do the rest of the -- of that
30 section.
31 CHAIRMAN ANCHO: Isn't POOL/PACT the last one?
32 COMMISSIONER SPARKS: No, we were --
33 COMMISSIONER ALLAN: Right.
34 COMMISSIONER SPARKS: -- going to take --
35 COMMISSIONER ALLAN: No.
36 COMMISSIONER SPARKS: -- a vote on --
37 COMMISSIONER ALLAN: I'll make --
38 COMMISSIONER SPARKS: -- Category --
39 COMMISSIONER ALLAN: -- a motion --
40 COMMISSIONER SPARKS: -- IV and with 8 removed.

1 COMMISSIONER ALLAN: I will make a motion that we approve
2 the Category IV advisory boards, excluding Number 8, Nevada
3 Association of Counties --
4 COMMISSIONER SPARKS: I'll second that motion.
5 COMMISSIONER ALLAN: -- as discussed.
6 CHAIRMAN ANCHO: Oh. All right.
7 All in favor?
8 COMMISSIONER SPARKS: Aye.
9 COMMISSIONER ALLAN: Aye.
10 COMMISSIONER WAITS: Aye.
11 COMMISSIONER CLARK: Aye.
12 CHAIRMAN ANCHO: All right. The motion carries.
13 So then --
14 COMMISSIONER ALLAN: We'll go back to 8.
15 CHAIRMAN ANCHO: So we're going to go back to the Nevada
16 Association of Counties for discussion.
17 COMMISSIONER ALLAN: I'd like to make a motion that I be
18 appointed as the voting member for Nevada Association of
19 Counties representing Lander County.
20 CHAIRMAN ANCHO: Do we have a second?
21 COMMISSIONER SPARKS: So we have -- she --
22 CHAIRMAN ANCHO: She --
23 COMMISSIONER SPARKS: She --
24 CHAIRMAN ANCHO: -- yes.
25 COMMISSIONER SPARKS: Her and Art are on the board?
26 CHAIRMAN ANCHO: Uh-huh. She's asking to be the vote --
27 the voting member.
28 COMMISSIONER SPARKS: I'll second that.
29 CHAIRMAN ANCHO: Any discussion?
30 (No comment.)
31 CHAIRMAN ANCHO: No?
32 All right. I'm just making sure.
33 All right.
34 COMMISSIONER CLARK: Yeah.
35 CHAIRMAN ANCHO: Did he -- I just want to make sure if
36 you're all in favor.
37 COMMISSIONER CLARK: I can't -- I can't hear you. You've
38 got to --
39 CHAIRMAN ANCHO: And that's --
40 COMMISSIONER CLARK: -- talk --

1 CHAIRMAN ANCHO: -- what I thought.
2 COMMISSIONER CLARK: Yeah.
3 CHAIRMAN ANCHO: That's what I thought.
4 DISTRICT ATTORNEY HERRERA: Is there any discussion that --
5 CHAIRMAN ANCHO: Is there any discussion?
6 COMMISSIONER CLARK: No.
7 CHAIRMAN ANCHO: Okay.
8 COMMISSIONER CLARK: No.
9 CHAIRMAN ANCHO: All right.
10 COMMISSIONER CLARK: I just -- I already said what I wanted
11 to say.
12 CHAIRMAN ANCHO: Okay. All right.
13 All in favor?
14 COMMISSIONER ALLAN: Aye.
15 COMMISSIONER SPARKS: Aye.
16 CHAIRMAN ANCHO: Aye.
17 COMMISSIONER WAITS: Aye.
18 COMMISSIONER CLARK: Aye.
19 CHAIRMAN ANCHO: All right. Motion carries.
20 All right. So are we all done?
21 COMMISSIONER ALLAN: So I'll make a motion that we -- oh,
22 we've already done it.
23 CHAIRMAN ANCHO: Yeah. Yeah.
24 COMMISSIONER SPARKS: Yeah.
25 COMMISSIONER ALLAN: So --
26 CHAIRMAN ANCHO: So yeah. All right. So --
27 SADIE SULLIVAN: (Off microphone) I have a question on
28 that.
29 CHAIRMAN ANCHO: All right.
30 SADIE SULLIVAN: (Off microphone) Sadie Sullivan, Lander
31 County Clerk, for the record.
32 I have Judie as the voting member and then our alternate is
33 who?
34 COMMISSIONER ALLAN: Art.
35 COMMISSIONER SPARKS: Art.
36 CHAIRMAN ANCHO: Art.
37 SADIE SULLIVAN: It is Art?
38 COMMISSIONER SPARKS: Uh-huh.
39 COMMISSIONER ALLAN: Yes.
40 SADIE SULLIVAN: Was that in the motion?

1 COMMISSIONER SPARKS: Yes. Art was --
2 COMMISSIONER ALLAN: Actually, no, it --
3 SADIE SULLIVAN: I have --
4 COMMISSIONER SPARKS: No, --
5 COMMISSIONER ALLAN: -- wasn't.
6 COMMISSIONER SPARKS: -- it wasn't.
7 SADIE SULLIVAN: I don't believe it was in the motion.
8 DISTRICT ATTORNEY HERRERA: No.
9 SADIE SULLIVAN: I think there was only a motion to have
10 Judie. Bryan seconded. And if we could have a motion for the
11 alternate? Is that correctly --
12 DISTRICT ATTORNEY HERRERA: Right. We -- we need to have a
13 motion made for Art to -- to be on --
14 COMMISSIONER ALLAN: I'll make the motion that Art be
15 alternate for NACo.
16 CHAIRMAN ANCHO: I'm behind.
17 SADIE SULLIVAN: Thank you.
18 CHAIRMAN ANCHO: All right. So do we have a second?
19 COMMISSIONER SPARKS: Second.
20 CHAIRMAN ANCHO: All right. Any discussion?
21 All right. All in favor?
22 COMMISSIONER SPARKS: Aye.
23 COMMISSIONER ALLAN: Aye.
24 COMMISSIONER CLARK: Aye.
25 COMMISSIONER WAITS: Aye.
26 CHAIRMAN ANCHO: Motion carries.
27 SADIE SULLIVAN: Thank you.
28 CHAIRMAN ANCHO: Thank you.

29
30 4) JNM MATERIAL TESTING, LLC: For possible action to
31 approve/disapprove a contract presented by JNM Material
32 Testing, LLC, to provide work on county projects for
33 inspections and material testing with a presentation by Dawn
34 (Nettie) Quintana detailing her scope of work and possible
35 cost savings to the county.
36

37 CHAIRMAN ANCHO: All right. So moving on to Number 4.
38 JNM Material Testing, LLC.
39 For possible act- -- action to approve, disapprove a
40 contract presented by JNM Material Testing, LLC, to provide work

1 on county projects for inspections and material testing with a
2 presentation by Dawn "Nettie" Quintana detailing her scope of
3 work and possible cost savings to the county.

4 COMMISSIONER SPARKS: Good morning, Nettie.

5 NETTIE QUINTANA: Good morning.

6 CHAIRMAN ANCHO: Good morning, Nettie.

7 NETTIE QUINTANA: Nettie Quintana, for the record.

8 I'm just going to go through this packet that I gave you
9 guys for a little bit and try to explain -- and explain to you
10 what I do.

11 And that would be to get, hopefully, something going.

12 The first couple of pages -- I put these in here for a
13 reason because it kind of explains what the engineers do and,
14 like, my part to it.

15 But for me to help -- what I'd like to do is just simplify
16 it.

17 So basically the client hires an engineer. An engineer,
18 they design this project. The project gets turned into the
19 state. Once it's approved by the state, you get a contractor.

20 What I do is I make sure the contractor builds to what the
21 engineer has designed.

22 And I approve that through my records.

23 And I'm going to go through here, and I'm going to show you
24 a little bit. I tried to mini- -- minimize it a little bit.

25 I tried to make it smaller so -- so it -- it makes sense a
26 little bit.

27 But first -- so through those emails, that's what that was
28 starting to say, that AM -- A&M Engineering and Day Engineering.

29 So past that, I'd like to talk about me for a little bit.
30 I have 20 years' experience of doing materials testing,
31 inspecting, engineering technician, analyst, and engineer. They
32 all kind of combined.

33 I hold an RSL license. That's a radiation safety officer.
34 This means that I could use a nuc- -- a nuc- -- nuclear density
35 gauge in the field. So I could go out and test. And I could
36 give them a result right then instead of waiting for -- there's
37 another test that you do that you have to wait over the --
38 overnight.

39 Materials -- materials testing, it's not a common trade.
40 It takes experience. And it -- nobody can just go and buy the

1 equipment and say, okay, I'm going to test this.

2 You have to understand what -- what's actually going on in
3 the field and what the engineer's asking for to -- to provide
4 your results.

5 All testing that I do is completed by the ASTM. It's ASTM
6 standards. What that means is there's a -- there's books that
7 the engineers have to go through. They have to go by. And
8 it -- every little test that I do is -- goes directly along with
9 the ASTM standards.

10 All my laboratory equipment and nuclear gauge, it is
11 calibrated by a third party. I can calibrate a lot of my
12 equipment, except for the new gauge. But I would rather have
13 the third party do it. That way there's no questions asked.
14 Yes, my equipment's good.

15 I've provided the service from Washington to Arizona to as
16 far as Zarafshan, Uzbekistan. And I decided that I wanted to
17 come home and do it here.

18 I -- I'm very good at what I do. And to provide this
19 service here in Battle Mountain, that's a dream for me.

20 I'm highly respected in the con- -- construction industry.
21 I'm as local as it gets. I was born in Battle Mountain.
22 And I was raised in Battle Mountain.

23 I'm a resident. And I pay Lander County taxes.

24 I'm a woman-owned, woman-ran business. And the only one to
25 provide a service in Lander County and Humboldt Counties.

26 Materials testing, that's my livelihood. This is how I
27 survive.

28 Materials testing is a requirement on all projects for the
29 state.

30 Most -- everybody else, I guess I should say, that comes in
31 and does a materials testing from -- from not Lander County,
32 they get paid 5 percent. And that's industry standards.

33 What I did for the first fiscal year that I worked -- the
34 only fiscal year that I worked is I came in at 2.9 percent.

35 So what I did for this county, I saved the county \$188,000
36 just by go- -- coming in at 2.9 percent.

37 What you would have paid somebody else that doesn't live
38 here, that doesn't raise -- or isn't a resident, doesn't pay
39 taxes, it's a hundred and -- or it's 433,000 is what you would
40 have paid them -- for somebody that doesn't live here.

1 I'm not asking for that.

2 There's a question saying that, you know, that if I had --
3 I've had other people ask me that if I worked for other people.
4 And, yes, I have.

5 Here's a -- here's a list of them. The John's -- they're
6 in Paradise Valley; Humboldt County with Roger Sutton; NV
7 Energy; Forbes Construction -- they're the ones that built the
8 little plug-ins for your cars at the Colt; Amped Out; 3D
9 Concrete; Hunewill Construction; A.M. Engineering; Javier
10 Rivera; Norm Sweeney; and Joe Conder. Those are all different
11 clients that I've worked for. So that way, you know, if there's
12 no question, I'm here just to work for Lander County. That's
13 not my point.

14 On the bottom of this, you could see that I have a bunch of
15 references. And what they -- you'll see a lot of these names
16 the same or they'll change up a little bit. But, you know, any-
17 -- anybody can call them at any point.

18 Next -- the next three pages, this is my resume. And I
19 could go through this. It kind of speaks for itself. But if I
20 were to tell you quality control for earthworks, HDPE liner,
21 that doesn't make a whole lot of sense to people, but if you
22 were in construction this really would. So it speaks for
23 itself. That's these next three pages.

24 So next what I wanted to do is I kind of wanted to explain
25 a little bit as to that I have to do daily.

26 This first page says Daily Field Summary Number 002. What
27 I do is I go out in the field and I report every day what
28 happens. You could see, like, if you looked in here, Hunewill
29 continued to produce base material. I'll go through each one of
30 the things that everybody does. It -- whether it be a roller, a
31 water truck, or just any kind of conversation I have with the
32 contractor, anything. That's all reported in this report.

33 And then I also add pictures. So on this report, you can
34 see that I highlighted April 8. I want you to remember that.

35 And you can see that I had added pictures so that it's
36 easier for everybody to see. Okay, yes. They did do that.
37 Yeah. That smooth drum was doing its job. They did have a
38 water truck. That way it just makes it easier for everybody.

39 If you look on four of the -- of my daily report, you can
40 see my truck sitting there. And it says the down -- downstream

1 end of the culvert, Station 433+00. That's another number I
2 want you to remember.

3 But when I just got -- I just got done testing right there,
4 and the engineer called and he wanted me to take a picture of
5 the downstream of that culvert because that means something to
6 them. They want to make sure that that's flowing.

7 That's kind of the things that I do. I'm their eyes. I'm
8 their ears. That's what I do for the projects.

9 Okay. You can see Station 43+ -- or 433+00.

10 Okay. That's going to be important.

11 These next pages -- this is me getting a sample.

12 So this is all stuff that I run in the lab. Not all of it.
13 This is a part of what I run in the lab.

14 So I've talked to the contractor before, and they said, I'm
15 going to use this material to backfill that culvert, where my
16 truck was sitting. So I ran a gradation. And every one of
17 these little numbers, they mean something.

18 I ran a proctor. And these numbers right here, these are
19 going to mean something.

20 It's telling me my density and -- well, it's telling the
21 contractor the density and moisture that they have to pass, to
22 keep on going, to keep on building that road, to do whatever.
23 That's very important.

24 And the next one, that's an Atterberg limit. That tells
25 you exactly the clay -- how much clay. Some -- some materials
26 you need clay. Sometimes you don't. So that's what these are.

27 But they're all highlighted. It's all PB-1-C. It was
28 taken from the stockpile that they told me they were going to
29 use that material. So that's important. Okay.

30 This is a table that I turned in to the engineer that gets
31 turned in to the state to make sure that this is all approved.

32 So this highlighted line is showing every one of those
33 numbers. So everybody has to see these numbers. And they all
34 make sense.

35 And there's my proctor. And there's the gradation.
36 There's the Atterberg. Okay? So that's that.

37 And the next one, there's one nuke density. That one line.
38 So I go out there and they take that test. And I say, Hunewill,
39 you're passing. You're failing.

40 So you could go through all of my paperwork and you could

1 see that it's at station 433+00. It is PB-1-C. My -- the
2 density in the -- in the lab is 134.4. It's 8 percent moisture.
3 And this is what the --
4 So that's one example of what I do.
5 The next ten pages is the rest of that project.
6 So if you look at all of these pages, I went through one
7 number. All of these pages is something that I have to keep
8 track of.
9 And I do it. And I think I do a pretty good job.
10 All of these, that's one project. That's the Austin roads.
11 That's our 12, 14, infinity. Okay?
12 I just put those in there so you could see exactly that --
13 how much.
14 The next thing is just reference letters that I wanted you
15 guys to see. A couple of them are from people that I worked
16 with. A couple of them -- or some of them are people in the
17 community that are supporting, supporting business, supporting
18 local business.
19 So I wanted you to see all of those.
20 Bryan Ulrich. I worked with him.
21 Lali, I worked with -- I went overseas with her.
22 I got Carda Burton. She's a close friend of mine, but she
23 supports our community.
24 Amy and Colt Nelson. They have a great letter in here.
25 Kim Delgado.
26 I'm not quite sure what this is. Probably got snuck in
27 there. It's not mine.
28 Harry Dimitroff, good friend of mine.
29 Kathy Hewett. Kathy's seen -- right? Kathy Hewett. Hers
30 would be printed, but she had a family thing.
31 James Holland, business owner.
32 Grace Powrie -- Grace Kemp.
33 These are all people that are close to me that -- that want
34 to support me.
35 And I hope you guys realize that.
36 Noliena Castellanos.
37 These are all great people. Our community. That's who
38 that is.
39 The next pages are the -- this is a contract that I wrote
40 up. And it's seven pages. And it's just to protect me and the

1 county.

2 It's not asking for anything but 3 percent of the cost.
3 That's all it is.

4 So I'm hoping that maybe you guys can consider that.

5 COMMISSIONER SPARKS: I have a question. Question for you,
6 Nettie.

7 NETTIE QUINTANA: Uh-huh.

8 COMMISSIONER SPARKS: So -- just so I'm clear. So if we
9 were using an engineer, they would pay that 5 percent. If there
10 was a failure because of something that was not tested properly
11 or (indiscernible), they would take care of that.

12 Now, if we do a contract with you, who would be responsible
13 if something did fail because of its -- testing --

14 NETTIE QUINTANA: Testing.

15 COMMISSIONER SPARKS: -- nature?

16 NETTIE QUINTANA: I directly work for the -- for the
17 engineers. So all of my results go to the engineers. So
18 that's -- if there was something to fail, it would still --

19 COMMISSIONER SPARKS: So you're --

20 NETTIE QUINTANA: -- come back on --

21 COMMISSIONER SPARKS: -- still working --

22 NETTIE QUINTANA: Oh, --

23 COMMISSIONER SPARKS: I --

24 NETTIE QUINTANA: -- yeah.

25 COMMISSIONER SPARKS: -- I -- okay. I got it.

26 NETTIE QUINTANA: Oh, yeah.

27 COMMISSIONER SPARKS: I see. Okay.

28 NETTIE QUINTANA: I'm just the middleman, basically.

29 COMMISSIONER SPARKS: I got you.

30 COMMISSIONER WAITS: Thank --

31 COMMISSIONER SPARKS: Thank --

32 COMMISSIONER WAITS: -- you.

33 COMMISSIONER SPARKS: -- you.

34 COMMISSIONER WAITS: Net- -- Nettie, let me assure you,
35 first of all, we did go through your information.

36 NETTIE QUINTANA: Oh, good.

37 COMMISSIONER WAITS: I have no problem with your
38 qualifications or certainly with your reputation and experience
39 and type of individual. So thank you.

40 My concern is actually doing a separate contract and

1 starting that.

2 I am just assuming here, but since the engineer is the one
3 who has been choosing, you have been chosen by the engineer on
4 many different projects.

5 NETTIE QUINTANA: Uh-huh.

6 COMMISSIONER WAITS: So I -- I guess I'm -- I'm okay with
7 letting that go like it is. And if they use you, we're going to
8 save some money. And that's very apparent.

9 NETTIE QUINTANA: You'll pay them the 5 percent.

10 COMMISSIONER WAITS: But -- but I have a real problem
11 contracting. I know it's professional so we don't really have
12 to -- to go out and advertise because it's an entirely different
13 thing. But on the other hand, if we were going to do a contract
14 for this, I almost think it's something that we -- we might want
15 to look at -- at some other contracts too from some other people
16 if they would be interested in.

17 So my problem is certainly not with you individually at
18 all, but with the idea that we would step out and do a contract
19 individually at this time.

20 CHAIRMAN ANCHO: Yeah.

21 COMMISSIONER SPARKS: Question. Keith, do we --

22 So if we were to -- so if we entertain this contract based
23 on the dollar -- we -- we -- there would be a dollar amount to
24 it? Or we're -- I mean, obviously we're -- I mean, I guess
25 where I'm going is, would we have to entertain other --

26 KEITH WESTENGARD: So if we go --

27 COMMISSIONER SPARKS: -- people?

28 KEITH WESTENGARD: -- directly, if we stay with the
29 engineer, we are going to pay 5 percent.

30 COMMISSIONER SPARKS: Right. I -- I understand that.

31 KEITH WESTENGARD: If we go with the contract, Nettie's
32 saying that it would be -- 3 percent would be the cap.

33 COMMISSIONER SPARKS: No, I understand -- I understand
34 that.

35 KEITH WESTENGARD: Okay.

36 COMMISSIONER SPARKS: Do you understand what I'm asking,
37 Ted?

38 DISTRICT ATTORNEY HERRERA: Yeah. I do.

39 COMMISSIONER SPARKS: So --

40 DISTRICT ATTORNEY HERRERA: If --

1 COMMISSIONER CLARK: I've got a question.
2 CHAIRMAN ANCHO: Okay. Okay.
3 COMMISSIONER SPARKS: Hold on one second. I just --
4 COMMISSIONER CLARK: Okay. Go --
5 DISTRICT ATTORNEY HERRERA: Okay.
6 COMMISSIONER CLARK: -- ahead.
7 DISTRICT ATTORNEY HERRERA: Repeat the last part of your
8 question.
9 COMMISSIONER SPARKS: Well, it's -- if we -- basically, if
10 we sign a contract with Nettie, but we've not given others the
11 opportunity if it's over a certain amount --
12 DISTRICT ATTORNEY HERRERA: Okay.
13 COMMISSIONER SPARKS: -- to be able to bid. That's my
14 question.
15 DISTRICT ATTORNEY HERRERA: You don't have to put it out to
16 bid.
17 COMMISSIONER SPARKS: Okay.
18 DISTRICT ATTORNEY HERRERA: It's a -- so you can go -- if
19 you want to save the -- the 2 percent, --
20 COMMISSIONER SPARKS: Right.
21 DISTRICT ATTORNEY HERRERA: -- and that's what this con- --
22 whether it's Nettie or anyone else, anyone local, because if you
23 want to save 2 percent across the board right now, you would go
24 for a contract, --
25 COMMISSIONER SPARKS: Yeah.
26 DISTRICT ATTORNEY HERRERA: -- this --
27 COMMISSIONER SPARKS: Okay.
28 DISTRICT ATTORNEY HERRERA: -- contract. She's asking for
29 a one-year contract at this point in time.
30 And what that would do, it -- we would have to change the
31 contractual language in -- in our contracts with the engineers
32 because Nettie would be the -- the -- her company would be the
33 tester for all our projects --
34 COMMISSIONER CLARK: Okay.
35 DISTRICT ATTORNEY HERRERA: -- for one year. And it would
36 save us 2 percent.
37 COMMISSIONER CLARK: I -- I've got a question.
38 I don't think I can make a motion that I want with the
39 language that's here.
40 And what I would like to do is make a motion that we not

1 preclude Nettie's business from work in Lander County. Would
2 that cover everything?

3 DISTRICT ATTORNEY HERRERA: Well, it -- I don't think we
4 are precluding her right now because it's the engineers who pick
5 the tester.

6 If -- if we engaged in conduct where we insinuated or
7 inferred to the engineers that Nettie's company shouldn't be --
8 shouldn't be used, then we are liable for a lawsuit.

9 COMMISSIONER CLARK: No. What I'm saying is to preclude
10 her from working in Lander County, to prohibit her from working
11 in Lander County. Because there's no reason that she can't work
12 for the county.

13 But that seems to be the burning issue.

14 DISTRICT ATTORNEY HERRERA: I -- I think this issue's in
15 front of the ethics commission. And -- and that's -- that's the
16 problem. It's --

17 The counsel for the county on that does not want to
18 entertain this.

19 COMMISSIONER CLARK: Okay.

20 DISTRICT ATTORNEY HERRERA: But it doesn't mean we can't.

21 So this is an approach from a company who says, I will save
22 you 2 percent across --

23 COMMISSIONER SPARKS: Right.

24 DISTRICT ATTORNEY HERRERA: -- the board if you'd engage in
25 a contract with me for a year.

26 And that's what this is all about.

27 COMMISSIONER CLARK: And als- --

28 DISTRICT ATTORNEY HERRERA: Can we do it? Absolutely. We
29 can do it.

30 COMMISSIONER CLARK: Also I'd -- I'd like for the record,
31 how long have I known you, Nettie?

32 NETTIE QUINTANA: I couldn't tell you.

33 COMMISSIONER CLARK: I never knew that your first name was
34 Dawn. But I'll say this --

35 NETTIE QUINTANA: I did have a hard time in school with
36 that.

37 COMMISSIONER CLARK: As long as I knew Nettie, from being a
38 little girl all the way to being a full-grown woman and a
39 businessperson, I have never heard one negative thing about her
40 until just recently.

1 She is an upstanding, outstanding kid from town, who went
2 through our high school, played sports, and decided to come back
3 here because she loves Battle Mountain and Lander County.

4 CHAIRMAN ANCHO: So I have something --

5 COMMISSIONER CLARK: That's what --

6 CHAIRMAN ANCHO: -- to say --

7 COMMISSIONER CLARK: -- I have --

8 CHAIRMAN ANCHO: -- real quick --

9 COMMISSIONER CLARK: -- to say.

10 CHAIRMAN ANCHO: -- and then I'll --

11 My concern is that we had -- we have this in front of
12 ethics, an issue right now.

13 So my suggestion is that we ask the ethics board for an
14 opinion, which will take 45 days, on this.

15 It's a tur- -- quick turnaround. We can ask our county
16 manager to get that submitted. Let them tell us what they think
17 as far as -- because we have a pending issue, I don't want to --
18 that issue to come back to bite us in the bottom, and then they
19 turn and say, Why did you enter into a contract when you already
20 have a pending issue?

21 So, you know, the -- for safety, you know, on all of our
22 behalves that we ask him to get that submitted, we see what the
23 ethics board says on it --

24 Because I -- I think that you do a wonderful job. And
25 it's -- I -- but I also want to protect the county as well. And
26 I want to make sure that we're doing the right thing.

27 And so my suggestion would be that we put this opinion,
28 which it's, like I said, 45 days from the time we get it
29 submitted, and let them tell us if we should do this or
30 shouldn't do it. Because it's your -- if you're still able to
31 work under the contractor and we have to pay the extra 2 percent
32 while this is going through, then we pay the extra 2 percent.

33 But we make sure that we're doing the right -- what we're
34 supposed to be doing. So that's ju- -- a suggestion.

35 DISTRICT ATTORNEY HERRERA: If -- if you proceed in that
36 way, I -- just for the record, it -- it should be -- it should
37 be understood that Lander County is not interfering with the
38 engineers on who --

39 CHAIRMAN ANCHO: No, it's --

40 DISTRICT ATTORNEY HERRERA: -- they pick for these

1 projects.

2 CHAIRMAN ANCHO: Yeah.

3 DISTRICT ATTORNEY HERRERA: Because that's what our
4 contractual arrangement is --

5 CHAIRMAN ANCHO: Yeah.

6 DISTRICT ATTORNEY HERRERA: -- right now.

7 CHAIRMAN ANCHO: Okay.

8 DISTRICT ATTORNEY HERRERA: So we -- we can't be -- because
9 then we'll be liable for a lawsuit on -- on business
10 interference.

11 CHAIRMAN ANCHO: So are we -- are we able to tell them who
12 they can and can't use at this --

13 DISTRICT ATTORNEY HERRERA: Well, I --

14 CHAIRMAN ANCHO: -- point?

15 COMMISSIONER ALLAN: No.

16 DISTRICT ATTORNEY HERRERA: -- I should hope not.

17 CHAIRMAN ANCHO: Okay. All right.

18 DISTRICT ATTORNEY HERRERA: Because we --

19 COMMISSIONER CLARK: I've got --

20 CHAIRMAN ANCHO: -- one se- --

21 COMMISSIONER CLARK: -- a --

22 DISTRICT ATTORNEY HERRERA: -- shouldn't --

23 COMMISSIONER CLARK: I got a --

24 DISTRICT ATTORNEY HERRERA: -- be.

25 CHAIRMAN ANCHO: Okay. One second. Do you want --

26 COMMISSIONER CLARK: Ted?

27 COMMISSIONER ALLAN: Yes.

28 CHAIRMAN ANCHO: Okay. One second. Do you want to speak?

29 COMMISSIONER ALLAN: So I want to kind of make a
30 clarification. It -- it has nothing to do with you, Nettie, or
31 your business. The ethics complaint does not -- it -- it's not
32 against the business.

33 And I want you to know that. I know -- I know you are very
34 good at your job. And I support you. Honestly.

35 I do feel that, you know, typically in most contracts or --
36 or most projects, the testing company is hired by the engineer.

37 And I really feel we should continue to let the engineer
38 choose the testing company.

39 And even though it is a savings to the county of the -- of
40 the 2 percent per se, it separates the owner from -- Lander

1 County being the owner to the engineer and the contractor and
2 whatnot.

3 It's transparency. It's -- it -- it's just -- it's
4 clear-cut of what happens.

5 I -- absolutely, if -- if the engineer chooses to use your
6 company, I support it a hundred percent. I think the billing
7 should go through the contr- -- or through the engineer's
8 service. It should be part of their contract to provide.

9 I realize that that does add a little bit of a cost. But
10 it also, as I said, it -- it -- it makes things very clear.

11 And -- and, again, as far as making things clear, I
12 never -- never said we can't use you guys. That wasn't my
13 decision. That was -- that was recommendation -- recommended by
14 the legal counsel.

15 DISTRICT ATTORNEY HERRERA: Not this legal counsel.

16 COMMISSIONER ALLAN: No.

17 CHAIRMAN ANCHO: Yeah. No.

18 COMMISSIONER ALLAN: Right.

19 CHAIRMAN ANCHO: No.

20 COMMISSIONER ALLAN: And --

21 CHAIRMAN ANCHO: He didn't.

22 COMMISSIONER ALLAN: -- also -- also I --

23 CHAIRMAN ANCHO: Point taken.

24 COMMISSIONER ALLAN: I -- I also -- Kathy, I don't believe
25 you can get an opinion from the ethics commission without -- I
26 mean, Nettie could get an opinion. She could write and get an
27 opinion, I think.

28 DISTRICT ATTORNEY HERRERA: The statute has changed. The
29 county can now, --

30 COMMISSIONER ALLAN: Okay. Okay.

31 DISTRICT ATTORNEY HERRERA: -- as of January --

32 COMMISSIONER ALLAN: So I --

33 DISTRICT ATTORNEY HERRERA: -- 1st, ask --

34 COMMISSIONER ALLAN: Oh.

35 DISTRICT ATTORNEY HERRERA: -- for an opinion.

36 CHAIRMAN ANCHO: So good.

37 COMMISSIONER ALLAN: But, again --

38 DISTRICT ATTORNEY HERRERA: For the ethics, not for the
39 attorney general, but the ethics.

40 COMMISSIONER ALLAN: Right.

1 So, you know, I would -- I would support -- I would support
2 using you guys if it goes through the engineer.
3 The other thing that that does is you answer to the
4 engineer.
5 NETTIE QUINTANA: As I always do.
6 COMMISSIONER ALLAN: Your invoices go through and are
7 approved through the engineer.
8 NETTIE QUINTANA: Uh-huh.
9 COMMISSIONER ALLAN: Is, you know, you are answering
10 directly to them. The engineer chooses you. They use you. You
11 work for them.
12 COMMISSIONER SPARKS: I have a question, just to clarify
13 something.
14 Judie had made the comment that -- so as far as Lander
15 County's ownership of the project work, just to clarify, we're
16 the owner at all points in time on every project; correct?
17 KEITH WESTENGARD: Yes.
18 COMMISSIONER SPARKS: Whether we use a -- an engineer or we
19 do a contract with Nettie. Is that correct?
20 KEITH WESTENGARD: That is correct, --
21 COMMISSIONER SPARKS: Okay.
22 KEITH WESTENGARD: -- yes.
23 COMMISSIONER SPARKS: Just wanted to make sure.
24 COMMISSIONER CLARK: Well, I under- -- I understand
25 everybody's concerns. But I'm going to make a motion that we do
26 this because I don't want Nettie to wait nine weeks to be
27 working.
28 We all agree she does a great job.
29 So I'm going to go ahead and make a motion for JNM Material
30 Testing, LLC, provide -- provide work for Lander County projects
31 and inspections and material testing hired through the engineer.
32 DISTRICT ATTORNEY HERRERA: Pursuant to --
33 CHAIRMAN ANCHO: Yeah.
34 DISTRICT ATTORNEY HERRERA: -- the contract that Nettie
35 submitted.
36 COMMISSIONER CLARK: Pursuant to the contract that Nettie
37 submits.
38 COMMISSIONER SPARKS: So let me ask you this, Ted. So you
39 said that we could do that. So let's say we do that and then we
40 get a -- a ruling back from ethics that says it's -- that we

1 shouldn't be doing it, is there a -- is there an out?
2 DISTRICT ATTORNEY HERRERA: Yeah.
3 COMMISSIONER SPARKS: A 30-day out of the contract, which
4 we could do.
5 DISTRICT ATTORNEY HERRERA: Well, it -- there's nothing now
6 in the contract, but it would be -- it would be a impossibil- --
7 if it's a legal impossibility for us to proceed with the
8 contract, we can certainly get out of the contract.
9 And I'm sure Nettie would agree with that.
10 NETTIE QUINTANA: Uh-huh. There -- there's a clause in
11 that --
12 DISTRICT ATTORNEY HERRERA: Yeah.
13 NETTIE QUINTANA: -- that says it.
14 COMMISSIONER SPARKS: And then so if we were to engage in a
15 contract and ethics comes back and says, you shouldn't be doing
16 that, what's going to happen?
17 DISTRICT ATTORNEY HERRERA: Then the contract would be
18 dissolved by --
19 COMMISSIONER CLARK: Right.
20 DISTRICT ATTORNEY HERRERA: -- mutual agreement.
21 COMMISSIONER CLARK: But --
22 NETTIE QUINTANA: There's a --
23 COMMISSIONER CLARK: -- we're still --
24 NETTIE QUINTANA: -- clause --
25 COMMISSIONER CLARK: -- in --
26 NETTIE QUINTANA: -- in there.
27 COMMISSIONER CLARK: -- we're --
28 CHAIRMAN ANCHO: She has --
29 COMMISSIONER CLARK: -- still in --
30 CHAIRMAN ANCHO: -- a question.
31 COMMISSIONER CLARK: -- safe harbor.
32 CHAIRMAN ANCHO: Okay.
33 COMMISSIONER ALLAN: So first of all, I don't think the
34 ethics commission is going to come back and say you can't use a
35 company.
36 DISTRICT ATTORNEY HERRERA: No. They wouldn't.
37 COMMISSIONER ALLAN: That is not their determination.
38 That's not what this is about.
39 DISTRICT ATTORNEY HERRERA: No, it's -- it's --
40 COMMISSIONER ALLAN: It has --

1 DISTRICT ATTORNEY HERRERA: -- not about --
2 COMMISSIONER ALLAN: -- nothing to do with this.
3 So they're not going to come back and say that.
4 Our legal counsel through POOL/PACT is the one made the
5 recommendation.
6 Just so everybody's clear on that. Is it wasn't Lander
7 County, and it wasn't the ethics commission. It was our legal
8 counsel.
9 I do have some questions about the contract. Ted, have you
10 reviewed everything through it? And --
11 DISTRICT ATTORNEY HERRERA: Yes. I've read it.
12 COMMISSIONER ALLAN: So I'd remember "18. Mutual
13 Confidentiality" is, you know, a little bit more kind of
14 explanation on some of this. Although, we do have to be careful
15 about what's available to the public. Is we are very
16 transparent. We are -- are required to be for the public. So,
17 you know, there are certain documents that you can't not
18 disclose. You know, it all has to be available under public
19 records.
20 NETTIE QUINTANA: And then weekly what I do -- or daily
21 actually what I do is I turn in every daily report, every new --
22 every test that we have that's completed, all -- every day.
23 So it -- we're just as transparent as anything. You can --
24 COMMISSIONER ALLAN: Well --
25 NETTIE QUINTANA: -- come to the lab and see it written in
26 pen because we don't write in pencil because you can erase that,
27 right? It's written in pen to the computer to what we turn in
28 to the client, to the engineer, to the contractors, whatever.
29 Everybody is very aware.
30 COMMISSIONER ALLAN: No, it -- it's just I don't know if
31 that's something that you really want in the contract --
32 NETTIE QUINTANA: Okay.
33 COMMISSIONER ALLAN: -- because it's --
34 It just raises a couple red flags for me.
35 DISTRICT ATTORNEY HERRERA: Okay. I -- I believe that --
36 that she's referring to -- when she turns it over to the county,
37 it's no longer confidential.
38 She keeps it confidential until it's turned over.
39 COMMISSIONER ALLAN: And that's --
40 DISTRICT ATTORNEY HERRERA: And that's normal.

1 COMMISSIONER ALLAN: And that -- yes, absolutely.
2 DISTRICT ATTORNEY HERRERA: That's --
3 COMMISSIONER ALLAN: It -- it's --
4 DISTRICT ATTORNEY HERRERA: -- normal.
5 COMMISSIONER ALLAN: -- her -- she owns it until --
6 DISTRICT ATTORNEY HERRERA: Right.
7 COMMISSIONER ALLAN: -- that information is given to the
8 county.
9 DISTRICT ATTORNEY HERRERA: And -- and just to cl- -- clear
10 something up for the record as far as POOL/PACT attorney. The
11 attorney's not working for -- for POOL/PACT. It's the attorney
12 that we hired -- the county hired who was recommended by POOL --
13 and -- and I'm not trying to be argumentative. I just want to
14 clear up the record.
15 COMMISSIONER ALLAN: Yeah. And I didn't know. But --
16 DISTRICT ATTORNEY HERRERA: Okay.
17 COMMISSIONER ALLAN: So --
18 I -- I just -- and -- but I wanted to clarify that too
19 that, you know, it wasn't Lander County. It wasn't any of us
20 that said -- no. It was a recommendation by legal counsel.
21 DISTRICT ATTORNEY HERRERA: Right.
22 CHAIRMAN ANCHO: Right.
23 COMMISSIONER ALLAN: And that's just a re- --
24 recommendation. But --
25 CHAIRMAN ANCHO: So Art made a motion. Is there a -- a
26 second?
27 COMMISSIONER SPARKS: I'm still chewing on it.
28 CHAIRMAN ANCHO: Okay.
29 COMMISSIONER SPARKS: Just making --
30 COMMISSIONER CLARK: Can we take a --
31 COMMISSIONER SPARKS: -- sure.
32 COMMISSIONER CLARK: -- break?
33 COMMISSIONER SPARKS: Making sure I understand
34 everything --
35 CHAIRMAN ANCHO: Do you want to --
36 COMMISSIONER SPARKS: -- we're --
37 CHAIRMAN ANCHO: -- take a --
38 COMMISSIONER SPARKS: -- approving.
39 CHAIRMAN ANCHO: -- break?
40 COMMISSIONER SPARKS: Sure. That'd be fine.

1 CHAIRMAN ANCHO: So -- so we can take -- what time is it so
2 we can take --
3 COMMISSIONER SPARKS: Ten-minute break?
4 CHAIRMAN ANCHO: Ten-minute break. We'll come back and --
5 COMMISSIONER CLARK: Sounds good.
6 COMMISSIONER SPARKS: Austin, going on break.
7 MITESHELL LANHAM: Okay.
8
9 (Break taken between 10:10 a.m. and 10:22 a.m.)
10
11 CHAIRMAN ANCHO: All right. We will go back in.
12 COMMISSIONER SPARKS: Back in session.
13 CHAIRMAN ANCHO: Back in session.
14 So --
15 All right. So we -- go ahead.
16 COMMISSIONER WAITS: Thank you.
17 COMMISSIONER CLARK: I have a motion.
18 I made the motion.
19 CHAIRMAN ANCHO: Okay.
20 COMMISSIONER WAITS: Yeah. The -- the -- the only problem
21 is I -- I spoke to before. I'm saying I really don't like us to
22 see all these individual contracts or starting this type of
23 thing.
24 And -- and as I mentioned, I know we don't have to go out
25 for advertising because it is a professional contract. We can
26 do those separately.
27 But I do feel that in all fairness for even the ones that
28 have worked with us through the years, if we were going to award
29 such a contract, we still could do that and see if somebody else
30 wants to compete if we're looking at cost features only.
31 The other problem I have is -- is entering into a contract
32 that we want to keep really truly transparent, at arm's length,
33 and because of the -- be- -- because of the relationship with
34 our public works director on it, it's something I would like to
35 see us stay out of.
36 I would like to see us totally separate and let the
37 engineers continue to hire Ms. Quintana.
38 NETTIE QUINTANA: Can I say something?
39 CHAIRMAN ANCHO: Go.
40 NETTIE QUINTANA: If you did put it out -- a -- a contract

1 out, have other people come in to try to do another contract or
2 whatever, put it out to bid or whatever, there is nobody in
3 Lander County that does this but me.

4 COMMISSIONER WAITS: No, I --

5 NETTIE QUINTANA: There's --

6 COMMISSIONER WAITS: -- understand that.

7 NETTIE QUINTANA: Okay.

8 COMMISSIONER WAITS: But that doesn't mean we would be
9 doing it just in the county.

10 If -- if we did.

11 NETTIE QUINTANA: Okay.

12 BERT RAMOS: Bert Ramos, for the record.

13 So for the sake of transparency, since that's what we're --
14 we keep referring back to, since the ethics complaint is against
15 me and it's directly affecting their business, I wouldn't mind
16 if we got the ethics complaint out here and read it aloud to
17 this community so they know exactly what's going on and the --

18 UNIDENTIFIED PARTICIPANT: (Off microphone) Agreed.

19 BERT RAMOS: -- nonsense.

20 UNIDENTIFIED PARTICIPANT: (Off microphone) Yes.

21 UNIDENTIFIED PARTICIPANT: (Off microphone) Agreed. Yep.

22 CHAIRMAN ANCHO: Okay, guys. So yeah, no.

23 That's -- that's --

24 COMMISSIONER SPARKS: Well, wait. First off, we have a
25 motion on the floor; correct?

26 CHAIRMAN ANCHO: Yes.

27 UNIDENTIFIED PARTICIPANT: (Off microphone, indiscernible.)

28 CHAIRMAN ANCHO: So --

29 COMMISSIONER SPARKS: I'll second the motion.

30 CHAIRMAN ANCHO: All right. So now we have further
31 discussion.

32 COMMISSIONER ALLAN: I'm just going to reiterate what I
33 said. Is, you know, I love having a hometown person doing work.
34 And it's great that it -- it is in the community.

35 But I also agree with -- with Patsy. Is, I mean, granted,
36 yeah, it could cost the -- the county some more money. And
37 it -- it does add up to a substantial amount.

38 You know, if -- if the numbers are correct -- and I'm not
39 saying they're not, --

40 NETTIE QUINTANA: I have --

1 COMMISSIONER ALLAN: -- Nettie.
2 NETTIE QUINTANA: -- them all right here.
3 COMMISSIONER ALLAN: I'm not saying they're not. I'm not
4 disagreeing with it. I'm just saying that we haven't, you know,
5 looked back through the numbers and calculated things and
6 whatnot.
7 So we'll take your -- your word for it.
8 What I'm saying, though, is on a, you know, completely
9 clear level field here is -- so there is absolutely no question
10 of -- of any kind of, you know, preference or whatnot, how you
11 want to say it, is -- is I think that either put it out for bid,
12 which I don't really necessarily agree with -- with doing
13 contracts like this because it usually is for the engineer to
14 handle. Either putting it out for bid or just letting it go
15 through the engineer.
16 Because you know the engineer's going to use you. Yes,
17 we're going to pay a little bit extra. But everything's
18 aboveboard --
19 NETTIE QUINTANA: A hundred eighty --
20 COMMISSIONER ALLAN: -- in play.
21 NETTIE QUINTANA: -- thousand dollars extra.
22 COMMISSIONER ALLAN: I understand that. Is it's not a
23 pittance.
24 We -- we waste a lot of money. I'm not condoning that.
25 I'm not advocating it.
26 What I'm trying to say is we need the transparency. We
27 need everything aboveboard. We need so there's absolutely no
28 questions asked about anything.
29 CHAIRMAN ANCHO: So I have something to say.
30 I think the commonsense issue right here is if you took
31 Mr. Ramos out of this picture to -- at all, that he had the -- he
32 didn't even exist, we would not be having --
33 UNIDENTIFIED PARTICIPANT: (Off microphone) Agreed.
34 UNIDENTIFIED PARTICIPANT: (Off microphone) Yes.
35 CHAIRMAN ANCHO: -- this conversation.
36 UNIDENTIFIED PARTICIPANT: (Off microphone) Yes.
37 CHAIRMAN ANCHO: So -- so all right.
38 COMMISSIONER SPARKS: And just to clarify something, again,
39 on these costs. The cost is set by the engineer; correct?
40 Because it's 5 percent or of the -- of the project.

1 NETTIE QUINTANA: Of the total project. Yeah. So --
2 COMMISSIONER SPARKS: -- of the project.
3 NETTIE QUINTANA: Yes. So 5 --
4 COMMISSIONER SPARKS: So no matter --
5 NETTIE QUINTANA: -- percent. So --
6 COMMISSIONER SPARKS: -- who you get, it's -- you're --
7 you're coming in at a savings --
8 NETTIE QUINTANA: At a savings --
9 COMMISSIONER SPARKS: -- with this contract.
10 NETTIE QUINTANA: -- you're -- so basically, you're going
11 to give the engineer 5 percent. I'm going to work for the
12 engineer. And I'm going to hope to get 3 percent.
13 COMMISSIONER SPARKS: Right.
14 NETTIE QUINTANA: I mean, it's a negotiation the whole
15 time. I'm going to hope for that.
16 COMMISSIONER SPARKS: Right. So no --
17 NETTIE QUINTANA: Or you're --
18 COMMISSIONER SPARKS: -- matter --
19 NETTIE QUINTANA: -- going to give me 3 percent.
20 COMMISSIONER SPARKS: Right. So matter if the engineer
21 chooses you or they choose the company out of Elko or
22 Winnemucca, they're still getting 5 percent of the project cost.
23 NETTIE QUINTANA: Yes.
24 COMMISSIONER SPARKS: Okay. Just wanted to make sure I was
25 clear on that. Okay. Thank you.
26 SAMMY ENGELSON: Sammy Engelson. I --
27 DISTRICT ATTORNEY HERRERA: Excuse me.
28 SAMMY ENGELSON: -- apparently am late to the meeting. I
29 didn't -- oh.
30 DISTRICT ATTORNEY HERRERA: Ch- -- Chair, you -- you need
31 to open it up for public comment.
32 CHAIRMAN ANCHO: Well --
33 DISTRICT ATTORNEY HERRERA: It --
34 CHAIRMAN ANCHO: I thought under discussion -- go ahead.
35 I'm sorry. I'll -- then I'll open it up for public comment.
36 COMMISSIONER SPARKS: Yeah.
37 DISTRICT ATTORNEY HERRERA: Thank you.
38 Just so the right group --
39 CHAIRMAN ANCHO: You're in -- you're right.
40 SAMMY ENGELSON: Okay.

1 CHAIRMAN ANCHO: Keep going.

2 SAMMY ENGELSON: I don't know what the ethics issue is. It
3 keeps getting talked about. But I think murmurs back there
4 where I'm sitting, we would like to hear -- hear it read out for
5 the record if it can be.

6 COMMISSIONER ALLAN: So, first of all, it's -- it's not on
7 the agenda. It's not mentioned in the agenda so we really can't
8 discuss it.

9 And also typically something like this, the agen- -- the --
10 the ethics, it's still in the investigative stage, which means
11 it's still supposed to be confidential information.

12 Mr. Ramos has chosen to make it public, but it's still
13 confidential information.

14 And --

15 CHAIRMAN ANCHO: All right.

16 COMMISSIONER ALLAN: -- it -- it's not part of this --

17 SAMMY ENGELSON: Oh, I misunderstood.

18 COMMISSIONER ALLAN: -- this --

19 SAMMY ENGELSON: I thought --

20 COMMISSIONER ALLAN: -- agenda --

21 SAMMY ENGELSON: -- it pertained --

22 COMMISSIONER ALLAN: -- item.

23 SAMMY ENGELSON: -- to it.

24 CHAIRMAN ANCHO: So --

25 SAMMY ENGELSON: Okay. Thank you.

26 UNIDENTIFIED PARTICIPANT: (Off microphone) For the sake of
27 transparency.

28 CHAIRMAN ANCHO: I -- I -- I know. But let's -- if you
29 want to be recognized, then you'll have to come up here so we
30 can try to keep this --

31 KEITH WESTENGARD: I would like to clarify a few things.
32 The first thing I'd like to clarify is the numbers issue.

33 Due to the ethics complaint, we have researched the numbers
34 thoroughly. And we have documentation to back that up.

35 If you would like that on a future agenda to show the
36 documentation of the savings to Lander County, I'm happy to do
37 that on our next agenda.

38 Number two, if Mr. Ramos would like to make it public -- I
39 know it's not an agenda item -- I will go print it out in my
40 office and I will print the copies out and put them out in that

1 front foyer if I get his permission.
2 BERT RAMOS: Please make it public.
3 KEITH WESTENGARD: Thank you.
4 And that comes right --
5 CHAIRMAN ANCHO: All right. All right. All right.
6 KEITH WESTENGARD: That --
7 CHAIRMAN ANCHO: So --
8 KEITH WESTENGARD: That comes right from our outside
9 counsel related to the advisory opinion by ethics.
10 If I get Mr. Ramos's written permission, I can do that.
11 CHAIRMAN ANCHO: All right.
12 So if there's any more public comment?
13 Any more further discussion?
14 There's --
15 ALICIA PRICE: Sorry. Alicia Price, for the record.
16 So I -- I just want to make sure if you stated earlier. So
17 if you, as the commissioners, did the contract, there wouldn't
18 be an ethical issue -- correct? -- because you're not in any
19 way, form, or fact related with them.
20 So why couldn't -- why couldn't you do that to save the
21 county money?
22 I mean, that -- that -- that's my -- I'm a business person.
23 I pay taxes. They pay taxes. You get penalized here all the
24 time by people coming from out of town, bringing their money,
25 taking their money out.
26 It's a fight every day for a local business.
27 I know it. He knows it. Everyone in this room that owns a
28 business knows it.
29 So it's a real simple solution. You guys can fix this.
30 You can say, we're going to make the choice. We'll leave him
31 out because there's an issue there. It's real easy. You save
32 the \$168,000 or whatever it is -- maybe more next year. You
33 don't know -- and put it somewhere else that's more useful.
34 And, I mean, I get wanting to put it out for bid with
35 Patsy -- I get that -- to make it fair. But if you know for a
36 fact you're going to pay 2 percent more, I mean, it's -- it's
37 basic numbers and economics and you just should save the money.
38 So thank you.
39 COMMISSIONER CLARK: Thank you, Alicia.
40 ALICIA PRICE: Thank you.

1 CHAIRMAN ANCHO: So we have a first and a second.
2 COMMISSIONER SPARKS: Uh-huh.
3 CHAIRMAN ANCHO: All right.
4 So any more discussion?
5 (No comment.)
6 CHAIRMAN ANCHO: All right. All in favor?
7 COMMISSIONER SPARKS: Aye.
8 COMMISSIONER CLARK: Aye.
9 CHAIRMAN ANCHO: Aye.
10 COMMISSIONER CLARK: Aye.
11 CHAIRMAN ANCHO: Nays?
12 COMMISSIONER ALLAN: I'm going to say nay. Sorry, Nettie.
13 COMMISSIONER WAITS: Nay.
14 CHAIRMAN ANCHO: All right.
15 COMMISSIONER SPARKS: So it passes.
16 CHAIRMAN ANCHO: It passes.
17 NETTIE QUINTANA: Thank you, guys.
18 CHAIRMAN ANCHO: Three to two.
19 COMMISSIONER CLARK: You're welcome, Nettie.
20 CHAIRMAN ANCHO: All right.
21
22 (Indiscernible simultaneous conversations.)
23
24 CHAIRMAN ANCHO: All right. So we're going on to Number 5.
25 COMMISSIONER WAITS: Kathy.
26 CHAIRMAN ANCHO: I'm sorry. I'm sorry. I didn't see that.
27 KEITH WESTENGARD: Could you amend that to who's going to
28 sign it?
29
30 (Indiscernible simultaneous conversations.)
31
32 KEITH WESTENGARD: The chair? Myself? Whoever?
33 CHAIRMAN ANCHO: Oh.
34 DISTRICT ATTORNEY HERRERA: Art --
35 KEITH WESTENGARD: With the --
36 DISTRICT ATTORNEY HERRERA: -- art --
37 KEITH WESTENGARD: -- modification.
38 DISTRICT ATTORNEY HERRERA: -- Art needs --
39 CHAIRMAN ANCHO: Okay.
40 DISTRICT ATTORNEY HERRERA: -- to amend it. And Bryan

1 needs to amend his second --
2 CHAIRMAN ANCHO: Oh, with --
3 DISTRICT ATTORNEY HERRERA: -- to include --
4 CHAIRMAN ANCHO: -- who's going --
5 DISTRICT ATTORNEY HERRERA: -- the chair --
6 CHAIRMAN ANCHO: Yes.
7 DISTRICT ATTORNEY HERRERA: -- to sign.
8 CHAIRMAN ANCHO: To please --
9 COMMISSIONER CLARK: Oh.
10 CHAIRMAN ANCHO: -- amend it and who's --
11 COMMISSIONER CLARK: And --
12 CHAIRMAN ANCHO: -- going to --
13 COMMISSIONER CLARK: -- and to include -- to include the
14 chair to sign.
15 COMMISSIONER SPARKS: And I'll -- I'll second that again.
16 CHAIRMAN ANCHO: All right.
17 COMMISSIONER CLARK: Sorry about that. I didn't --
18 CHAIRMAN ANCHO: All right.
19 COMMISSIONER CLARK: -- think about that.
20 CHAIRMAN ANCHO: So are we good --
21 COMMISSIONER WAITS: We need to --
22 CHAIRMAN ANCHO: -- to go on?
23 COMMISSIONER WAITS: -- revote?
24 DISTRICT ATTORNEY HERRERA: Yeah. And the --
25 COMMISSIONER SPARKS: Yeah. We're good.
26 COMMISSIONER WAITS: Vote again.
27 CHAIRMAN ANCHO: Okay.
28 COMMISSIONER SPARKS: Oh, vote again?
29 COMMISSIONER WAITS: Uh-huh.
30 COMMISSIONER CLARK: Yeah.
31 CHAIRMAN ANCHO: All right. So every- -- all in --
32 COMMISSIONER CLARK: Vote on the --
33 CHAIRMAN ANCHO: -- favor?
34 COMMISSIONER CLARK: -- amendment, --
35 COMMISSIONER SPARKS: Aye.
36 CHAIRMAN ANCHO: -- with the amended.
37 COMMISSIONER CLARK: Aye.
38 CHAIRMAN ANCHO: Aye.
39 COMMISSIONER SPARKS: Aye.
40 CHAIRMAN ANCHO: The nays?

1 COMMISSIONER ALLAN: Nay.
2 COMMISSIONER WAITS: Nay.
3 CHAIRMAN ANCHO: All right. It passes three to two. All
4 right. So are we fixed to go on?
5 Oh, my gosh.

6
7 **5) COMMISSIONERS: For possible action to approve/disapprove the**
8 **appointment of one (1) individual to serve on the Battle**
9 **Mountain Livestock Events Center Advisory Board, which**
10 **currently has one (1) opening, term ending June 30, 2021, and**
11 **to consider all of the following applicants to include:**
12 **a) Charlene Fetterly.**

13
14 CHAIRMAN ANCHO: All right. Going on to Number 5. All
15 right.
16 For possible action to approve, disapprove the appointment
17 of one individual to serve on the Battle Mountain Livestock
18 Events Center Advisory Board.

19 SADIE SULLIVAN: Just one minute, Kathy.

20 CHAIRMAN ANCHO: Oh. Sorry.

21 SADIE SULLIVAN: If you don't mind waiting just a little
22 bit. Sorry.

23 CHAIRMAN ANCHO: Is it they can't hear?
24 Huh?

25 COMMISSIONER ALLAN: Can you speak up?

26 CHAIRMAN ANCHO: I can.

27 COMMISSIONER ALLAN: If you kind of put your mic a little
28 bit to the side.

29 CHAIRMAN ANCHO: Okay.
30 They can't hear me?

31 SADIE SULLIVAN: (Off microphone) Well, if it's --

32 CHAIRMAN ANCHO: I'm sorry.

33 SADIE SULLIVAN: (Off microphone) -- hot, they know it's
34 also you have to wait for the background. It's just --

35 CHAIRMAN ANCHO: Okay.

36 SADIE SULLIVAN: (Off microphone) -- a little --

37 CHAIRMAN ANCHO: So you guys, if we can -- so we can --
38 they can hear -- all right -- on the talking. Thank you.

39 So...

40 All right. For possible action to approve, disapprove the

1 appointment of one individual to serve on the Battle Mountain
2 Livestock Event Center Advisory Board, which currently has one
3 open term, ending June 30, 2021, and to consider all the
4 following applicants to include Charlene Fetterly.

5 COMMISSIONER WAITS: I make a motion that we approve
6 Charlene Fetterly to the Battle Mountain Livestock Events Center
7 Advisory Board with the term ending June 30, 2021.

8 COMMISSIONER SPARKS: I will second that motion.

9 COMMISSIONER CLARK: Yeah.

10 CHAIRMAN ANCHO: Any discussion?

11 (No comment.)

12 CHAIRMAN ANCHO: All in favor?

13 COMMISSIONER SPARKS: Aye.

14 COMMISSIONER CLARK: Aye.

15 COMMISSIONER WAITS: Aye.

16 COMMISSIONER ALLAN: Aye.

17 CHAIRMAN ANCHO: Aye.

18 Motion carries.

- 19
20 6) **COMMISSIONERS: For possible action to approve/disapprove the**
21 **appointment of three (3) individuals to serve on the Lander**
22 **County Debt Management Commission, which currently has three**
23 **(3) openings, terms ending December 31, 2021, and to consider**
24 **all of the following applicants to include: a) Louis Lani,**
25 **b) Bart Negro, c) Steve Stienmetz.**

26
27 CHAIRMAN ANCHO: Number 6.

28 For possible action to approve, disapprove the appointment
29 of three individuals to serve on the Lander County Debt
30 Management Commission, which currently has three open commiss-
31 -- openings -- excuse me -- terms ending December 31, 2021, and
32 to consider all the following applications to include Louis
33 Lani, Bart Negro, Steve Stienmetz.

34 COMMISSIONER CLARK: What -- I would re- -- request that we
35 do it individually.

36 CHAIRMAN ANCHO: Okay. So we'll start off with Louis Lani.

37 COMMISSIONER CLARK: I'll make a motion to put Louis Lani
38 on the board.

39 COMMISSIONER SPARKS: I'll second.

40 CHAIRMAN ANCHO: Any discussion?

1 (No comment.)
2 CHAIRMAN ANCHO: All in favor?
3 COMMISSIONER SPARKS: Aye.
4 COMMISSIONER CLARK: Aye.
5 COMMISSIONER ALLAN: Aye.
6 COMMISSIONER WAITS: Aye.
7 CHAIRMAN ANCHO: Bart Negro?
8 COMMISSIONER SPARKS: I'll make a motion to approve Bart
9 Negro.
10 CHAIRMAN ANCHO: Do we have a second?
11 COMMISSIONER ALLAN: I'll second.
12 CHAIRMAN ANCHO: Any discussion?
13 (No comment.)
14 CHAIRMAN ANCHO: All in favor?
15 COMMISSIONER SPARKS: Aye.
16 COMMISSIONER ALLAN: Aye.
17 COMMISSIONER WAITS: Aye.
18 CHAIRMAN ANCHO: Aye.
19 COMMISSIONER CLARK: Nay.
20 CHAIRMAN ANCHO: Steve Steinmetz?
21 COMMISSIONER SPARKS: I'll make --
22 COMMISSIONER CLARK: Make a --
23 COMMISSIONER SPARKS: -- a motion --
24 COMMISSIONER CLARK: -- motion to put Steve on the board.
25 COMMISSIONER SPARKS: I'll second.
26 CHAIRMAN ANCHO: Any discussion?
27 (No comment.)
28 CHAIRMAN ANCHO: All in favor?
29 COMMISSIONER SPARKS: Aye.
30 COMMISSIONER ALLAN: Aye.
31 COMMISSIONER CLARK: Aye.
32 COMMISSIONER WAITS: Aye.
33 CHAIRMAN ANCHO: All right.
34
35
36
37
38
39
40

1 7) COMMISSIONERS: For possible action to approve/disapprove the
2 appointment of one (1) individual to serve on the Lander
3 County Planning Commission, which currently has one (1)
4 opening, term ending June 30, 2023, and to consider all of
5 the following applicants to include: a) Steve Steinmetz.
6

7 CHAIRMAN ANCHO: All right. So moving on to 7.
8 For possible action to approve, disapprove the appointment
9 of one individual to serve on the Lander County Planning
10 Commission -- Commission, which currently has one opening, term
11 ending June 30, 2023, and to consider all the following
12 applicants to include: Steve Stienmetz.

13 COMMISSIONER CLARK: I make a motion to put Steve on the
14 board.

15 COMMISSIONER SPARKS: I'll second.

16 CHAIRMAN ANCHO: Any -- go ahead.

17 COMMISSIONER WAITS: Question?

18 CHAIRMAN ANCHO: Yes.

19 COMMISSIONER WAITS: In his letter, he's asking for the
20 appointment of June 30 to 2022. And it appears that we have
21 2023. So I wanted a clarification of whether we're appointing
22 him a year longer than he asked for? Or --

23 KEITH WESTENGARD: They can make it June 30.

24 COMMISSIONER CLARK: I think that's just --

25 SADIE SULLIVAN: I think --

26 COMMISSIONER CLARK: -- a term.

27 SADIE SULLIVAN: -- that was a typo. Can you repeat?

28 COMMISSIONER WAITS: The term is actually 2023; is that
29 correct?

30 CHAIRMAN ANCHO: Yes. Ending 2023.

31 DISTRICT ATTORNEY HERRERA: I do- -- I don't -- you'd have
32 to ask the other part of the --

33 COMMISSIONER WAITS: Okay.

34 DISTRICT ATTORNEY HERRERA: I'm sorry.

35 CHAIRMAN ANCHO: So what are we doing?

36 KEITH WESTENGARD: I have to -- I have to look myself and
37 see.

38 CHAIRMAN ANCHO: Oh, I'm sorry. They're checking?

39 COMMISSIONER WAITS: They're checking.

40 CHAIRMAN ANCHO: Okay.

1 JEANNE FALZONE: (Indiscernible) for the June 30?
2 COMMISSIONER ALLAN: Oh.
3 SADIE SULLIVAN: '23 should be there.
4 CHAIRMAN ANCHO: Oh, so -- okay.
5 So it's --
6 It says '22.
7 COMMISSIONER ALLAN: Can I --
8 CHAIRMAN ANCHO: You may.
9 COMMISSIONER ALLAN: So according to our backup material
10 for Agenda Item Number 3, under the Lander County Planning
11 Commission, it does say there is a vacancy, term expiration June
12 30th of 2022.
13 Do we have a motion?
14 COMMISSIONER SPARKS: Yeah.
15 COMMISSIONER ALLAN: Oh.
16 CHAIRMAN ANCHO: Do you want to second it? Are you second?
17 COMMISSIONER SPARKS: Uh-huh.
18 KEITH WESTENGARD: '22?
19 SADIE SULLIVAN: (Off microphone) Bryan seconded.
20 CHAIRMAN ANCHO: Okay. That's what --
21 KEITH WESTENGARD: Okay.
22 CHAIRMAN ANCHO: -- I thought.
23 KEITH WESTENGARD: '22.
24 COMMISSIONER SPARKS: '23.
25 CHAIRMAN ANCHO: Okay. So --
26 COMMISSIONER ALLAN: Oh, shit.
27 CHAIRMAN ANCHO: -- do we want to amend that?
28 COMMISSIONER WAITS: If our agenda is wrong, is that
29 insignificant enough that we can go forward?
30 CHAIRMAN ANCHO: And --
31 DISTRICT ATTORNEY HERRERA: You can appoint -- if you're
32 going to appoint him, you can appoint him to the term.
33 It doesn't have to be to June 30, 2023, if -- if the term
34 does not go to June 30, 2023.
35 COMMISSIONER WAITS: Okay. So we need the motion --
36 CHAIRMAN ANCHO: Should amend it.
37 COMMISSIONER WAITS: -- redone? Okay.
38 CHAIRMAN ANCHO: Yeah. Okay.
39 DISTRICT ATTORNEY HERRERA: Right. So you make a motion to
40 the term.

1 CHAIRMAN ANCHO: Okay. So...

2 COMMISSIONER CLARK: I'll make a motion that we appoint
3 Steve Stienmetz and Louis Lani to the term.

4 DISTRICT ATTORNEY HERRERA: No, it's just Steve.

5 KEITH WESTENGARD: It's just Steve.

6 COMMISSIONER CLARK: What?

7 DISTRICT ATTORNEY HERRERA: It's just Steve on this --

8 COMMISSIONER WAITS: Just --

9 DISTRICT ATTORNEY HERRERA: -- one.

10 COMMISSIONER WAITS: -- Steve.

11 COMMISSIONER CLARK: Oh. This --

12 CHAIRMAN ANCHO: On this one.
13 So Steve.

14 COMMISSIONER CLARK: Oh, I'm on the wrong page. I'm sorry.
15 Just Steve. My motion is put Steve on the board for the
16 term, not the date.

17 COMMISSIONER SPARKS: I'll second.

18 CHAIRMAN ANCHO: All right.
19 Any discussion?
20 (No comment.)

21 CHAIRMAN ANCHO: All in favor?

22 COMMISSIONER SPARKS: Aye.

23 CHAIRMAN ANCHO: Aye.

24 COMMISSIONER ALLAN: Aye.

25 COMMISSIONER WAITS: Aye.

26 COMMISSIONER CLARK: Aye.

27 CHAIRMAN ANCHO: Motion carries.
28 For possible action to approve or disapprove the
29 appointment of one individual to serve on the Public Lands Use
30 Advisory --

31 DISTRICT ATTORNEY HERRERA: No, that --

32 CHAIRMAN ANCHO: -- Planning --

33 DISTRICT ATTORNEY HERRERA: -- was --

34 SADIE SULLIVAN: (Off microphone) Tabled.

35 CHAIRMAN ANCHO: I'm --

36 DISTRICT ATTORNEY HERRERA: That --

37 CHAIRMAN ANCHO: -- sorry.

38 DISTRICT ATTORNEY HERRERA: -- was tabled.

39 CHAIRMAN ANCHO: Oh, okay. I didn't know it was tabled.

40 COMMISSIONER SPARKS: Yeah. Number 8 was.

1 COMMISSIONER CLARK: Eight's --
2 CHAIRMAN ANCHO: Oh.
3 COMMISSIONER CLARK: -- tabled?
4 COMMISSIONER SPARKS: We'll go to 9.
5 KEITH WESTENGARD: Yes.
6 CHAIRMAN ANCHO: Okay. Sorry.
7 KEITH WESTENGARD: We had some wording --
8 DISTRICT ATTORNEY HERRERA: That was tabled before we
9 started by the chair -- the previous chair.
10 CHAIRMAN ANCHO: Oh, I'm --
11 COMMISSIONER CLARK: Oh.
12 CHAIRMAN ANCHO: -- sorry.
13 COMMISSIONER CLARK: Okay.
14 CHAIRMAN ANCHO: That's right.
15 COMMISSIONER WAITS: We amend -- we amended --
16 CHAIRMAN ANCHO: Okay.
17 COMMISSIONER CLARK: We need --
18 COMMISSIONER WAITS: -- the agenda.
19 COMMISSIONER CLARK: -- to get this going if we -- if we
20 have a -- a person that'll join because we haven't had a
21 PLUAC --
22 DISTRICT ATTORNEY HERRERA: I understand, --
23 COMMISSIONER CLARK: -- meeting in --
24 DISTRICT ATTORNEY HERRERA: -- but --
25 COMMISSIONER CLARK: -- months.
26 DISTRICT ATTORNEY HERRERA: -- as written, we cannot.
27 COMMISSIONER CLARK: I know.

28
29 **9) COUNTY MANAGER: For possible action, approve/disapprove the**
30 **Governor's Office of Innovation and Technology (GOSIT) to**
31 **send out a Request for Proposal (RFP) on behalf of Lander**
32 **County regarding broadband enhancement.**
33

34 CHAIRMAN ANCHO: Okay. All right. Moving on to Number 9.
35 For possible action -- approval, disapproval of the
36 Governor's Office to Innovation and Technology, GOSIT, to send
37 out a re- -- for a Request for Proposal, RFP, on behalf of
38 Lander County, regarding broadband enhancement.

39 COMMISSIONER SPARKS: Good morning.

40 JOJO MYERS: Good morning. Thank you so much.

1 And for the record, my name is Jojo Myers Campos, and I'm
2 the state broadband development manager for the Governor's
3 Office of Science, Innovation, and Technology.
4 And I do have handouts of what I will be discussing if --
5 COMMISSIONER SPARKS: I'd like one.
6 JOJO MYERS: -- we --
7 COMMISSIONER CLARK: Yeah.
8 JOJO MYERS: Perfect.
9 CHAIRMAN ANCHO: Please.
10 JOJO MYERS: Anybody else?
11 COMMISSIONER ALLAN: Yes, please.
12 CHAIRMAN ANCHO: Yes.
13 COMMISSIONER WAITS: Has this been sent to Austin?
14 JOJO MYERS: Sent to Austin? No. Uh-uh.
15 SADIE SULLIVAN: Is this an addition to our packet?
16 CHAIRMAN ANCHO: Is it -- yes. Wouldn't be.
17 COMMISSIONER SPARKS: Yeah. I don't --
18 COMMISSIONER ALLAN: Thank you.
19 COMMISSIONER SPARKS: -- foresee that.
20 KYLA BRIGHT: (Off microphone) I don't believe it's in
21 addition to the packet. I think it's -- sorry. Kyla Bright,
22 for the record. If I'm (indiscernible). I can scan it to Austin
23 if you want. It's just kind of a follow-along for her verbal
24 discussion.
25 JOJO MYERS: Yes.
26 CHAIRMAN ANCHO: Do -- do we want to send it to Austin?
27 Please.
28 COMMISSIONER WAITS: Well, I --
29 DISTRICT ATTORNEY HERRERA: We're doing it.
30 COMMISSIONER WAITS: -- I can take it down to them. But
31 it's just that anytime you accept information at the board
32 meeting, we've got people in Austin that cannot follow or do not
33 have it.
34 CHAIRMAN ANCHO: Okay.
35 COMMISSIONER WAITS: But I -- I'm happy to take this down
36 afterwards, but --
37 DISTRICT ATTORNEY HERRERA: But I think Keith --
38 COMMISSIONER WAITS: -- so noted.
39 CHAIRMAN ANCHO: So -- yes.
40 DISTRICT ATTORNEY HERRERA: Commissioner, I think Keith is

1 sending it right now as --

2 CHAIRMAN ANCHO: All right.

3 DISTRICT ATTORNEY HERRERA: -- we're talking.

4 CHAIRMAN ANCHO: Thank you.

5 JOJO MYERS: Do you want to open? Or do you want to jump
6 right in?

7 KYLA BRIGHT: You just go.

8 JOJO MYERS: I'll just jump right in.

9 All right. Thank you so much.

10 I've already been doing a lot of work. And my whole -- my
11 whole purpose and -- of what I do within my position is to
12 create, develop, or find connectivity solutions for all of the
13 counties and cities in need, whether they be underserved or
14 unserved or just in the need of more in order to attract better
15 opportunities.

16 So we have already actually been doing quite a bit in
17 Lander.

18 My first meeting with Lander was August of 2018, actually,
19 was my very first meeting so I could really start wrapping my
20 head around -- we were getting a lot of complaints on, you know,
21 about the Austin school and Austin itself. And -- and so,
22 therefore, we wanted to jump in.

23 And one of the things we always look at when I am looking
24 at trying to provide a solution is where it all matters.

25 And my number one is going to be economic development.

26 My background's not just telecommunications. It's also
27 economic development.

28 And if you do not have what is necessary -- for what we
29 have -- I mean, Nevada is always in the top three to five states
30 because we have amazing -- we're a great business state.

31 We have amazing abatements, amazing tax incentives. So we
32 are always in the running.

33 If a company then hires a site selector and says, "Find me
34 somewhere to expand my company. Find me somewhere that I can
35 actually open up my office," Nevada will always be looked at.

36 So they actually then hire a site selector to come in. You
37 will never ever know that you have a site selector in your town.
38 They come in under the radar. They do not want to be bugged.
39 They come in with a checklist. And if they do not leave with
40 everything on that checklist with a pro, you will never ever,

1 ever hear from them again.

2 So, therefore, we want to make sure if they are coming into
3 Battle Mountain, if they are coming into Lander County that they
4 too will have the -- that Lander's going to have the same
5 opportunities as if they are looking in -- in -- in Clark or
6 Washoe or Carson.

7 Ely's been getting a whole bunch of notice lately because
8 they are getting connected. Is we want to do the same here.

9 When economic -- when a site selector comes in, they look
10 at very, very basic things. They always want to make sure that
11 they have electricity and your electrical capacity checked.
12 They always want to make sure you have plenty of water, you have
13 gas, your sewer is great, and you have telecommunications
14 infrastructure.

15 They are not interested in a wireless connection or a
16 microwave shot. They want to be able to build a business.

17 So economic development is always the number one reason why
18 I want to make sure that an area or a community is viable.

19 But you also have employment rates, municipal and community
20 engagement, household income, and increased housing.

21 On the next page -- I'm not going to go over all of it,
22 just some of the research that backs up some of what I've said.
23 And on the back page, actually, I have all of the links to all
24 the articles and any of the research that I've done and that --
25 that I use.

26 And in Economic Development says exactly what I just said.
27 Locations are routinely eliminated due to issues pertaining to
28 inadequate water, gas, electric, wastewater, and
29 telecommunications infrastructure for it.

30 Your housing values also go up on an average of 3 percent
31 if you actually have a fiber-optic. And that's to any
32 household. You have a 3 percent increase in your housing val-
33 -- value.

34 So if I go over to the digital inclusion and digital
35 exclusion, you're either one or the other.

36 You are either adopting a digital inclusion model or you
37 aren't. There is no riding the fence on that. So if you are
38 truly adopting a -- a digital inclusion that means you are
39 looking for better connectivity. You want to make sure your
40 schools, your hospitals, your public safety and such are

1 absolutely operating with the best that they can be.

2 You want to make sure your connectivity, your
3 accessibility -- you want to make sure that these kids in these
4 schools can all do digital and distance learning the same if
5 they were in Clark or anywhere else.

6 So you want to make sure that we have this ability. You
7 haven't always had this ability.

8 Now, like I say, we're making some strides already. And
9 that's through the E-Rate program. One of the things we did in
10 Austin, November 18, we just had a ribbon-cutting in Austin.

11 We were able to get that school -- they've been operating
12 on a T1. A T1 is 1.54 megs. When they have a booster, they
13 could get up to 3 megs. And I give you my word, there will be
14 no digital and distance learning with a 1.5 to a 3 meg
15 operation.

16 That school right now is operating off of a 100 meg --

17 COMMISSIONER SPARKS: Wow.

18 JOJO MYERS: -- connection.

19 COMMISSIONER WAITS: Wow.

20 JOJO MYERS: And so we are super pleased with that, that
21 these kids -- and now they're doing the virtual realities. They
22 now -- all of the kids have all of the VR headsets. And they
23 can look at 3D.

24 Like when -- the day we were there that we were able to
25 see -- they were looking at cells and looking at the 3D and
26 looking at the mitoplasm. And you can see the kids taking notes
27 and what the -- you know, what the notes that they are taking
28 this well. But she's also doing things with math. She's also
29 doing pen pals. Like they have -- they have a pen pal like over
30 in China and -- and such. So they are truly now doing digital
31 and distance learning.

32 One of the reasons I started with Austin is because in that
33 meeting I mentioned in August of 2018, I was told that -- two
34 things.

35 One, parents had pulled kids out before and were
36 homeschooling because they didn't think they had a very good
37 opportunity.

38 And the other thing is, you know, they were looking at --
39 well, maybe we should just put our -- close the school.
40 Maybe -- maybe we should put our kids somewhere else.

1 That's not an option. This is education. And these
2 kids -- I don't care if there's four kids in Austin. They still
3 deserve the same opportunities if they were in Las Vegas. They
4 still deserve to have digital and distance learning, and the pen
5 pal over in China, or anywhere else they have.

6 And those kids do have that now. So I'm hoping those kids
7 do not have to be homeschooled anymore, and they can actually be
8 reenrolled in a school that is perfect.

9 And the other thing that's going to be really great about
10 the Austin school, the other areas that isn't being used, means
11 now the community can actually create something else as far as
12 their community center or a technology center or a tech lab,
13 after school tutoring, anything like that.

14 So it opens up a door that has not been there.

15 So I'm not going to go over the 2017-2018, but I did just
16 kind of put in here -- this is when we started part of our
17 E-Rate process. And we only had three months in order to do it
18 once we -- we embarked.

19 But I did put on the other page our 2019. And you can see
20 the expansion and the work that we have done in the state for
21 our schools and libraries.

22 The E-Rate program is actually through USAC, which is the
23 Universal Service Administrative Company, which is directly
24 partnered with the FCC.

25 There is no other program anywhere out there federally or
26 state level that will give you the opportunities that -- that
27 the E-Rate program can ha- -- can do.

28 Every single county has what's called a discount rate,
29 right off the top.

30 Lander used to be -- in 2017, you only had a 60 percent.
31 You are now actually -- you have a 70 percent discount rate,
32 which means anytime something goes out, like for that Austin
33 school, and we go out for the RFP, whatever we get back and it
34 shows what that cost is going to be, that Austin school got 70
35 percent right off the top of that entire construction build.

36 Now I have state match. It's called the Nevada Connect
37 Kids Initiative.

38 So I actually put in an additional 10 percent, which now
39 means they got 80 percent of that construction paid for.

40 If I have a state match, the FCC has to match me. So then

1 they put in an additional 10 percent as well.

2 So they got 90 percent of that paid for. And then the
3 other cool part is they get to amortize that over four years,
4 what is left. And so, therefore, it was a win, win, win, win
5 for everyone.

6 So now moving on to the 2020, we are actually -- like we
7 put two R- -- RFPs already out through the E-Rate program for
8 the Austin Library and for the Battle Mountain Library.

9 Those RFPs are actually due back today. The responses are
10 due back today.

11 Also went out for the middle school in Battle Mountain.
12 Those are actually due back tomorrow.

13 Now all of these will have a direct fiber connection
14 directly to the building. This is not -- this is not a tower.
15 This isn't a microwave shot. Each one of these entities will
16 have 100 megs. One hundred megs to the Austin -- Austin
17 Library, 100 megs to the Battle Mountain, as well as 100 megs is
18 going to go to the middle school.

19 When you start to strengthen all of your anchor institutes
20 like this, imagine, honestly, what else you -- you would be able
21 to do through your library that you aren't able to do right now.

22 So we are excited to see what will come back with that.

23 You can look down at 2020 where it says the -- the Lander
24 Library is in a consortia with Elko and Eureka with that.

25 So that total build that we went out for is \$142,000. I'm
26 going to pay -- I will pay 14,200 of that in my office. The FCC
27 is going to match me another 14,200 of that. E-Rate's going to
28 pay \$113,600. That only leaves the library \$3,550 out of 142-.
29 They can amortize that over four years with that.

30 So divided by four, I -- they're going to -- they're going
31 to owe 3500 a year. That's all they're going to owe at -- --
32 for -- for the next four years. And they will have 100 megs for
33 that. So we are very excited with it.

34 Now one of the reasons we're very interested in starting
35 with the E-Rate program is because I get you a fiber
36 infrastructure.

37 Let me tell you what's already happened in Austin. With
38 that fiber infrastructure, we were able to get to the school,
39 Sky Fiber has already signed a contract with the school
40 district. They will be putting equipment up on top of the

1 school in Austin that will now be able to serve the residents.
2 They will microwave shot. And being that is a closer proximity,
3 it will be a really, really great solution.

4 Now that's going to happen the same way here.

5 When you actually have the fiber infrastructure going into
6 the Battle Mountain school, you have the fiber infrastructure
7 going to the library, that is very, very attractive to a service
8 provider to come in and then start serving the rest of your
9 anchor institutes: commercial, the key stakeholders,
10 businesses, as well as your residents.

11 So upon that, we have recommended through a couple of
12 meetings that Lander County go out through an RFP for the county
13 because we already know your infrastructure's going to be here.
14 There is no reason any of these will be denied through the FCC.
15 You are in great need, both -- both libraries and the school.
16 And we have actually never been denied for anything.

17 So with the RFP process, you go out. And that RFP, by the
18 way, we've already written. It has already been turned over.
19 It is ready for approval.

20 Now, the great part is once you go out for this RFP,
21 there's still no obligation. There is no commitment.

22 But we also need to make sure we're being 100 percent
23 provider neutral.

24 So I have an entire list. And I send this RFP out even to
25 the cellular. I know they are not going to respond, the cell --
26 the cellular providers. But, again, in order to just make sure
27 everything is transparent, it is housed on our website. It
28 would also be on the county website. It'd be out for 60 days.
29 We already know we have interest in providers wanting to expand
30 the connectivity here in Battle Mountain.

31 And so, therefore, we definitely think we're going to get
32 several bids that is going to be what we call scalable.

33 When we write an RFP, we make sure that the service
34 provider understands that if you start with 100 and you zap that
35 up, that -- that in their contract, they then will up it to 250.
36 They will then up it to 500 or a gig if there is some interest
37 with that.

38 So on the other page, you'll see what I call the whole
39 community connectivity approach. And I did put in there what we
40 do for the tribes as well because we also are working with your

1 Te-Moak Tribe that -- that we're trying to get them fiber
2 connectivity to one of the clinics as well as their admin
3 offices or a library.

4 So I just kind of put that in there so you can just kind of
5 see it works the exact same way no matter if it's your library,
6 your school, or your tribe that is here in your area.

7 But when you get to the whole community conductivity
8 approach, this is truly the process.

9 You form the action committee and you gather data. And we
10 have most certainly done quite a bit of that with it.

11 We create, actually, a survey. We create a -- a commercial
12 survey as well as a residential survey. Now why do we do that?
13 That's because we can start building a business case.

14 My job is to say, hey, Mr. Provider, this is your business
15 case because all providers is going to go, What's my ROI?

16 Well, when we show them all of the surveys, I don't have to
17 say a word. They see their ROI.

18 So when you look at your residential surveys -- and Kyla's
19 done an amazing job of getting the word out for this. We had
20 196 residents complete the survey and 46 businesses in Lander
21 County. So that is over 200 responses that we got back. And
22 that is a really, really great response -- wonderful response.

23 You had 27.04 percent say they were satisfied. You only
24 had 27.04 percent say they were satisfied with their current
25 internet connection.

26 You had 81.12 say that they experience buffering all the
27 time.

28 You had 97.96 say, Yep, we want faster speeds.

29 And then you have 97.45 that would like our office to
30 continue helping with this project.

31 Now that was residential. On your business side, you had
32 52.38 that said, Yep, we are very dissatisfied. So you had over
33 50 percent of your businesses say, Yep, we're dissatisfied.

34 And it was for the same reason, by the way, as the
35 residents. They thought the speeds were too slow. And they
36 thought there was too much interruption within the service of
37 the provider, the -- the service itself.

38 You had 92.86 go, Yep, we want faster service.

39 You had 71.43 that also experienced the buffering, had to
40 wait and wait and wait and wait.

1 You have 100 percent of your businesses say, yes, they
2 would like for us to continue through my office, helping with
3 whatever means we can to help Lander -- Battle Mountain and
4 Austin -- get better connectivity.

5 So this is what led us to talking with the county and
6 saying, Let's go up on RFP. Let's just see the interest we have
7 here in Battle Mountain. Let's see what providers are willing
8 to do. Let's see actually what o- -- -- what services are they
9 offering? Is it fiber optics? Is it microwave? Is it a hybrid
10 solution of both? Let's look and see.

11 Also let's look and see what we have for cost. Some
12 service providers are willing to eat so much of the cost. Some
13 are not.

14 But we won't know what we're looking at until we go out for
15 this RFP. And, again, there's still no obligation on your part.
16 There's no commitment. But you will definitely know.

17 And then that's where it's my job to try to find -- help
18 find some gap funding if there is for -- for that.

19 And so, remember, that's what we're here for today. We
20 would like for Lander County to go out -- for Battle Mountain --
21 with an RFP so we can look. And like I said, we've already
22 written the RFP. You don't even have to do that. And so we
23 will also help through the entire procurement process if in fact
24 we get something back and you're like, Yeah, let's definitely go
25 for that. That's going to put us a step above -- ten steps
26 above.

27 So that's what we're here for today is to get the
28 permission that we can actually circulate this RFP so we can
29 start seeing what we would be able to do for Battle Mountain,
30 the connectivity.

31 CHAIRMAN ANCHO: Go ahead.

32 COMMISSIONER WAITS: Thank you, Jojo. And -- and it's
33 always exciting any time you've got something that's -- that's
34 moving and it's this -- this way, finally into the future.
35 We're excited about it.

36 I have a couple questions.

37 JOJO MYERS: Sure.

38 CHAIRMAN ANCHO: In reading through it, you're referring to
39 the LDAC, which is the coordination body. And I'm assuming
40 it's -- it's very, very clear that coordination body is not a

1 decision-making body. But that's the connection --

2 JOJO MYERS: Uh-huh.

3 COMMISSIONER WAITS: -- point, apparently. And I'm going,
4 if you already identified -- I see some you've got down there,
5 Austin Commissioners, Chambers. I mean, do you already have all
6 those identified for us? That's one.

7 And the other one -- and I'll just go ahead and lead into
8 it because I see we've also got incentives that we will be doing
9 as far as the county.

10 JOJO MYERS: Correct.

11 COMMISSIONER WAITS: So we might want to hit that too --

12 JOJO MYERS: Correct.

13 COMMISSIONER WAITS: -- before the RFP goes out. So okay.

14 JOJO MYERS: Yes. And the incentives she's talking about
15 is the same incentives that the Elko County Commission just
16 passed in December. And it's the same incentives that Humboldt
17 actually just passed in December as well. And their county
18 decision was if they got someone that was going to come in and
19 really do a build-out and that they were -- Elko, actually, is
20 \$5 million because they have a dollar amount. If a provider is
21 going to come in and invest a minimum of \$5 million dollars in
22 their county, then they will waive all permitting fees, and they
23 will expedite the permitting fees within five days.

24 Humboldt went with 1 million because they were much smaller
25 and, you know, they don't have the big -- because this is also
26 included in Elko, Spring Creek as well as all of the Elko
27 proper.

28 So, therefore, theirs was the exact same thing, but theirs
29 was 1 million to where anyone coming in to do fiber, not
30 microwave, but a fiber infrastructure and investing a minimum of
31 1 million, they too will waive right-of-way fees as well as
32 expedite within five days. That's the incentives for -- and
33 tho- -- and -- and I know for some people this is like, well,
34 would that really big for a provider? It's huge for a provider
35 to know that sometimes you get stuck in that permitting process.
36 And it's -- it's -- it's crazy. And we will always identify all
37 of your key stakeholders. We will always identify people that
38 would be able to benefit and the ones that would be able to also
39 serve on our broadband action committee.

40 COMMISSIONER WAITS: Thank you. And the LBAC, the

1 coordinating committee would that -- something that you --
2 JOJO MYERS: Who do you have on there --
3 COMMISSIONER WAITS: -- put --
4 JOJO MYERS: -- now?
5 COMMISSIONER WAITS: -- together or you --
6 JOJO MYERS: Yeah. What --
7 COMMISSIONER WAITS: -- advise?
8 JOJO MYERS: -- what -- what page are you on? I just want
9 to make sure I'm -- what page the LB- -- just want to make sure
10 I am answering the right thing for --
11 COMMISSIONER WAITS: Okay.
12 JOJO MYERS: -- you.
13 COMMISSIONER WAITS: I'm looking at page number 8 --
14 JOJO MYERS: Okay.
15 COMMISSIONER WAITS: -- where it says it's the
16 coordination --
17 JOJO MYERS: Oh, yeah. Okay. That's the -- that's the
18 Broadband Action Committee, which we've kind of already done.
19 You've already been at meetings with that. Kathy's been at one
20 of our meetings. We've held -- we've held them here. And so,
21 yes, that's just in --
22 And -- and that's what I said by key stakeholders that are
23 welcome to sit on the Broadband Action Committee. We welcome --
24 we tried to be pretty picky about who sits on that because this
25 is called an action committee.
26 COMMISSIONER WAITS: Okay. Is --
27 JOJO MYERS: I do not need any advisory.
28 COMMISSIONER WAITS: Okay. So that -- that's my question.
29 JOJO MYERS: No.
30 COMMISSIONER WAITS: Are -- are you -- are you heading up
31 that committee?
32 JOJO MYERS: Yes, ma'am.
33 COMMISSIONER SPARKS: Okay. That's -- that's my main
34 question --
35 JOJO MYERS: Yes, ma'am. But we also --
36 COMMISSIONER WAITS: Okay.
37 JOJO MYERS: -- have a chair. I mean, we will -- we always
38 have a chair. We've -- you know, she was actually chosen.
39 But, you know, we -- we -- yeah. She doesn't know. But
40 she's the one actually that's been actually leading it. But you

1 know, she -- she would also be leaning on someone else.
2 But Kyla really is the lead, but she's the one that was
3 leaning on someone from the community as well.
4 COMMISSIONER WAITS: Okay.
5 JOJO MYERS: For --
6 COMMISSIONER WAITS: And you have a --
7 JOJO MYERS: -- that.
8 COMMISSIONER WAITS: -- couple from Austin?
9 JOJO MYERS: Oh, absolutely.
10 COMMISSIONER WAITS: Okay.
11 JOJO MYERS: Absolutely. We always want people -- you
12 know, I always include economic development. We always want to
13 make sure if we can't have someone from health care, someone
14 that's going to be with public safety.
15 So once we start doing that, then it becomes really, really
16 fantastic as to all of the need. But, again, it's an action
17 committee. No one is allowed to sit on this committee if you
18 just want to talk.
19 I -- I -- I'm advised to death. I -- I -- I need action.
20 And we do not do advisory. So --
21 COMMISSIONER WAITS: Okay. It's just that in -- in the
22 contract it says, here's the members, and there were none.
23 JOJO MYERS: Yes.
24 COMMISSIONER WAITS: And -- and I knew you've been meeting.
25 So I just wanted the clarification --
26 JOJO MYERS: We can get that.
27 COMMISSIONER WAITS: -- of --
28 JOJO MYERS: We can definitely get that. And it's -- it's
29 not the mem- -- the people that's been there maybe will continue
30 to grow with that.
31 KYLA BRIGHT: I'd like to, really quickly, my -- Kyla
32 Bright.
33 That this is Austin and Battle Mountain that have been
34 involved in these. It's not like the whole Lander County-wide.
35 Just to kind of clarify --
36 JOJO MYERS: Yeah.
37 KYLA BRIGHT: -- that.
38 JOJO MYERS: The two areas of which we're working to find
39 the solution.
40 COMMISSIONER WAITS: Thank you.

1 COMMISSIONER CLARK: I just --
2 CHAIRMAN ANCHO: Okay.
3 COMMISSIONER CLARK: -- wanted to move this up because we
4 have Dr. Willcourt here.
5 CHAIRMAN ANCHO: Okay. All right.
6 COMMISSIONER CLARK: If we could open it up for public
7 comment.
8 CHAIRMAN ANCHO: Yeah. So do I --
9 COMMISSIONER ALLAN: I'll make a motion that we approve the
10 Governor's Office of Innovation and Technology request to send
11 out an RFP on behalf of Lander County regarding the broadband --
12 broadband enhancement.
13 COMMISSIONER SPARKS: I'll second it.
14 DISTRICT ATTORNEY HERRERA: Commissioners, point of order.
15 The RFP includes any consideration for -- for incentives.
16 COMMISSIONER SPARKS: Incentives. Yeah.
17 CHAIRMAN ANCHO: Incentives.
18 DISTRICT ATTORNEY HERRERA: So -- and in that -- it's my
19 understanding it's for fiber optics only. So if you would like
20 to include an amount in the RFP for incentives -- if you want to
21 do incentives, you should do that.
22 CHAIRMAN ANCHO: Well, where are we supposed to get the
23 amount?
24 COMMISSIONER SPARKS: So you said Humboldt County was
25 a million?
26 JOJO MYERS: Was a million. And I would recommend a
27 million for Lander as well.
28 COMMISSIONER SPARKS: Okay.
29 CHAIRMAN ANCHO: Okay.
30 COMMISSIONER ALLAN: So I'll amend my motion to include the
31 request for incentives of up to a million dollars.
32 CHAIRMAN ANCHO: You up?
33 COMMISSIONER SPARKS: I'll second.
34 CHAIRMAN ANCHO: All right. All --
35 Any more discussion?
36 COMMISSIONER WAITS: I just have a clarification.
37 CHAIRMAN ANCHO: Go ahead.
38 COMMISSIONER WAITS: Okay. When you're saying up to a
39 million, are you saying it like they did? Anybody who puts in a
40 million?

1 JOJO MYERS: It should be a minimum of a million --
2 COMMISSIONER ALLAN: Okay.
3 JOJO MYERS: -- for a --
4 COMMISSIONER ALLAN: I'll amend again.
5 JOJO MYERS: I apologize.
6 COMMISSIONER ALLAN: Up to a minimum of a million.
7 CHAIRMAN ANCHO: Okay.
8 COMMISSIONER ALLAN: Yeah. Thank you.
9 CHAIRMAN ANCHO: A second?
10 JOJO MYERS: Because then that -- no one can come in with
11 just a hundred bucks.
12 DISTRICT ATTORNEY HERRERA: And that's for fiber optics.
13 CHAIRMAN ANCHO: Okay.
14 DISTRICT ATTORNEY HERRERA: And so everybody knows that.
15 COMMISSIONER ALLAN: For the fiber optics.
16 CHAIRMAN ANCHO: All right.
17 COMMISSIONER SPARKS: Okay. I'll second that motion.
18 CHAIRMAN ANCHO: All right.
19 Any more discussion?
20 (No comment.)
21 CHAIRMAN ANCHO: All right. All in favor?
22 COMMISSIONER WAITS: Well, --
23 COMMISSIONER CLARK: I want --
24 COMMISSIONER WAITS: -- wait --
25 COMMISSIONER CLARK: -- we --
26 COMMISSIONER WAITS: -- wait a minute.
27 COMMISSIONER CLARK: -- we need public --
28 CHAIRMAN ANCHO: Oh, I'm --
29 COMMISSIONER CLARK: -- discussion.
30 CHAIRMAN ANCHO: -- sorry. I'm --
31 COMMISSIONER CLARK: Public comment.
32 CHAIRMAN ANCHO: So -- okay. I'm sorry. Public comment?
33 COMMISSIONER CLARK: Dr. Willcourt, please come up.
34 DR. ROBIN WILLCOURT: Okay.
35 COMMISSIONER CLARK: Perhaps Dr. Willcourt will be on the
36 board for the health?
37 JOJO MYERS: Oh, I could definitely recruit you.
38 COMMISSIONER CLARK: I was --
39 CHAIRMAN ANCHO: We need to do --
40 DR. ROBIN WILLCOURT: Thank you --

1 CHAIRMAN ANCHO: -- public comment.
2 DR. ROBIN WILLCOURT: -- very much.
3 COMMISSIONER CLARK: I asked Dr. Willcourt to come because
4 he explained to me that it's not my phone that doesn't work
5 correctly. It's because my phone doesn't get enough juice to
6 work correctly. And now I understand it.
7 This is Dr. Willcourt.
8 DR. ROBIN WILLCOURT: Commissioners, thank you again for
9 having come here before you.
10 Very patient people sitting back there as well.
11 I'm delighted you presented what you did because that's the
12 foundation. I don't have to go through that now, which is
13 wonderful.
14 JOJO MYERS: Oh, good.
15 DR. ROBIN WILLCOURT: Thank you so much.
16 So I can make this very quick. One of the issues, of -- of
17 course, is that living in a country area, we're underserved, as
18 you know, by many things, including transport.
19 And this is one of them. Americans in rural areas have
20 paid exorbitant amounts of money for their services, both in
21 business and residences, to receive appalling signals at
22 extraordinary prices and then being told when they pay these
23 extraordinary prices, for example, anywhere from 80 to 120 to
24 150 dollars a month for a service that's meant to provide
25 high-definition television, for example, to the home that when
26 they barely can get a picture that stays stable for more than a
27 few minutes that in the contract in the fine print it says, in
28 terms of bandwidth, as long as we can deliver to you one megabit
29 per second, even though we've told you in the big print in here,
30 you can get 175 to 200, well, tough luck. You -- we've met the
31 requirements for a contract. And you're going to get one
32 megabit per second, which is barely enough for you to be able to
33 do a phone line connection, let alone try to get television into
34 the home.
35 So I'm going to concentrate a little bit on the television
36 aspect because residences here are appallingly -- as you've done
37 in your survey -- you found out it's -- it's really appalling.
38 Fifty to seventy percent of people are unhappy with the
39 service. And yet they're paying these outrageous prices.
40 I just wanted to add a little -- because you've -- you've

1 covered it brilliantly -- so I just wanted to add that the
2 providers in the area are lying. I think the false advertising
3 part of this is disgusting.

4 You'll find that Hughes, COMSAT, Spectrum all have ads that
5 when you type into the search engine, internet providers for
6 Battle Mountain, all these people come up.

7 Then you call them up and they say, oh, no. Well, we
8 don't -- we don't actually supply you in your area.

9 I was recently with one service coming out of Elko. They
10 are a good provider nationwide in many country areas. Is -- the
11 service here was absolutely appalling. I was paying \$120 a
12 month for getting basically signal that was watchable on TV for
13 about 20 percent of the time. Otherwise I watched a black
14 screen. And you all know what digital blocking looks like and
15 then the spinning wheel going 'round and 'round and 'round.

16 And I was told that they would only guarantee me one
17 megabit per second. So even though when I signed up, they said,
18 "Oh, yes. You'll definitely -- you'll be able to get 20
19 megabits a second," they only had to provide me with one.

20 JOJO MYERS: And -- and -- and this is Jojo, for the
21 record.

22 Most -- and what he's saying is true. And most of the --
23 the -- most of them will have fine print. And -- and how they
24 get by with it, even though it is appalling, as he said, it will
25 have actually that you will get "up to" whatever that is. Up to
26 20.

27 DR. ROBIN WILLCOURT: Yeah.

28 JOJO MYERS: So even if he's getting one, it qualifies.

29 DR. ROBIN WILLCOURT: Yes.

30 JOJO MYERS: It's terrible. But that -- that is -- that is
31 how a lot of the providers get around that.

32 COMMISSIONER CLARK: Yeah.

33 DR. ROBIN WILLCOURT: So now that you'll probably be going
34 out to bid, which is a -- a really important thing, and
35 partnering with somebody, we know now that there are many places
36 in the rural areas that have -- have done a -- a service with a
37 provider, perhaps buying a tower and leasing it back to the
38 provider, there are traps in that one as well, one of them being
39 that the -- you are guaranteed a certain amount of money for
40 a -- the consumer's guaranteed a certain amount of money for a

1 service. And then the second year, it goes up by two to three
2 times. So they may tell you that -- that when you sign up
3 you're going to be paying \$40 a month, but it becomes 120 in
4 the -- in the subsequent year, and then a decrease in the
5 bandwidth.

6 AT&T has been renowned for this, allowing service -- the
7 other service providers that they partner with to provide maybe
8 three or four months' worth of really high bandwidth to a
9 particular consumer and then throttle it back drastically after
10 that. Then they come and say, well, if you pay more money, we
11 will allow the bandwidth to go up again. And they're allowed to
12 do this nonsense. It's absolutely appalling.

13 But that's happening here in Battle Mountain. I know it's
14 happened also in Winnemucca. But Winnemucca has been lucky to
15 have a provider, NNIS, who did not provide a very good service
16 here in Battle Mountain. But they've since upped their ante and
17 are doing a much better job.

18 One of the issues, of course, is the homes are probably not
19 going to get fiber-optic. It's so damn expensive that running
20 fiber-optic to all the houses out here and then further out in
21 the valley is probably not going to be realistic. But it's
22 cheap to actually do a -- either an LTE, or now we're going to
23 have 5G coming up very shortly, to provide wireless service to
24 the area that is highly reliable.

25 And next to North Korea's letting off an atomic bomb near
26 us, we should have service. So that's probably going to be the
27 way it goes.

28 JOJO MYERS: I'm not LTD -- LTE or 5G. That's really going
29 to be more for your -- your cell phones and things like that.

30 One of the -- because we're still talking a wireless --

31 DR. ROBIN WILLCOURT: Yeah.

32 JOJO MYERS: -- connection on microwave.

33 I always -- I'm a big advocate of what's called millimeter
34 wave.

35 DR. ROBIN WILLCOURT: Yep.

36 JOJO MYERS: Millimeter wave is a very fast, dense wave.
37 And, actually, what a lot of what you're talking about, what it
38 won't do is it -- it won't go through objects. But it's a
39 millimeter wave.

40 DR. ROBIN WILLCOURT: Yeah.

1 JOJO MYERS: It could actually go through a tree. It's not
2 just line-of-sight.
3 DR. ROBIN WILLCOURT: Right. So you don't have the --
4 JOJO MYERS: And --
5 DR. ROBIN WILLCOURT: -- barrier.
6 JOJO MYERS: -- the -- cor- -- correct. So in a smaller
7 area, a millimeter wave is super beneficial because you're in a
8 closer proximity of everything.
9 But, yes, I mean, I -- I still would like to see 5G here,
10 your LTE, and things like that.
11 But if we're going to go wireless, then I would definitely
12 recommend more of a millimeter wave.
13 DR. ROBIN WILLCOURT: Yep.
14 JOJO MYERS: -- with closer repeaters together so you
15 wouldn't get the buffering and you will still get the fast,
16 dense wave --
17 DR. ROBIN WILLCOURT: Correct.
18 JOJO MYERS: -- to the house.
19 DR. ROBIN WILLCOURT: And a good bandwidth.
20 COMMISSIONER SPARKS: Jojo?
21 JOJO MYERS: Yes.
22 COMMISSIONER SPARKS: A question. So that's how the
23 residential will be served in Battle Mountain is through the --
24 JOJO MYERS: I don't know. We'll -- we're going to wait
25 for the RFP to come back.
26 I am hoping, yes. I mean, that's like one of the things --
27 y'all just have -- how Humboldt, actually as of last month,
28 there's a company out of Pennsylvania that just bought out part
29 of CalNeva. They also bought out all of Satview. And the
30 company is called Zito -- Z-I-T-O -- Media. They are very
31 interested in Battle Mountain as well because they bought a lot
32 of the transmission lines. And if you look up Zito Media, you
33 will see, their -- their transmission lines across the entire
34 U.S. are extremely robust and really good.
35 So I'm hoping Zito will be one of the ones --
36 DR. ROBIN WILLCOURT: Yeah.
37 JOJO MYERS: -- to answer. Because last month anyone that
38 had 20 megs with Satview immediately, overnight got bumped to
39 100 because that is their transmission lines.
40 COMMISSIONER CLARK: Dr. Willcourt, might you have time in

1 the future to help out with this?
2 DR. ROBIN WILLCOURT: Certainly. It's an area --
3 COMMISSIONER CLARK: Okay.
4 DR. ROBIN WILLCOURT: -- of great interest to me, not just
5 because of the medical aspects.
6 JOJO MYERS: Well, you're more than welcome to sit on the
7 committee.
8 DR. ROBIN WILLCOURT: All right. Great.
9 JOJO MYERS: We'd love to have you there.
10 COMMISSIONER CLARK: Thank you. Thank you very much.
11 And I really like your dragonfly pin.
12 JOJO MYERS: Thank you.
13 DR. ROBIN WILLCOURT: That is pretty good.
14 CHAIRMAN ANCHO: So...
15 DR. ROBIN WILLCOURT: That's all I have to add to that.
16 JOJO MYERS: Well, thank you.
17 DR. ROBIN WILLCOURT: Thank you for --
18 JOJO MYERS: And I'll --
19 DR. ROBIN WILLCOURT: -- the -- providing me with a great
20 base.
21 JOJO MYERS: Great.
22 CHAIRMAN ANCHO: Any more public comment?
23 (No comment.)
24 CHAIRMAN ANCHO: Any more discussion?
25 (No comment.)
26 CHAIRMAN ANCHO: All right.
27 All in favor?
28 COMMISSIONER CLARK: Aye.
29 COMMISSIONER SPARKS: Aye.
30 COMMISSIONER ALLAN: Aye.
31 CHAIRMAN ANCHO: Aye.
32 COMMISSIONER WAITS: Aye.
33 CHAIRMAN ANCHO: All right.
34 JOJO MYERS: Okay.
35 DR. ROBIN WILLCOURT: Thank you.
36 COMMISSIONER SPARKS: Thanks, Jojo.
37 Thanks, Dr. --
38 COMMISSIONER CLARK: Thank you.
39 CHAIRMAN ANCHO: Thank you.
40 JOJO MYERS: Absolutely.

1 COMMISSIONER CLARK: Thanks very --
2 CHAIRMAN ANCHO: Thank you, guys.
3 COMMISSIONER CLARK: -- much. Thanks for coming, Doc.
4 DR. ROBIN WILLCOURT: My pleasure.
5 UNIDENTIFIED PARTICIPANT: (Indiscernible.)
6 COMMISSIONER SPARKS: Is it Brian Estep?
7 ANNA PENOLA: It's down there with the phone.
8 COMMISSIONER SPARKS: That one there?
9 ANNA PENOLA: Yep.
10 COMMISSIONER SPARKS: 1-0-0-1.
11 COMMISSIONER ALLAN: We're on --
12 COMMISSIONER SPARKS: Okay.
13 COMMISSIONER ALLAN: -- 10, though.
14 CHAIRMAN ANCHO: That's --
15 COMMISSIONER CLARK: Kathy.
16 CHAIRMAN ANCHO: Yes?
17 COMMISSIONER CLARK: Five-minute break?
18 CHAIRMAN ANCHO: All right. So we're going to go ahead
19 and, you guys, and take a five-minute break.
20 COMMISSIONER SPARKS: (Indiscernible.)
21 CHAIRMAN ANCHO: Oh, wait.
22 ANNA PENOLA: This will --
23 CHAIRMAN ANCHO: -- wait a --
24 ANNA PENOLA: -- be on.
25 CHAIRMAN ANCHO: -- second. Hold on, Art, one second,
26 please.
27 What's going on?
28 ANNA PENOLA: He was supposed to be on at 11:00.
29 CHAIRMAN ANCHO: Oh.
30 KEITH WESTENGARD: Oh, they did? They all put those
31 approved?
32 CHAIRMAN ANCHO: We have a gentleman that's been waiting
33 for us.
34 COMMISSIONER CLARK: Oh, okay.
35 CHAIRMAN ANCHO: Okay? So let's go ahead and do this one.
36 COMMISSIONER SPARKS: Okay. Having ID'd my thing here
37 so...
38
39 (Contacting Pete Dubé by telephone.)
40

1 ANNA PENOLA: This is going to be Pete.

2
3 (Contacting Pete Dubé by telephone.)

4
5 And then hit five when they answer.

6 OPERATOR: Thank you for calling Dubé Group architects.

7 COMMISSIONER SPARKS: What's his name?

8 ANNA PENOLA: Pete.

9 COMMISSIONER SPARKS: Pete.

10 OPERATOR: Please hold while I try that extension.

11 PETE GUBE: Good afternoon. This is Pete.

12 COMMISSIONER SPARKS: Hi, Pete. This is Bryan Sparks with
13 Lander County Commission. You're on the phone.

14 PETE GUBE: Oh, hi. How are you?

15 COMMISSIONER SPARKS: I'm good. Thanks.

16 CHAIRMAN ANCHO: All right. We're going to move on to
17 Number 10, under Buildings.

18

19 **10) Update and information regarding the structural stability of**
20 **67 Main Street, Austin, Nevada 89310 (formerly known as the**
21 **Austin Youth Center) as presented by The Dubé Group.**

22

23 CHAIRMAN ANCHO: Update and information regarding the
24 structural stability of 67 Main Street, Austin, Nevada 89810,
25 formerly known as the Austin Youth Center as presented by Dubé
26 Group.

27 ANNA PENOLA: So you guys got the -- Anna Penola with the
28 Building Department -- you got the report from the Dubé Group.
29 And just looking for --

30 I have Pete on the phone if you have more questions than
31 what's in the memo. But where -- where do you guys want to go?
32 What do you want to do?

33 Actually, --

34 CHAIRMAN ANCHO: Go ahead.

35 COMMISSIONER WAITS: Thank you. Yeah. This is Pat.

36 Hi, Pete. This is Pat. How are you?

37 PETE GUBE: I'm great, Commissioner Wait. How are you?

38 COMMISSIONER WAITS: Thank you.

39 In looking at -- I guess what we -- we need to do is -- I
40 thought your email was quite conclusive. You're saying it's

1 \$300,000 to start with if we're going to look at some options of
2 saving the building and what part can be saved, some of the
3 stone structure, etc.

4 But, unfortunately, this is not an action item. So it's
5 just something that we need -- no, it's not.

6 CHAIRMAN ANCHO: Uh-uh.

7 COMMISSIONER SPARKS: Just update and information.

8 CHAIRMAN ANCHO: Just an update and information.

9 COMMISSIONER WAITS: Yeah.

10 ANNA PENOLA: Well, the --

11 COMMISSIONER WAITS: So we need to see how we'd like to go
12 and then put it on for action. And I was kind of --

13 ANNA PENOLA: I don't -- okay.

14 COMMISSIONER WAITS: Yeah. I was kind of disappointed on
15 why aren't we doing it all at once. But it's okay.

16 So just basically, like I said, we have your email, but
17 just go ahead and kind of reframe that for us.

18 You're -- you'd be okay and -- and your -- your
19 construction crew's you've -- that you brought out to look at it
20 are all okay for doing something like that?

21 About how long would it take?

22 ANNA PENOLA: Well, they -- I want to va- -- clarify the
23 building is not going to be saved.

24 COMMISSIONER WAITS: There's just some stone area.

25 ANNA PENOLA: Pete, can you elaborate, please?

26 PETE GUBE: Cor- -- correct. So, you know, again, and I
27 don't want to take up too much of your time. But when we went
28 out there, we were hopeful that we would be able to give you
29 some options for incremental repairs, you know, sort of like a
30 small, medium, large.

31 But I think it was a -- the consensus of the group out
32 there that we, unfortunately, con- -- you know, concurred with
33 the prior two reports and that there's -- you know, it's not
34 very cost-effective to try and shore up the building.

35 So at this point, I think the most cost-effective solution
36 is to remove the existing roof structure and the floor structure
37 and the wood-framed walls, but just retain the original -- the
38 historic rock pile walls, the brick walls, and the brick
39 parapet.

40 And then we could come in with a new concrete slab on

1 grade, add concrete footings, build up new wood frame walls and
2 then just lay in new prefabricated wood trusses.

3 This would, you know -- the floor would all be on one
4 level. We could, you know, plumb in new accessible restrooms.
5 There'd be new plumbing, mechanical, electrical. We're -- you
6 know, the contractor that was out there with us, which is
7 Central Sierra -- again, it's not a bid, but he was part of our
8 team to help us evaluate it, he tentatively -- you know, he --
9 he said it'd -- we'd be looking at roughly \$300,000 to rebuild
10 the structure, retaining the original historic fabric that we
11 could retain.

12 COMMISSIONER WAITS: That -- that does include bringing up
13 the bell tower and the facade and everything?

14 PETE GUBE: It -- it would include that. We would -- we
15 would either rebuild or restore. I'm not sure what condition
16 the bell tower is. But that's -- you know, that would be a
17 significant architectural element that we would like to, you
18 know, restore back to its original look.

19 COMMISSIONER WAITS: Absolutely. If we're going to do it,
20 we need to bell tower on. That's -- that's the --

21 PETE GUBE: Right.

22 COMMISSIONER WAITS: -- biggest part --

23 PETE GUBE: So --

24 COMMISSIONER WAITS: -- of it, --

25 PETE GUBE: So we --

26 COMMISSIONER SPARKS: -- historically.

27 PETE GUBE: -- stopped -- and the reason that I sent the
28 email to -- to -- to Anna is that, you know, we were going to do
29 a report. And there was a whole lot more money that was going
30 to be expended to -- to try and give you a few options and
31 scenarios. I -- we don't feel comforta- -- I mean, there's
32 really only one option. And so we just wanted to stop to where
33 we were at and -- and have you decide what you wanted to do
34 because this was a little bit -- you know, I think the path
35 forward is different from what our fee proposal was to do. And
36 I don't think that there's a reason to spend the money,
37 candidly.

38 COMMISSIONER WAITS: Thank you.

39 CHAIRMAN ANCHO: So one of my thoughts on this is that
40 since it's basically not salvageable and all they are basically

1 using is the stonework on the outside that we would look at this
2 the same way that we look at the courthouse. And if there's an
3 organization that wants to go out and -- on the historical side
4 of it -- to get grants and things like that for these costs, I
5 think that that, you know, might be a suggestion or an idea to
6 look at it that way.

7 Because that's what we did with the courthouse. We asked
8 that we have another organization do that instead of the county
9 dumping a bunch of money into that.

10 And my suggestion is to look at that the same way. If they
11 want to have a historical group look at it and see if they can
12 continue to get money to fix up that building.

13 COMMISSIONER CLARK: Do they -- does Austin have a
14 501(c)(3) organization down there?

15 ANNA PENOLA: I don't think so.

16 COMMISSIONER CLARK: I guess not.

17 DISTRICT ATTORNEY HERRERA: No, I -- hopefully, they'll get
18 one.

19 CHAIRMAN ANCHO: And there's nothing wrong with an
20 organization coming together for this specific project.

21 COMMISSIONER CLARK: No.

22 DISTRICT ATTORNEY HERRERA: That's what I'm saying, Kathy.

23 COMMISSIONER CLARK: No, the situation will bring forth a
24 need. And hopefully we'll get some volunteers.

25 COMMISSIONER WAITS: So one of my questions is in talking
26 with the -- the Historical Society in the state, actually, there
27 are some grants available to counties also --

28 KEITH WESTENGARD: That is correct.

29 COMMISSIONER WAITS: -- for this type of thing. So we
30 could take it on and look for grants through the county.

31 But --

32 KEITH WESTENGARD: And -- and my recommendation --

33 COMMISSIONER WAITS: -- but if we --

34 KEITH WESTENGARD: -- would be that we -- we can start
35 seeing if there's a 501(c)(3) that might be interested. But
36 we'll also bring it back to the commission at budget time for --
37 for a discussion. If we --

38 COMMISSIONER CLARK: Well, on --

39 KEITH WESTENGARD: -- don't have a 501(c)(3) that's
40 interested, is the county interested? Is our -- is this

1 commission interested in moving forward with the building and
2 putting it into the budget for -- for future?
3 COMMISSIONER CLARK: Ted?
4 DISTRICT ATTORNEY HERRERA: Yes, sir.
5 COMMISSIONER CLARK: Could Austin hitchhike on the
6 501(c)(3) that Colt and Amy have --
7 DISTRICT ATTORNEY HERRERA: No.
8 COMMISSIONER CLARK: -- where -- okay.
9 DISTRICT ATTORNEY HERRERA: No, the -- but --
10 COMMISSIONER CLARK: That's -- it's --
11 DISTRICT ATTORNEY HERRERA: If --
12 COMMISSIONER CLARK: -- specific.
13 DISTRICT ATTORNEY HERRERA: -- if the building is -- if you
14 decide to do the building, hopefully it will -- it will persuade
15 an organization to come together and form the 501(c)(3).
16 Right now there's no active 501(c)(3). But there's no
17 building for them to use so that's understandable.
18 COMMISSIONER CLARK: Okay.
19 COMMISSIONER WAITS: The other concern was maybe if -- if
20 the county and maybe Keith or Anna or somebody can actually
21 contact SHPO and see what -- if we took it on as a county,
22 what -- what we would need to do. Or if we -- so we can look at
23 which is better and which way to go would have it on an action
24 item.
25 But are you all comfortable with the architect as far as
26 information? Or do you --
27 CHAIRMAN ANCHO: Oh, --
28 COMMISSIONER WAITS: -- need --
29 CHAIRMAN ANCHO: -- absolutely.
30 COMMISSIONER WAITS: Do you have any other questions from
31 Pete?
32 CHAIRMAN ANCHO: No, I'm good.
33 COMMISSIONER CLARK: Yeah. That's fine.
34 COMMISSIONER WAITS: Okay. So we'll put it on again after
35 a little bit of research, right?
36 KEITH WESTENGARD: All right. Yes.
37 COMMISSIONER WAITS: Okay. Thank you, Pete.
38 COMMISSIONER SPARKS: Thanks, Pete.
39 CHAIRMAN ANCHO: Thank you very much.
40 PETE GUBE: Thank you.

1 COMMISSIONER CLARK: Take a break.
2 CHAIRMAN ANCHO: All right. Five-minute break, guys.
3 Thank you.
4
5 (Break taken between 11:22 a.m. and 11:29 a.m.)
6
7 CHAIRMAN ANCHO: We're going back to order.
8
9 (Indiscernible simultaneous conversations.)
10
11 CHAIRMAN ANCHO: Give -- give me a little while and it'll
12 be going back to order. So we're on Number --
13 COMMISSIONER SPARKS: Eleven.
14 CHAIRMAN ANCHO: -- 11. All right.
15 COMMISSIONER SPARKS: I'm going to get Brian on the phone.
16 CHAIRMAN ANCHO: Okay. I'll let -- I'll let you do -- go
17 ahead and do that.
18 COMMISSIONER SPARKS: Conference.
19
20 (Contacting Brian Estep by telephone.)
21
22 BRIAN ESTEP: Hello. This is Brian.
23 COMMISSIONER SPARKS: Hi, Brian. This is Bryan with Lander
24 County Commission. You're on the phone.
25 CHAIRMAN ANCHO: All right.
26 BRIAN ESTEP: How's it going?
27 COMMISSIONER SPARKS: Good.
28 BRIAN ESTEP: It is.
29
30 11) **PLANNING: For possible action to approve/disapprove a parcel**
31 **map application for Brian Estep to combine two (2) parcels**
32 **into one (1) parcel, located at 184 and 190 Gillman Circle in**
33 **Gilman Springs, APN 004-033-19 and 004-033-20, zoned A-1.**
34
35 CHAIRMAN ANCHO: All right. We're going to go on to
36 Number 11.
37 For possible action to approve, disapprove a parcel map
38 application for Brian Estep to combine two parcels into one
39 parcel, located at 184 and 190 Gillman Circle in Gilman Springs,
40 APN 004-033-19 and 004-033-20, zoned A-1.

1 KYLA BRIGHT: Kyla Bright, planning coordinator for the
2 record.
3 Just a little background information. This is being
4 combined due to the residence being on one parcel and the well
5 on the other. The -- it was noticed in the *Battle Mountain*
6 *Bugle* on December 4 and was approved before the Planning
7 Commission on December 18.
8 CHAIRMAN ANCHO: Go ahead.
9 COMMISSIONER ALLAN: I'll make a motion --
10 BRIAN ESTEP: Hello.
11 CHAIRMAN ANCHO: Oh, yeah. You're -- can you hear us?
12 BRIAN ESTEP: I can hear somebody in the background, but
13 not very well.
14 CHAIRMAN ANCHO: All right. One second. Do another one.
15 COMMISSIONER ALLAN: I'll make a motion that we approve the
16 combination of the two parcels into one parcel, located at 184
17 and 190 Gillman Circle --
18 COMMISSIONER WAITS: I'll sec- --
19 COMMISSIONER ALLAN: -- in Gilman Springs, APN Number
20 004-033-19 and 004-033-20, zoned A-1.
21 COMMISSIONER WAITS: And I'll second that motion.
22 COMMISSIONER ALLAN: And authorize -- do I need to
23 authorize the chair to sign the mylar?
24 COMMISSIONER WAITS: Thank you.
25 CHAIRMAN ANCHO: Any discussion?
26 COMMISSIONER CLARK: Yeah. I -- I just have one question.
27 How did you get the well on one and the house on another?
28 KYLA BRIGHT: I'll let Brian answer that.
29 COMMISSIONER WAITS: It happens quite frequently -- yeah,
30 actually, because --
31 COMMISSIONER CLARK: Really?
32 COMMISSIONER WAITS: -- they own all those properties.
33 And -- and it -- it's happened in several areas, not just in
34 Gilman or in -- in --
35 COMMISSIONER CLARK: That's just pretty darn strange, isn't
36 it?
37 COMMISSIONER WAITS: Kind of, but we haven't been combining
38 properties in Gilman. And so --
39 COMMISSIONER CLARK: Yeah.
40 COMMISSIONER SPARKS: -- when they look to us for wells,

1 we've done some really strange things.
2 Even the state engineer has allowed us to consider some
3 areas that have been common land next to it if they didn't have
4 the full acre. So there's lots of exceptions.
5 But this is going --
6 COMMISSIONER CLARK: Yeah. I just --
7 COMMISSIONER WAITS: -- to be easier for him to sell. And
8 -- and it's all combined -- when it should be -- the right way
9 now.
10 COMMISSIONER CLARK: It is Lander County.
11 COMMISSIONER WAITS: Yep. It's Lander --
12 COMMISSIONER CLARK: Yeah.
13 COMMISSIONER WAITS: -- County. Yep.
14 CHAIRMAN ANCHO: And other discussion?
15 (No comment.)
16 CHAIRMAN ANCHO: All right. No further discussion?
17 All in favor?
18 COMMISSIONER CLARK: Aye.
19 COMMISSIONER SPARKS: Aye.
20 COMMISSIONER ALLAN: Aye.
21 CHAIRMAN ANCHO: Aye.
22 COMMISSIONER WAITS: Aye.
23 CHAIRMAN ANCHO: All right. Passed.
24 COMMISSIONER SPARKS: Okay. Thanks, Brian. You're all
25 good.
26 BRIAN ESTEP: Thanks much.
27 COMMISSIONER SPARKS: Uh-huh. Bye-bye.
28 COMMISSIONER WAITS: You bet.
29 BRIAN ESTEP: Bye. Thank you.

30
31 **12) PLANNING: For possible action to approve/disapprove a parcel**
32 **map application for Thomas and Tonya McKenzie to split one**
33 **(1) parcel into two (2) parcels, property located in the east**
34 **1/2 of the northeast 1/4 of section 31 township 32 North**
35 **range 46 East in Battle Mountain, APN 011-250-20, zoned A-2.**
36

37 CHAIRMAN ANCHO: All right. We're going to move on to
38 Number 12.

39 For possible action to approve, disapprove a parcel map
40 application for Thomas and Tonya McKenzie to split one parcel

1 into two parcels, properties located in the east 1/2 of the
2 northeast 1/4 of section 31 township 32 north range 46 east in
3 Battle Mountain, APN 011-250-20, zoned A-2.

4 KYLA BRIGHT: Again, Kyla Bright, for the record.

5 This applicant is splitting one parcel of 35 acres into two
6 parcels, one at 25 plus or minus and Parcel B at 10 acres, to be
7 able to sell that 10 acres.

8 Item was noticed on the *Battle Mountain Bugle* December 4
9 and was approved before the Planning Commission on December the
10 19th.

11 COMMISSIONER ALLAN: I'll make a motion that we approve the
12 parcel map application for Thomas and Tonya -- Tonya McKenzie to
13 split one parcel into two parcels located in -- in the east half
14 of the northeast quarter of section 31 township 32 north range
15 46 east in Battle Mountain, APN Number 011-250-20, zoned A-2,
16 and authorize the chair to sign the mylar.

17 COMMISSIONER SPARKS: I'll second.

18 CHAIRMAN ANCHO: Any further discussion?

19 (No comment.)

20 CHAIRMAN ANCHO: All in favor?

21 COMMISSIONER SPARKS: Aye.

22 CHAIRMAN ANCHO: Aye.

23 COMMISSIONER ALLAN: Aye.

24 COMMISSIONER WAITS: Aye.

25 COMMISSIONER CLARK: aye.

26 CHAIRMAN ANCHO: All right.

27 COMMISSIONER WAITS: Thank you.

28 COMMISSIONER SPARKS: Thanks, guys.

29 CHAIRMAN ANCHO: Okay.

30 I'm making it correct.

31 COMMISSIONER ALLAN: No.

32 CHAIRMAN ANCHO: This is wrong in the book.

33 COMMISSIONER ALLAN: Yeah. I see that.

34 CHAIRMAN ANCHO: Okay.

35 COMMISSIONER ALLAN: I didn't know if it was just me or
36 everybody else.

37 CHAIRMAN ANCHO: Okay.

38
39
40

1 **13) PLANNING: Update and information regarding the status and**
2 **progress of the Lander County Lands Bill.**
3

4 CHAIRMAN ANCHO: So going on to Number 13.

5 Update and information regarding the status and progress of
6 the Lander County Lands Bill.

7 KYLA BRIGHT: Again, Kyla Bright, planning coordinator, for
8 the record.

9 Myself and Keith and a few others have been working with
10 our lobbyist, trying to get this settled to where it can be
11 introduced in front of the House and the Senate.

12 We received word today that sounds like Amodei is going to
13 introduce it by the end of this month.

14 So in your packet, you see a map. This was a draft map.
15 We -- "we" being Keith and I -- sat down on the big screen and
16 went through this with the lobbyists, asked them to bring it
17 down to show just Lander County -- County, not the whole BLM
18 district. Also to take out the -- the -- the pink outlines
19 there. You see that is the disposal areas. We didn't really
20 find a need for those on there. Asked him to add in a couple
21 things.

22 We should be getting that back through shortly.

23 I have a meeting with -- with them this afternoon at 2:00
24 to get an update as far as how talks went with Amodei and Rosen.

25 KEITH WESTENGARD: Rosen.

26 KYLA BRIGHT: And Rosen.

27 So that's pretty much all I have for that. It's going
28 forward nicely. There hasn't been very many hitches. Oh, the
29 other thing I wanted to mention is that the draft language was
30 sent forward to Amodei's office and was returned with no
31 suggestions on it.

32 So it kind of points to it being a good draft, a good
33 write-up from our -- our lobbyists.

34 Any questions?

35 CHAIRMAN ANCHO: No. Pretty straight forward.

36 COMMISSIONER SPARKS: Thanks, Kyla.

37 CHAIRMAN ANCHO: Thank you --

38 COMMISSIONER WAITS: Thank you, --

39 CHAIRMAN ANCHO: -- very much.

40 COMMISSIONER WAITS: -- Kyla.

1 COMMISSIONER ALLAN: Thanks, --
2 COMMISSIONER CLARK: Thanks, --
3 COMMISSIONER ALLAN: -- Kyla.
4 COMMISSIONER CLARK: -- Kyla.
5 COMMISSIONER ALLAN: Good job.
6 COMMISSIONER CLARK: You holding up?
7

8 **14) PLANNING: For possible action to approve/disapprove one or**
9 **more sites for the development of a proposed Lander**
10 **County-owned industrial park.**
11

12 CHAIRMAN ANCHO: All right. We'll move on to Number 14.
13 For possible action to approve, disapprove one or more
14 sites for the development of a proposed Lander County-owned
15 industrial park.

16 KYLA BRIGHT: I'm not quite sure how to go through this
17 process with you guys.

18 I was asked to go back to the drawing board because I was
19 hitting a brick wall with the FAA and trying to get things done,
20 not just the FAA, but also with getting the background of the
21 parcel, getting a -- a detailed parcel -- how would you call it?
22 -- review done to make sure if there was any clouds on the title
23 or if there was issues. And I -- we hit a brick wall.

24 So I was asked to go back to the -- the drawing board
25 with -- with, of course, the -- the committee that was helping
26 in the first place to -- to choose some good places around
27 Battle Mountain that would be suitable for an industrial park
28 that we can start now rather than waiting for possible
29 unforetold time.

30 In your packets -- it's a book. And I'm sorry for that --
31 you have information regarding each parcel, the size of the
32 parcel, visibility, the access to.

33 And then it goes even deeper. Day Engineering went through
34 and put together these utility cost summaries for each piece of
35 land, again, even more detailed, showing you exactly what they
36 would be putting in on that piece of land and what our costs
37 would be.

38 The costs, like it says in -- on each front page, does not
39 include fiber, telephone, or land purcha- -- or some of them
40 include land purchase costs and some don't.

1 You have a total at the bottom of each front first page of
2 each packet for your consideration.

3 I spoke with many different department heads, our manager,
4 our committee, along with NNRDA kind of to get some ideas, along
5 with owners of -- of some of the parcels to get some idea of
6 what order this should have gone in.

7 Yes, I did put it in the order. This is my order, but
8 based off of the information I gathered from everybody else
9 of -- of suggestions.

10 And I don't know if you want to -- me to go into detail on
11 each and every single one through --

12 COMMISSIONER WAITS: Not first.

13 KYLA BRIGHT: -- this discussion?

14 Okay.

15 COMMISSIONER WAITS: We -- we --

16 CHAIRMAN ANCHO: Not yet.

17 COMMISSIONER WAITS: Maybe we do later.

18 KYLA BRIGHT: Okay.

19 COMMISSIONER WAITS: But -- but, no, I -- I have some
20 concerns because when I came on LEDA, you had already actually
21 started this. I can recollect every -- recollect everything
22 that came before the board. I don't think we've ever voted per
23 se. We just put it in the budget. Right? But we have never
24 really looked at this.

25 And -- and I'd look to advisory groups to kind of narrow it
26 down, number one. This -- this is very time-consuming. And I
27 was -- I appreciate all the work you've done and what you've
28 done, but I truly think that I would look to LEDA to at least
29 narrow it down to a couple for us.

30 Anyway, having said that, since I -- I came on board a
31 little bit late, my first question is: Do we really need this?
32 And -- and I don't know, like I said. It hasn't been really
33 discussed in depth with the commissioners at all.

34 But I -- I would like to know, you know, like a market
35 analysis of the, you know, industrial market and what the
36 vacancy rate is.

37 Because I know in one of them in here, the vacancy rate
38 that we're looking at next to Clark's is -- is high. And it's
39 been high.

40 So have we done that? Did we do that originally?

1 KYLA BRIGHT: No. We have not done --
2 COMMISSIONER WAITS: We've never done --
3 KYLA BRIGHT: -- it for --
4 COMMISSIONER WAITS: -- a market --
5 KYLA BRIGHT: -- for here.
6 COMMISSIONER WAITS: -- analysis?
7 KYLA BRIGHT: What?
8 PAULA TOMERA: (Indiscernible.)
9 KYLA BRIGHT: Yeah. No, not for -- not for locally. No.
10 We have not.
11 COMMISSIONER WAITS: Okay. Okay. Because that -- that
12 would be one of the things that I -- I would like to see of why
13 we need it and what the vacancy rate is because I know other
14 counties that still have industrial parks that are empty --
15 empty and they have a lot more offering than we do.
16 So -- so I don't want to jump the gun. I don't want to be
17 late on everything. But I want to make sure we have all our
18 ducks in a row first.
19 So that would be one of my suggestions. And then taking it
20 back once we see that and having you guys narrow it down a
21 little bit for us and do -- do the few hours that it's going to
22 take.
23 And maybe, you know, with our chair sitting on LEDA that
24 might help a little bit too now.
25 COMMISSIONER ALLAN: I -- I -- I would have to say I agree
26 with Patsy.
27 You know, you've got in one of your options is -- is the
28 Clark Industrial Park, which we already have. And -- and, of
29 course, I don't know anything about what these people coming in
30 might want. I don't know if their size is adequate, if they
31 need more room.
32 But just showing that it's still an option, there is
33 availability. You know, once we kind of use up all of that
34 space, then maybe looking to the future for another industrial
35 park.
36 But these things, you're talking about a lot of money.
37 KYLA BRIGHT: Uh-huh.
38 COMMISSIONER ALLAN: And I really hesitate to go spend the
39 money and -- and put something in that nobody's going to use.
40 I'm not opposed to it. I'm just -- you know, I don't think

1 it's, you know, one of those things "if you build it, they will
2 come" necessarily.

3 COMMISSIONER CLARK: When we discussed this last time, I
4 didn't hear these notes of disappointment about this project. I
5 remember the conversation, we are going to prepare for the
6 future because growth is coming our way. That's what I thought
7 this was about.

8 KYLA BRIGHT: And --

9 COMMISSIONER CLARK: That's what we discussed, the future.
10 Because growth is coming our way, whether we like it or not.
11 Look at Fernley. Look at Lovelock. Look at Winnemucca.

12 And our land is relatively inexpensive compared to other
13 people.

14 Now our taxes are high, but our infrastructure's good.

15 PAULA TOMERA: Paula Tomera. I'm a member of the Lander
16 County Economic Development Authority.

17 And we brought all of them before you without regard of who
18 the landowners are, whether they were Lander County property
19 versus private ownership, just maybe to get a direction from you
20 on where you would like to go.

21 Is there an area that you would like to not have the
22 economic develop- -- or, you know, have the industrial park
23 based upon, for instance, down 305, you know, with the -- we
24 already have an issue with the traffic here at the corner. Is
25 there an area you wanted us to focus more on? I do believe
26 there is a need for it. Over by Clark's is a light industrial,
27 which is something more of the things that we're looking at, is
28 might be a heavier industrial --

29 COMMISSIONER SPARKS: Uh-huh.

30 PAULA TOMERA: -- sites. And so we just -- more so our
31 group needed a direction on, you know, is there any -- anything
32 that you want us to exclude based upon the area? Or, you know,
33 would you like us to look to private lands, only keep Lander
34 County lands. The direction kind of is what we need. I do feel
35 there is a -- a necessity for it, though.

36 COMMISSIONER SPARKS: So the airport lands are -- that's
37 out of the question? Or we're just kind of snafued on it?
38 Just --

39 KYLA BRIGHT: I -- I would like to continue working towards
40 that goal, it being a further-out goal.

1 But in the time being, if you remember the last time that
2 we came before you just to kind of talk about the airport
3 industrial park, some of the things we said as far as some of
4 the places closer to us are filling up. They might have one
5 spot. And some further out, they might not have anybody, you
6 know. That -- that is the chance you're going to take.

7 However, when these people come to Sheldon, with NNRDA
8 or -- which is very rare -- myself, and they ask for an area,
9 this is what we do. This is what we need. This is where we
10 want to be.

11 And I say, well, we have sagebrush land for you, you know,
12 or something to that extent, to be blunt.

13 Not being prepared for -- for the people that send in those
14 requests, not even being able to send out our information to
15 them because we don't have anything. That is the point of this
16 is to actually be in the game. We -- we don't have any chess on
17 the chessboard.

18 Going to that piece over there for Clark's Park, it is
19 smaller parcels. They're one-acre parcels, smaller buildings.
20 They're not a heavier use.

21 However, all of these are on here to become Lander
22 County-owned, not a privately-owned park.

23 And the purpose -- one of the main purposes for that is our
24 marketing. It's really hard to market for a private owner.
25 Being NNRDA or being a county entity, we can't show that favor
26 or start bringing people -- we can say, "Yeah, yeah. There's
27 this place over here," of course, but when you have something
28 that's owned by us that we can place incentives on and actually
29 start marketing and bringing those people into, that -- that's
30 really the goal.

31 We need that shovel-ready area.

32 So --

33 COMMISSIONER CLARK: Now I've --

34 KYLA BRIGHT: -- that's what I have.

35 COMMISSIONER CLARK: We very possibly lost an industry
36 because we didn't have a county-owned industrial park.

37 If we had a county-owned industrial park and we had a
38 facility on there, we very well may be producing military
39 vehicles right here in -- in Battle Mountain. So that was
40 another thing on my mind. We lost a chance for an industry to

1 come in.

2 COMMISSIONER SPARKS: Where did that one go, Art? Where
3 did that -- where did they go? Do you know?

4 COMMISSIONER CLARK: They just --

5 COMMISSIONER SPARKS: So my question, like that, how would
6 you -- I mean, how do you -- how would we build to suit? Like I
7 would imagine that's a pretty --

8 KYLA BRIGHT: So --

9 COMMISSIONER SPARKS: -- big thing, you know. So it's
10 like, how do --

11 KYLA BRIGHT: Correct.

12 COMMISSIONER SPARKS: -- you know when you're -- or are you
13 just talking about having infrastructure --

14 KYLA BRIGHT: All --

15 COMMISSIONER SPARKS: -- in?

16 KYLA BRIGHT: Exactly. All we're talking about is getting
17 infrastructure to.

18 COMMISSIONER SPARKS: Uh-huh.

19 KYLA BRIGHT: So I'm not asking you to parcel it down
20 into --

21 COMMISSIONER SPARKS: Right.

22 KYLA BRIGHT: -- five-acre parcels, ten-acre parcels,
23 getting -- getting --

24 COMMISSIONER CLARK: Just an area.

25 KYLA BRIGHT: -- the -- the -- each place hooked up. I
26 just want to get the water to site, the gas to site, sewer to
27 site.

28 That way when they come in, we have 100 acres here, let's
29 say, give or take. And we have restrictions on what we will
30 accept into that park and incentives for the people coming in
31 based on what the -- what kind of capital they're putting in or
32 how many employees they're going to have, things of that sort.

33 Then they will bring that water, that sewer, everything to
34 where they need to be in their parceled piece of land that we'll
35 parcel out for them as they come -- let's say.

36 But that's where the incentives come in as well.

37 COMMISSIONER SPARKS: I would say -- I mean, as far as
38 direction is, I believe we should be addressing our own
39 property, our own assets, you know, what -- the lands that we
40 currently hold rather than going out and buying new lands or --

1 that's my thought on it. So --
2 COMMISSIONER CLARK: That'd be the least expensive to --
3 COMMISSIONER SPARKS: Yeah.
4 COMMISSIONER CLARK: -- to do the project.
5 COMMISSIONER SPARKS: Right.
6 CHAIRMAN ANCHO: Oh. Hang on. One -- one second, please.
7 Go ahead.
8 COMMISSIONER ALLAN: So, Kyla, I'm just curious on this
9 Number 1 for the north Battle Mountain rail. And you also have
10 on there "land purchase cost" -- or does not include.
11 What -- I know we spoke about it the other day. I
12 thought -- I thought that was part of Lander County land.
13 How --
14 KYLA BRIGHT: Uh-huh.
15 COMMISSIONER ALLAN: -- much would we have to purchase?
16 KYLA BRIGHT: So if you'll look on -- I did not number
17 these pages. I'm very sorry.
18 COMMISSIONER ALLAN: That's --
19 KYLA BRIGHT: But the parcel detail that's in here, the
20 second page, you'll see that there's a little 60-acre piece that
21 just kind of finishes off that little triangle out there --
22 COMMISSIONER ALLAN: Okay.
23 KYLA BRIGHT: -- that is owned by Sozo Youth Sanctuary. It
24 -- it doesn't have to be that way. It just kind of finishes --
25 finishes off the little piece there. So I added it in just --
26 just --
27 COMMISSIONER ALLAN: So --
28 KYLA BRIGHT: -- because.
29 COMMISSIONER ALLAN: Okay. And I wasn't aware of -- like I
30 said, I didn't know size-wise what Clark's had and -- and
31 whatnot.
32 KYLA BRIGHT: Uh-huh.
33 COMMISSIONER ALLAN: And with Bryan thinking about
34 developing our own, this one actually is -- makes a lot of sense
35 because it does have rail access, which I think is very
36 beneficial.
37 KYLA BRIGHT: The one part that is not also included in
38 this price, as you'll see, is a natural rail spur in there.
39 So right now this is just as an industrial park. It would
40 be nice eventually to make it a rail industrial as well.

1 CHAIRMAN ANCHO: And --
2 KYLA BRIGHT: So...
3 CHAIRMAN ANCHO: -- with that being said, I mean, if
4 somebody comes in and they're interested, they can also foot the
5 cost for the -- this -- that spur because those are, you know,
6 very pricey.
7 COMMISSIONER SPARKS: The other thing to consider on that
8 too being north of town is -- similar to, like, what we're
9 experiencing right now with just the Maverick -- is what does
10 that industry bring in? And what is it going to, you know, as
11 far as congestion, traffic -- I mean, it's all, you know, --
12 COMMISSIONER WAITS: Trucks.
13 COMMISSIONER SPARKS: -- right there. Yeah. Exactly.
14 So it's -- I think that's something that needs to be looked
15 at as well.
16 KYLA BRIGHT: Absolutely.
17 CHAIRMAN ANCHO: I agree. Go ahead.
18 COMMISSIONER ALLAN: One of the things, like Bryan
19 mentioned, and -- and thinking about that is -- is that one
20 isn't really a bad spot for truck congestion because, you know,
21 it's already by the truck stop. You know, the road's pretty
22 wide through there. And it's kind of out of the main part of
23 town.
24 So I think that's appealing in that it wouldn't be as bad
25 of congestion for similar areas.
26 COMMISSIONER SPARKS: So when we're saying north Battle
27 Mountain, we're talking out -- going towards Coastal Chem?
28 KYLA BRIGHT: Yeah. It's --
29 COMMISSIONER SPARKS: Right.
30 KYLA BRIGHT: -- it's actually along --
31 COMMISSIONER SPARKS: Just --
32 KYLA BRIGHT: -- the --
33 COMMISSIONER SPARKS: -- off to the left --
34 KYLA BRIGHT: -- the rail off to -- if you're looking at
35 the sewer plant, it's off to the left. There's a little
36 triangle in there that --
37 COMMISSIONER SPARKS: Yeah.
38 KYLA BRIGHT: -- actually belongs to the tribe. And
39 they're considering doing something similar with that -- with
40 that little area. And then ours would be from there out for

1 that, however many acres.

2 COMMISSIONER ALLAN: So, Kyla, would it be kind of -- I
3 mean -- alongside the freeway from the state DOT yard, back
4 towards Battle Mountain? Or is it -- I mean, you know what
5 I'm -- I mean, kind of parallel with the freeway?

6 KYLA BRIGHT: Yes.

7 May I --

8 COMMISSIONER ALLAN: I mean, it's kind of hard to tell in
9 the picture.

10 COMMISSIONER SPARKS: Yeah. It's --

11 KYLA BRIGHT: Yeah. I know. That's okay.

12 CHAIRMAN ANCHO: No. Very -- very hard.

13 KYLA BRIGHT: So on these -- on this one, where it's
14 highlighted, --

15 CHAIRMAN ANCHO: All right.

16 KYLA BRIGHT: -- go to the -- the Lander County assessor's
17 map. If you look right down here, this little kind of swoopy
18 road, can you see it down there at the bottom?

19 That's the tribe.

20 So if you go right across from there, that's where you're
21 going to M-I Drilling and then that crossing over --

22 CHAIRMAN ANCHO: Oh.

23 KYLA BRIGHT: -- there.

24 CHAIRMAN ANCHO: Okay.

25 KYLA BRIGHT: So if you just -- right on the road, right
26 where you cross --

27 COMMISSIONER SPARKS: Oh, so we're not talking out north
28 Battle Mountain?

29 KYLA BRIGHT: Not in north Battle --

30 COMMISSIONER SPARKS: Oh.

31 KYLA BRIGHT: -- Mountain.

32 COMMISSIONER SPARKS: Okay.

33 KYLA BRIGHT: No.

34 COMMISSIONER SPARKS: All right.

35 KYLA BRIGHT: It's -- it's over here.

36 COMMISSIONER SPARKS: I see. I got it.

37 KYLA BRIGHT: Not north, north Battle Mountain. I'm sorry.

38 That's --

39 COMMISSIONER SPARKS: No, you're fine.

40 KYLA BRIGHT: So it's kind of more northwest, I guess, --

1 COMMISSIONER SPARKS: Yeah.
2 CHAIRMAN ANCHO: Okay.
3 COMMISSIONER SPARKS: I see.
4 KYLA BRIGHT: -- that we --
5 COMMISSIONER SPARKS: Okay.
6 KYLA BRIGHT: -- consider.
7 Okay?
8 So, yeah, that --
9 COMMISSIONER SPARKS: Uh-huh.
10 KYLA BRIGHT: -- is the -- the colony's sewer, their plant
11 there.
12 COMMISSIONER SPARKS: Right here?
13 KYLA BRIGHT: Uh-huh.
14 Their ponds.
15 COMMISSIONER SPARKS: Okay.
16 KYLA BRIGHT: I wanted to clarify too that there was
17 mention that it would be cheaper to use Battle Mountain -- or
18 Lander County lands.
19 Actually, if you look through, some of the other options
20 are more feasible. But, yes, --
21 COMMISSIONER SPARKS: Just --
22 KYLA BRIGHT: -- financially --
23 COMMISSIONER SPARKS: -- because of in- -- infrastructure
24 cost? Or --
25 KYLA BRIGHT: Yeah. Yeah. Exactly. Doesn't take out the
26 fact that -- that some of these places are in inconvenient
27 areas.
28 But the price -- I just wanted to clarify -- it is --
29 COMMISSIONER SPARKS: Yeah.
30 KYLA BRIGHT: -- cheaper on some of the other lands.
31 COMMISSIONER ALLAN: I have another question.
32 COMMISSIONER CLARK: Kathy? I have a --
33 So I -- I kind of agree with Patsy about narrowing this
34 down.
35 So I'll make a motion that we request you and the people
36 involved to go through this and make some recommendations and
37 come back.
38 KYLA BRIGHT: How many?
39 COMMISSIONER CLARK: Does that work for you?
40 KYLA BRIGHT: How many recommendations would you guys --

1 COMMISSIONER SPARKS: What --
2 KYLA BRIGHT: -- like to see?
3 COMMISSIONER SPARKS: Only, like, the top three, Art,
4 maybe?
5 COMMISSIONER CLARK: Yeah. Top three is good.
6 And then, you know, why you chose those three.
7 DISTRICT ATTORNEY HERRERA: Is --
8 COMMISSIONER CLARK: I trust you, Kyla. You're doing a --
9 DISTRICT ATTORNEY HERRERA: Is that an --
10 COMMISSIONER CLARK: -- (indiscernible) good job.
11 DISTRICT ATTORNEY HERRERA: -- amendment to your motion?
12 CHAIRMAN ANCHO: Is that -- is that a --
13 DISTRICT ATTORNEY HERRERA: Is -- did you amend your --
14 COMMISSIONER CLARK: That -- that's my --
15 DISTRICT ATTORNEY HERRERA: -- motion?
16 COMMISSIONER CLARK: -- mo- --
17 DISTRICT ATTORNEY HERRERA: You made a motion and then you
18 talked some more. So was that part of the -- are you amending
19 your motion?
20 COMMISSIONER CLARK: No. No. The -- the motion is for --
21 DISTRICT ATTORNEY HERRERA: Does it include the top three?
22 COMMISSIONER CLARK: Yes.
23 Okay.
24 DISTRICT ATTORNEY HERRERA: Okay.
25 COMMISSIONER CLARK: I amend my motion to include the top
26 three.
27 DISTRICT ATTORNEY HERRERA: Thank you.
28 COMMISSIONER CLARK: Thank you, Ted.
29 Bryan?
30 COMMISSIONER SPARKS: I'll second the motion.
31 COMMISSIONER CLARK: Okay.
32 CHAIRMAN ANCHO: Go ahead.
33 COMMISSIONER ALLAN: Bert, I've got a co- -- question for
34 you.
35 Correct me if I'm wrong and then my memory --
36 I thought at one point you had talked about part of -- part
37 of this water line going out Yellow Brick Road and then down
38 Allen is putting another line across to -- basically over --
39 Fro- -- Front Street, you know, somehow or other getting a
40 line -- a main line.

1 Does that ring any bells with you?
2 BERT RAMOS: No. Are you talking about us moving the sewer
3 from Echo Bay here to the -- and -- and dumping it over towards
4 Allen Road to alleviate the sewer system on this side? Is
5 that -- or -- or -- are we talking about --
6 COMMISSIONER ALLAN: Was it --
7 BERT RAMOS: -- water? Or are we talking about sewer?
8 COMMISSIONER ALLAN: Well, and -- and -- and that's it.
9 Clarification. Maybe it was the sewer. Maybe it was sewer.
10 Because I know at one point you talked about having a line and
11 how, you know, getting under the freeway to tie in or something.
12 Like I said, am I confused on that?
13 KYLA BRIGHT: I think the sewer.
14 BERT RAMOS: Yeah. We do have a -- a -- a sewer main line
15 that'll be running from out there where White Knife project is,
16 straight across to our sewer plant. And that will take all the
17 sewer of Echo Bay or vast majority of it that way to alleviate
18 our sewer system that's almost at capacity on this side of town
19 so we can expand out here, you know, behind the courthouse and
20 back towards the golf course.
21 COMMISSIONER ALLAN: Okay. So that was sewer. Because I
22 was just kind of curious on -- on the option number -- number 1.
23 You know, you've got over \$8 million -- over \$8 1/2 million.
24 And I just -- I didn't know if that project could be
25 incorporated in it to cut costs.
26 Because now on this you've got -- you've got a -- a new
27 lift station.
28 Like I said, I was -- I was wondering how your previous
29 projects that you've discussed for -- with us, how that could
30 relate to this parcel.
31 BERT RAMOS: Where is this one located at? I'm -- I'm --
32 KYLA BRIGHT: It's (indiscernible).
33 BERT RAMOS: -- I apologize. I'm --
34 KYLA BRIGHT: This is supposed to be down here.
35 BERT RAMOS: Yeah. That one, it -- it doesn't really --
36 it's on the opposite side of the -- of the freeway from where
37 our sewer plant is. I mean, I don't see that it --
38 COMMISSIONER ALLAN: But that was what I was a- -- I was
39 curious. Because I thought at one point you talked about, you
40 know, running a line under the freeway.

1 And --

2 KYLA BRIGHT: I think I understand. So -- I'm sorry --

3 the -- where the sewer plant is, where they're dumping into,

4 it's so far west of that compared to where they're going under

5 the freeway that I think the cost issue is the -- we're going to

6 have to put another sewer main out to that project out there and

7 put a lift station.

8 COMMISSIONER ALLAN: Okay.

9 KYLA BRIGHT: Because it -- it's in location-wise two

10 totally different areas, too far apart from each other.

11 COMMISSIONER ALLAN: Okay. That makes sense then. That's

12 what I didn't quite understand was I didn't know for sure where

13 that -- that line was going under the freeway or -- or what,

14 but --

15 KYLA BRIGHT: Yeah.

16 COMMISSIONER ALLAN: -- I --

17 KYLA BRIGHT: It's a lot further --

18 COMMISSIONER ALLAN: Yeah. Just it --

19 KYLA BRIGHT: -- east.

20 COMMISSIONER ALLAN: -- it seems like a lot.

21 Thank you.

22 CHAIRMAN ANCHO: Any further discussion?

23 (No comment.)

24 CHAIRMAN ANCHO: No comment?

25 Is there any public comment?

26 JAY WINTLE: Jay Wintle, --

27 COMMISSIONER SPARKS: Hi, Jay.

28 JAY WINTLE: -- for the record.

29 I was -- kind of sense some of these projects are being

30 on -- property will cost more than they would if the

31 infrastructure.

32 The other one I'd like -- probably give her some

33 recommendation. Do we want this built where we don't plan on

34 having it on sewer and making a standalone sewer system?

35 Which the other question kind of come up when we sit

36 through these meetings.

37 I sit on a lot of these meetings they sit through.

38 KYLA BRIGHT: So --

39 JAY WINTLE: Will you give -- maybe give them some feel --

40 feeling there, like the ones out by the airport, which are going

1 to have standalone ponds and that. Because it's too far to
2 feasibly reach by putting it into our sewer plan.

3 COMMISSIONER WAITS: Uh-huh.

4 KYLA BRIGHT: So just to go off of that, Number 2, Number
5 3, Number 4, Number 6 are -- and Number 8. If you want to write
6 those down or not to have a look at those, those would be the
7 ones that you'd be looking at that could connect into our sewer
8 system.

9 COMMISSIONER SPARKS: That could connect into --

10 KYLA BRIGHT: Yes.

11 COMMISSIONER SPARKS: -- our sewer system?

12 UNIDENTIFIED PARTICIPANT: (Indiscernible.)

13 KYLA BRIGHT: But there wouldn't have to be upgrades to
14 them.

15 COMMISSIONER SPARKS: Well, I would think if we're --

16 KYLA BRIGHT: But, yeah.

17 COMMISSIONER SPARKS: -- bringing in an industry -- right?
18 -- we'd want the hookups and the recurring sewer fees and --

19 COMMISSIONER CLARK: Water line?

20 COMMISSIONER SPARKS: -- water lines, water hook ups.

21 COMMISSIONER CLARK: Yeah.

22 COMMISSIONER SPARKS: Yeah.

23 CHAIRMAN ANCHO: Go ahead.

24 More public comment?

25 COMMISSIONER WAITS: Good morning, Sheldon.

26 SHELDON MUDD: Good morning, Commissioners.

27 COMMISSIONER CLARK: Thanks for waiting so patiently.

28 SHELDON MUDD: Sheldon Mudd, director for NNRDA.

29 I just wanted to make a few points. You know, this
30 initially came up because we said our job's to market the area.
31 And the more we have things like this, certainly the easier it
32 is for us.

33 On a professional basis that's what I'm after. But I am a
34 resident of Lander County, so I am concerned about the costs as
35 well.

36 Everything everybody brought up today was, you know, I --
37 the points I felt were well taken.

38 Just a few things to think about as we go through this
39 process. Number one, I think Kyla's order there, from what I
40 can see, is -- it makes a lot of sense to me based off of all

1 the checkmarks you want when it comes to industrial parks and so
2 forth.

3 But with that said, you know, I'll give you some examples
4 around the region. Wells built an industrial park over 10 years
5 ago-ish, and they're just now getting ready to have their first
6 building built on it.

7 And it's a good one too. There's no doubt about it.

8 So the old adage: "If you build it, they will come,"
9 that's -- that's not the case. That's not always the case.

10 Now with that said, though, is I will say this, that we've
11 had a couple of leads in the area. We don't have as many as I'd
12 like, but we have had a couple. And Clark Park was not able to
13 accommodate them.

14 With that said, I don't -- if there is a private industrial
15 park in the area, I don't like to see government competing with
16 them. So I told Eureka County, you guys have Jay Park Rail --
17 Rail Terminal in the north end of your county. You --
18 there's -- I would not -- there's no need to build a -- a park
19 in your area. I'd recommend not doing that.

20 But with that said, is when you look at those things that
21 need to tip on a -- on an industrial park, you have to ask
22 yourself: Is the private park meeting the needs of the area?

23 And in some ways, it might. But in other ways, it might
24 not. And there's where you might want to get involved in that
25 process.

26 There are creative ways to go about this too. I don't
27 think we need to look at these numbers and say, okay, if we vote
28 on this, this automatically means \$8 million out the door,
29 right? I think there are ways that we can market it. We can do
30 estimates, market studies. We can even develop some renderings
31 of what we think this thing should look like.

32 Now that's going to cost a little money, but it's not
33 \$8 1/2 million dollars. But we have something we can market,
34 something we can show to potential industries.

35 Then when they come in and say, "You know, we like the
36 looks a lot of that. And we like the location and it meets our
37 needs," then the county can incentivize that to some degree and
38 say, "Okay. now we'll pull the trigger and spend the money."

39 Now obviously you'd have to earmark some of that cash and
40 so on. But that -- then you're not in the same position as some

1 of our -- like Wells that put all this money up front and are
2 only now starting to see some of that return. It'd be a
3 situation where we have the cash on hand. If you're the company
4 that we're looking for or if a company comes to the table and
5 says, I want to be there.

6 Okay. We can have this ready for you in two to three
7 months.

8 And now we can start spending the money when we have a
9 customer.

10 So I guess what I'm getting at is don't get wrapped around
11 the idea that we're going to pick a spot and we're going to drop
12 millions of dollars. I don't think that's a very good idea,
13 personally. But I think there are ways we can set it up and
14 through working with LEDA and associated groups, I think we can
15 develop some sort of package that when that Department of
16 Defense group comes in and says, "I want to be here," or if it's
17 some processing plant or whatever, "I want to be here," well,
18 then we can say, you know -- we can incentivize that. And we
19 can offset some of the costs and we can put this together for
20 you if you agreed to a lease for X-amount and so many jobs and
21 gives us some bar- -- some bargaining chips, right? And it --
22 it allows for some flexibility.

23 So, you know, this is the beginning stage. But here's what
24 it does do is by picking a location that we're going to focus on
25 and putting some effort towards it, it shows -- just like
26 Commissioner Clark stated -- it shows that we're looking to the
27 future. We have a vision. Somebody comes in and they look.
28 They say, "Okay. These guys have done their due diligence. And
29 they're ready for us."

30 So those are just a couple of comments I would make as
31 we -- as we come to the table. And, yeah, any questions about
32 any of that?

33 Wonderful.

34 CHAIRMAN ANCHO: Thank you.

35 COMMISSIONER ALLAN: Well, I don't have a question for you,
36 possibly, Sheldon, and thank you for that. Either Keith or Kyla
37 or Cindy maybe, we set some aside already at last year's budget
38 for this. And I thought initially it was, like, we're talking
39 15 million but could go up.

40 What do we have set aside now?

1 KEITH WESTENGARD: The 7 million, I believe.
2 DISTRICT ATTORNEY HERRERA: Seven --
3 KYLA BRIGHT: Seven --
4 DISTRICT ATTORNEY HERRERA: -- point --
5 KYLA BRIGHT: -- point --
6 DISTRICT ATTORNEY HERRERA: -- five.
7 KYLA BRIGHT: -- five.
8 BERT RAMOS: 7.5.
9 DISTRICT ATTORNEY HERRERA: 7.5.
10 KEITH WESTENGARD: 7.5.
11 COMMISSIONER ALLAN: Okay. So, I mean, I know some of
12 these numbers are a little scary. But we've already sort of set
13 some of it aside.
14 KYLA BRIGHT: May I clarify on that? The discussion that
15 you remember, it was the possibility of spending up to
16 15 million. And so you guys had decided to do half of that and then
17 the possibility of adding the other half after that first couple
18 phases was -- was through.
19 Not -- I don't think a single one of these comes more than
20 a little bit over that -- that niche that's already previously
21 put aside.
22 CHAIRMAN ANCHO: Public comment?
23 DUSTY SHIPP: So sit down? Or --
24 CHAIRMAN ANCHO: And state --
25 DUSTY SHIPP: -- stand up?
26 CHAIRMAN ANCHO: -- your name for us, please.
27 DUSTY SHIPP: Dusty Shipp. So I'm a -- just found out
28 about this this week so I've been pondering this thing a little
29 bit.
30 I actually came in to meet with Kyla this week to see what
31 it would take to do one of these.
32 I'm a developer and a builder over in Elko and own about a
33 dozen businesses over there. And we came over here a year ago
34 trying to find a piece of property to do our business on. And
35 in that process, I have to say it was very challenging to find a
36 piece that had utilities, had access. And we were looking at --
37 down dirt roads with no -- with bringing everything in ourselves
38 to try to make something work.
39 So we're involved in the Number 4 item, Allen Road. And I
40 actually came into the office this week to find out, you know,

1 as I'm building this first building that we're doing, we're
2 looking at some expansions already. I've already got some ideas
3 from other businesses that we want to bring in.

4 And so the question came in, you know: What if I build it
5 to county spec -- you know? -- bring in the water lines that we
6 need, build the roads the right way so that it could become an
7 industrial park? Would there be some county co-op stuff there?
8 You know, asking questions. And then, lo and behold, this is on
9 the agenda this week.

10 So we've already got a piece of property there that we're
11 working on potentially trying to do something with as an
12 industrial park. And we are -- I think it fits everything.
13 It's got almost all the utilities. If they're not there,
14 they're close. And we're already building it. We broke ground
15 on the road already. And -- and we've got ideas for expansion
16 already.

17 So some -- we could be maybe your first tenants on -- on
18 your portion of it. So I don't know if you want me to get in
19 deeper. I've got a whole list of things. And -- but it doesn't
20 sound like you're quite ready to make a decision. So...

21 COMMISSIONER WAITS: Thank you, Dusty, very much for your
22 information. And, yes, it's very timely. And -- and what I
23 would recommend is if you're that close to it that we agendize
24 on the agenda and -- and you guys meet ahead of time on what
25 you'd like to do and bring that before us for just that one
26 item. That doesn't mean that we wouldn't do something else. It
27 doesn't mean we wouldn't, you know, that -- that yours is in
28 lieu of all -- everything else.

29 DUSTY SHIPP: Right.

30 COMMISSIONER WAITS: But it means something we'd like to
31 consider. Does that sound right?

32 So, I mean, because you're looking at some incentives from
33 the county, right? Like what would we like to do?

34 So if you're going to do it as an industrial park or you'd
35 like us to, I'd say that doesn't preclude what all we're doing.
36 I just want to do that separately.

37 DUSTY SHIPP: Well, I was just thinking that -- because
38 this is a 440-acre parcel that we have. And the portion that
39 you guys are looking at would be 100 acres of that.

40 So it would kind of be -- we'd be building it together in

1 essence, you know. And because in -- in development, what
2 happens is a lot of times, with all building, there's an
3 excitement that happens. As soon as the first building breaks
4 ground and things start happening, everybody wants to know
5 what's going on. And you -- it kind of feeds into more
6 development.

7 And so since we're already started there, it might be, you
8 know, so waiting, like, the 10 years, like she was saying, to
9 get something going, we're already bringing some. And we're
10 looking at bringing some more. It might be a good --

11 COMMISSIONER WAITS: Right. And that's why I'm saying. I
12 think I'd like to address that separately with what you're
13 doing. Does that sound right for an agenda item?

14 I mean, he's a --

15 DISTRICT ATTORNEY HERRERA: Are --

16 COMMISSIONER WAITS: -- developer --

17 DISTRICT ATTORNEY HERRERA: -- you talking --

18 COMMISSIONER WAITS: -- coming in --

19 DISTRICT ATTORNEY HERRERA: -- about --

20 CHAIRMAN ANCHO: Because we --

21 COMMISSIONER WAITS: -- and wants --

22 CHAIRMAN ANCHO: Yeah.

23 COMMISSIONER WAITS: -- to talk --

24 CHAIRMAN ANCHO: Because we --

25 COMMISSIONER WAITS: -- to --

26 CHAIRMAN ANCHO: -- still --

27 COMMISSIONER WAITS: -- us, --

28 CHAIRMAN ANCHO: -- have --

29 COMMISSIONER WAITS: -- right?

30 CHAIRMAN ANCHO: -- a first --

31 COMMISSIONER WAITS: About this --

32 CHAIRMAN ANCHO: -- and a second --

33 COMMISSIONER WAITS: -- specific --

34 CHAIRMAN ANCHO: -- motion on --

35 COMMISSIONER WAITS: -- area.

36 CHAIRMAN ANCHO: -- this.

37 KYLA BRIGHT: Right.

38 COMMISSIONER WAITS: So I'd say, yeah, right. Because
39 right now I don't think we're ready to just choose something.
40 And so -- but I don't want to preclude what you're already

1 doing. I want to -- I want to address that separately.
2 DUSTY SHIPP: Okay.
3 CHAIRMAN ANCHO: So hold on for me for one second. We have
4 -- so do we want to -- is that something that -- that we need to
5 do is look at -- deal with -- deal with this on a separate
6 issue? And --
7 COMMISSIONER WAITS: Uh-huh.
8 CHAIRMAN ANCHO: -- go -- move forward --
9 COMMISSIONER WAITS: Uh-huh.
10 CHAIRMAN ANCHO: -- on what we have a first and a second --
11 COMMISSIONER WAITS: Uh-huh.
12 COMMISSIONER CLARK: Yeah.
13 CHAIRMAN ANCHO: -- at this time? Because this -- his part
14 doesn't have anything to do with this part of the agenda --
15 DISTRICT ATTORNEY HERRERA: Well, it --
16 CHAIRMAN ANCHO: -- so we need to --
17 DISTRICT ATTORNEY HERRERA: -- his part --
18 KYLA BRIGHT: It does, though.
19 DISTRICT ATTORNEY HERRERA: -- takes place --
20 CHAIRMAN ANCHO: Okay.
21 DISTRICT ATTORNEY HERRERA: -- by one of the --
22 CHAIRMAN ANCHO: Okay.
23 DISTRICT ATTORNEY HERRERA: -- one of these choices.
24 DUSTY SHIPP: Yeah.
25 DISTRICT ATTORNEY HERRERA: And --
26 COMMISSIONER SPARKS: Right.
27 DISTRICT ATTORNEY HERRERA: -- and kind of --
28 CHAIRMAN ANCHO: Okay.
29 DISTRICT ATTORNEY HERRERA: -- could include information --
30 COMMISSIONER SPARKS: Uh-huh.
31 DISTRICT ATTORNEY HERRERA: -- when it comes back to the
32 board.
33 KYLA BRIGHT: I think --
34 CHAIRMAN ANCHO: Okay.
35 KYLA BRIGHT: -- that it does need to be done in here
36 unless this is not in the top three.
37 DUSTY SHIPP: Right.
38 COMMISSIONER SPARKS: Right.
39 KYLA BRIGHT: Pretty much if this doesn't come back in the
40 top three, then he can come back as --

1 CHAIRMAN ANCHO: Okay.
2 KYLA BRIGHT: -- as a separate --
3 CHAIRMAN ANCHO: I see.
4 KYLA BRIGHT: -- item to discuss some kind of workings with
5 the county on trying to create his --
6 CHAIRMAN ANCHO: Okay. That does --
7 KYLA BRIGHT: -- industrial --
8 CHAIRMAN ANCHO: -- make sense.
9 KYLA BRIGHT: -- park out there.
10 But this is a piece that we looked at as an industrial park
11 and then he came in -- two days ago? --
12 DUSTY SHIPP: Uh-huh.
13 KYLA BRIGHT: -- and started asking me about an industrial
14 park. And I went, Oh. Is this what you're talking about? So
15 that's why he's here asking. Because if he was going to put in
16 roads and he was going to put in water lines and things, he
17 wanted to make sure that they were up to these standards.
18 CHAIRMAN ANCHO: Okay.
19 KYLA BRIGHT: So...
20 CHAIRMAN ANCHO: All right. So we have a -- are we good on
21 discussion for right now?
22 COMMISSIONER CLARK: We have the --
23 CHAIRMAN ANCHO: Because we have a --
24 COMMISSIONER CLARK: -- motion --
25 CHAIRMAN ANCHO: -- first and a --
26 COMMISSIONER CLARK: -- up.
27 CHAIRMAN ANCHO: -- second.
28 COMMISSIONER CLARK: We need to vote.
29 DISTRICT ATTORNEY HERRERA: Do -- was there a second in
30 that?
31 COMMISSIONER CLARK: Yeah.
32 COMMISSIONER SPARKS: I second it.
33 CHAIRMAN ANCHO: Yeah.
34 COMMISSIONER CLARK: Bryan seconded.
35 CHAIRMAN ANCHO: Bryan seconded it.
36 COMMISSIONER WAITS: Uh-huh.
37 CHAIRMAN ANCHO: So if we're good on discussion, all in
38 favor?
39 COMMISSIONER CLARK: Aye.
40 COMMISSIONER SPARKS: Aye.

1 CHAIRMAN ANCHO: Aye.
2 COMMISSIONER WAITS: Aye.
3 COMMISSIONER ALLAN: Aye.
4 COMMISSIONER WAITS: Okay. With that, then, like I said,
5 we -- it'll be awhile before they meet. So if -- if Dusty is
6 ready to bring it forward, we still can do it separate. It
7 doesn't mean we wouldn't like what he was doing and maybe even
8 do some incentives for him, separate to what else we're doing if
9 it is risen in the top three because we won't know. And if he's
10 anxious to put it on the agenda before they come back with it,
11 I'm okay --

12 CHAIRMAN ANCHO: Okay.

13 COMMISSIONER WAITS: -- with that as an agenda item. Just
14 work with our county manager on what you'd like to do.

15 CHAIRMAN ANCHO: Okay.

16 COMMISSIONER WAITS: Okay?

17 CHAIRMAN ANCHO: So we're all in favor?

18 COMMISSIONER SPARKS: Yeah. Aye.

19 CHAIRMAN ANCHO: Yeah.

20 COMMISSIONER WAITS: Okay.

21 CHAIRMAN ANCHO: All right?

22 COMMISSIONER ALLAN: I voted yea.

23 CHAIRMAN ANCHO: Yeah. I'm -- I'm just making sure.

24 All right. So that passed.
25

26

15) **FINANCE: For possible action to approve/disapprove a Letter
of Corrective Action to be sent to the Department of Taxation
addressing the audit findings, and to approve the chairman or
vice-chairman or the county manager to sign.**

29

30
31 CHAIRMAN ANCHO: All right. So Number 15 on Finance.

32 For possible action to approve, disapprove a Letter of
33 Corrective Action to be sent to the Department of Taxa- --
34 Department of Taxation, addressing the audit findings, and to
35 approve the chairman, vice-chair, or county manager to sign.

36 KEITH WESTENGARD: So this is our letter of corrective
37 actions that we're required to submit to the Department of
38 Taxation. And it's for your review and modification or
39 acceptance as you see fit.

40 If you would like the chair to sign it or just redo it --

1 redo the letter and change it to chair or vice-chair signature.
2 COMMISSIONER WAITS: Kathy?
3 CHAIRMAN ANCHO: Go ahead.
4 COMMISSIONER WAITS: I'll make a motion we approve the
5 Letter of Corrective Action to be sent to the Department of
6 Taxation, addressing the audit findings, and to approve the
7 chairman or vice-chairman or county manager to sign.
8 CHAIRMAN ANCHO: All right. Do we have a second?
9 COMMISSIONER SPARKS: I'll second.
10 CHAIRMAN ANCHO: Any further discussion?
11 COMMISSIONER ALLAN: I'm just kind of curious -- this back
12 page, stating those voting aye -- is that --
13 KEITH WESTENGARD: We have a new one.
14 CINDY BENSON: (Off microphone) Yeah. I gave it to Sadie.
15 KEITH WESTENGARD: Yeah. And we are tak- -- we are -- we
16 affixed the -- the back page to show just the commissioner with
17 lines and --
18 COMMISSIONER ALLAN: Did we also correct my name spelling?
19 CHAIRMAN ANCHO: Oh. Yeah.
20 KEITH WESTENGARD: We will correct that. Apologies.
21 COMMISSIONER ALLAN: Thank you.
22 COMMISSIONER CLARK: We need a second.
23 CHAIRMAN ANCHO: So --
24 Any further discussion?
25 COMMISSIONER CLARK: Oh, I'll second.
26 CHAIRMAN ANCHO: We have -- we have -- so all in favor?
27 COMMISSIONER CLARK: Aye.
28 COMMISSIONER SPARKS: Aye.
29 COMMISSIONER ALLAN: Aye.
30 CHAIRMAN ANCHO: Aye.
31 COMMISSIONER WAITS: Aye.
32 CHAIRMAN ANCHO: All right. Pass. All right.

33
34
35 **CORRESPONDENCE**

36
37 **16) Correspondence, reports, potential upcoming agenda items.**

38
39 CHAIRMAN ANCHO: All right. So on correspondence, reports,
40 potential upcoming agenda items.

1 KEITH WESTENGARD: I -- I -- I have a list in my office
2 that I can look at real quick if you'd like.
3 COMMISSIONER CLARK: Ah, just put it on the agenda.
4 CHAIRMAN ANCHO: All right. So...
5 KEITH WESTENGARD: Or we can go over it at agenda --
6 CHAIRMAN ANCHO: Okay.
7 KEITH WESTENGARD: -- setting.
8 CHAIRMAN ANCHO: All right.
9 So they're letting --
10 KEITH WESTENGARD: My -- my question is -- let me look at
11 my notes here --
12 Does the commission want to see the cost savings related to
13 the testing materials over the last year or two, five years?
14 How would you like to see that? Or would you like to see that?
15 COMMISSIONER ALLAN: I don't think it's really pertinent
16 now.
17 KEITH WESTENGARD: Well, --
18 COMMISSIONER ALLAN: I mean, we've --
19 KEITH WESTENGARD: -- it was brought --
20 COMMISSIONER ALLAN: -- approved the --
21 KEITH WESTENGARD: It was brought up.
22 COMMISSIONER ALLAN: -- contract.
23 KEITH WESTENGARD: And -- and it was -- it was, in my
24 opinion, misstated. So I just -- I -- I did say I would bring
25 it forward to show the cost savings.
26 If the commission would like it, I'll put it on the agenda.
27 If not, I just want the commission's input on it.
28 CHAIRMAN ANCHO: I -- right now, I think that if you wanted
29 to put something together and throw it in one of our boxes --
30 boxes. I don't know if it's something that needs to --
31 KEITH WESTENGARD: Okay.
32 CHAIRMAN ANCHO: -- come back in front. Just so we --
33 KEITH WESTENGARD: That's fine.
34 CHAIRMAN ANCHO: -- have -- have that information. And --
35 all right.
36 KEITH WESTENGARD: All right.
37 COMMISSIONER ALLAN: And I'd like to say for clarification,
38 you know, whether -- whether you felt it was misstated, I wasn't
39 aware. So I don't know. I wasn't misstating intentionally. I
40 just was not aware of any comparisons.

1 CHAIRMAN ANCHO: So are we good? All right.

2 **PUBLIC COMMENT**

3

4 CHAIRMAN ANCHO: So for public comment for nonagendized
5 items only.

6 Persons are invited to submit comments in writing and/or
7 attend and make co- -- comments on any nonagendized items at the
8 board meeting, if -- if any, and discussion of those comments at
9 the discretion of the board. All public comment may be limited
10 to three minutes per person, again at the discretion of the
11 board. Reasonable restrictions may be placed on public comment
12 based upon time, place, and manner, but pu- -- public comment
13 based on viewpoint may not be restricted.

14 So do we have any public comment?

15 (No comment.)

16 CHAIRMAN ANCHO: All right. So...

17

18

19 **ADJOURNMENT**

20

21 COMMISSIONER WAITS: Motion to adjourn?

22 CHAIRMAN ANCHO: Can we get a --

23 COMMISSIONER SPARKS: I'll second.

24 CHAIRMAN ANCHO: -- motion to adjourn?

25 COMMISSIONER SPARKS: I'll second.

26 COMMISSIONER CLARK: Aye.

27 CHAIRMAN ANCHO: All in favor?

28 COMMISSIONER WAITS: Aye.

29 COMMISSIONER SPARKS: Aye.

30 COMMISSIONER ALLAN: Aye.

31 CHAIRMAN ANCHO: Aye.

32 Thank you, guys, for your patience.

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34 (Meeting adjourned at 12:19 p.m.)

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**CHAIRMAN OR VICE CHAIRMAN OF THE
BOARD OF LANDER COUNTY
COMMISSIONERS AND THE LANDER
COUNTY LIQUOR BOARD**

ATTEST:



LANDER COUNTY CLERK

Note: The Board of Lander County Commissioners serves as the Town Board for the unincorporated towns of Battle Mountain and Austin, Nevada.

1 STATE OF UTAH)
2) ss.
3 COUNTY OF DAVIS)
4
5
6

7 I, TIFFANY ELKINGTON, A CERTIFIED COURT REPORTER, DO HEREBY
8
9 CERTIFY I TRANSCRIBED THE FOREGOING PROCEEDINGS FROM A "JAVS"
10
11 DIGITAL AUDIO/VIDEO RECORDING OF A MEETING WHICH TOOK PLACE
12
13 THE 9TH DAY OF JANUARY, 2020, AND SAID RECORDING AND INFORMATION
14
15 PERTAINING TO PARTICIPANT NAMES WAS PROVIDED TO ME BY THE LANDER
16
17 COUNTY CLERK SULLIVAN; THAT THE SAME IS FULL, TRUE, AND AS CORRECT AS
18
19 THE AUDIO/VIDEO RECORDING ALLOWED.
20

21
22 DATED AT _____
23 THIS _____ DAY OF _____
24

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26 _____
27 TIFFANY ELKINGTON, CCR #930
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<p>ALICIA PRICE: [2] 57/15 57/40 ANNA PENOLA: [17] 6/10 6/16 6/18 6/20 86/7 86/9 86/22 86/24 86/28 87/1 87/8 87/27 88/10 88/13 88/22 88/25 90/15 BERT RAMOS: [10] 53/12 53/19 57/2 108/2 108/7 108/14 108/31 108/33 108/35 113/8 BRIAN ESTEP: [7] 92/22 92/26 92/28 93/10 93/12 94/26 94/29 CHAIRMAN ANCHO: [479] CHAIRMAN WAITS: [68] 1/22 1/31 1/37 2/6 2/21 2/24 2/26 2/29 2/31 3/30 4/16 4/21 5/34 5/36 5/40 6/2 6/7 6/9 6/22 6/24 6/32 7/21 7/28 7/37 8/4 8/12 8/19 8/24 8/28 8/35 8/40 9/6 9/8 9/10 9/17 9/22 9/24 9/26 9/33 10/5 10/18 10/22 10/24 10/26 10/28 10/30 10/35 10/37 10/39 11/1 11/3 11/7 11/12 11/16 11/19 11/23 11/28 11/30 11/32 12/5 12/11 12/21 12/24 12/26 12/31 12/33 12/37 14/16 CINDY BENSON: [1] 119/14 COMMISSIONER ALLAN: [191] COMMISSIONER ANCHO: [31] 2/25 2/27 5/33 5/35 6/5 6/17 6/19 6/21 6/23 7/20 7/25 7/36 8/2 8/10 8/16 8/27 8/33 9/7 9/14 9/25 9/31 11/20 11/26 11/34 11/37 12/3 12/13 12/19 12/23 12/25 12/30 COMMISSIONER CLARK: [214] COMMISSIONER SPARKS: [274] COMMISSIONER WAITS: [188] DISTRICT ATTORNEY HERRERA: [193] DR. ROBIN WILLCOURT: [26] 80/34 80/40 81/2 81/8 81/15 82/27 82/29 82/33 83/31 83/35 83/40 84/3 84/5 84/13 84/17 84/19 84/36 85/2 85/4 85/8 85/13 85/15 85/17 85/19 85/35 86/4 DUSTY SHIPP: [9] 113/23 113/25 113/27 114/29 114/37 116/2 116/24 116/37 117/12 JAY WINTLE: [3] 109/26 109/28 109/39 JEANNE FALZONE: [1] 64/1 JERRY ANNIS: [4] 4/33 5/32 5/39 6/1 JOJO MYERS: [65] 66/40 67/6 67/8 67/10 67/14 67/25 68/5 68/8 70/18 70/20 75/37 76/2 76/10 76/12 76/14 77/2 77/4 77/6 77/8 77/12 77/14 77/17 77/27 77/29 77/32 77/35 77/37 78/5 78/7 78/9 78/11 78/23 78/26 78/28 78/36 78/38 79/26 80/1 80/3 80/5 80/10 80/37 81/14 82/20 82/28 82/30 83/28 83/32 83/36 84/1 84/4 84/6 84/14 84/18 84/21 84/24 84/37 85/6 85/9 85/12 85/16 85/18 85/21 85/34 85/40 KEITH WESTENGARD: [51] 3/32 11/22 11/25 11/27 42/26 42/28 42/31 42/35 48/17 48/20 48/22 56/31 57/3 57/6 57/8 58/27 58/32 58/35 58/37 63/23 63/36 64/18 64/21 64/23 65/5 66/5 66/7 86/30 90/28 90/32 90/34 90/39 91/36 96/25 113/1 113/10 118/36 119/13 119/15 119/20 120/1 120/5 120/7 120/10 120/17 120/19 120/21 120/23 120/31 120/33 120/36 KYLA BRIGHT: [93] 67/20 68/7 78/31 78/37 93/1 93/28 95/4 96/7 96/26 97/16 98/13 98/18 99/1 99/3 99/5 99/7 99/9 99/37 100/8 100/39 101/34 102/8 102/11 102/14 102/16 102/19 102/22 102/25 103/14 103/16 103/19 103/23 103/28 103/32 103/37 104/2 104/16 104/28 104/30 104/32 104/34 104/38 105/6 105/11 105/13 105/16 105/23 105/25 105/29 105/31 105/33 105/35 105/37 105/40 106/4 106/6 106/10 106/13 106/16 106/22 106/25 106/30 106/38 106/40 107/2 108/13 108/32 108/34 109/2 109/9 109/15 109/17 109/19 109/38 110/4 110/10 110/13 110/16 113/3 113/5 113/7 113/14 115/37 116/18 116/33 116/35 116/39 117/2 117/4 117/7 117/9 117/13 117/19 MITESHELL LANHAM: [1] 52/7 NETTIE QUINTANA: [44] 36/5 36/7 41/7 41/14 41/16 41/20 41/22 41/24 41/26 41/28 41/36 42/5 42/9 44/32 44/35 48/5 48/8 49/10 49/13 49/22 49/24 49/26 50/20 50/25 50/32 52/38 52/40 53/5 53/7 53/11 53/40 54/2 54/19 54/21 55/1 55/3 55/5 55/8 55/10 55/14 55/17 55/19 55/23 58/17</p>	<p>OPERATOR: [2] 87/6 87/10 PAULA TOMERA: [3] 99/8 100/15 100/30 PETE GUBE: [10] 87/11 87/14 87/37 88/26 89/14 89/21 89/23 89/25 89/27 91/40 SADIE SULLIVAN: [31] 20/21 20/28 20/30 21/3 21/5 21/8 27/1 27/15 29/10 29/13 29/17 34/27 34/30 34/37 34/40 35/3 35/7 35/9 35/17 35/27 60/19 60/21 60/31 60/33 60/36 63/25 63/27 64/3 64/19 65/34 67/15 SAMMY ENGELSON: [9] 55/26 55/28 55/40 56/2 56/17 56/19 56/21 56/23 56/25 SHELDON MUDD: [2] 110/26 110/28 UNIDENTIFIED PARTICIPANT: [10] 53/18 53/20 53/21 53/27 54/33 54/34 54/36 56/26 86/5 110/12</p> <hr/> <p>\$</p> <p>\$113,600 [1] 72/28 \$120 [1] 82/11 \$142,000 [1] 72/25 \$168,000 [1] 57/32 \$188,000 [1] 37/35 \$3,550 [1] 72/28 \$300,000 [2] 88/1 89/9 \$40 [1] 83/3 \$5 [2] 76/20 76/21 \$8 [4] 108/23 108/23 111/28 111/33</p> <hr/> <p>'</p> <p>'22 [3] 64/6 64/18 64/23 '23 [2] 64/3 64/24 'round [3] 82/15 82/15 82/15</p> <hr/> <p>0</p> <p>00 [3] 39/1 39/9 40/1 002 [1] 38/26 004-033-19 [3] 92/33 92/40 93/20 004-033-20 [3] 92/33 92/40 93/20 011-250-20 [3] 94/35 95/3 95/15</p> <hr/> <p>1</p> <p>1-0-0-1 [1] 86/10 1.5 [1] 70/14 1.54 [1] 70/12 1/2 [5] 4/37 94/34 95/1 108/23 111/33 1/4 [2] 94/34 95/2 10 [12] 7/5 7/9 22/30 71/38 72/1 86/13 87/17 87/19 95/6 95/7 111/4 115/8 100 [11] 70/16 72/16 72/17 72/17 72/32 73/22 73/34 75/1 84/39 102/28 114/39 10:00 [2] 2/17 4/40 10:10 [1] 52/9 10:22 [1] 52/9 11 [8] 7/2 7/10 7/13 7/15 7/18 92/14 92/30 92/36 11:00 [1] 86/28 11:22 [1] 92/5 11:29 [1] 92/5 11:30 [1] 3/38 12 [3] 40/11 94/31 94/38 120 [2] 81/23 83/3 12:00 [1] 1/39 12:19 [1] 121/34 13 [2] 96/1 96/4 134.4 [1] 40/2 14 [3] 40/11 97/8 97/12 14,200 [2] 72/26 72/27 142 [1] 72/28 14th [1] 5/23</p>
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