

**LANDER COUNTY COMMISSIONERS MEETING  
TOWN BOARD OF BATTLE MOUNTAIN & AUSTIN  
BOARD OF COUNTY HIGHWAY COMMISSIONERS**

**June 25, 2020**

**LANDER COUNTY COURTHOUSE  
COMMISSIONERS' CHAMBER  
50 STATE ROUTE 305  
BATTLE MOUNTAIN, NEVADA**

**Also Via Teleconference At**

**AUSTIN COURTHOUSE  
COMMISSION OFFICE  
122 MAIN STREET  
AUSTIN, NEVADA**

**Via AUDIO CONFERENCE  
BY GO TO MEETING**

**Call In Details: 1-866-899-4679**

**Access Code: 849-277-573**

**Website: [www.gotomeeting.com](http://www.gotomeeting.com)**

**For Questions E-mail: [publicresponse@landercountynv.org](mailto:publicresponse@landercountynv.org)**

*All times on this agenda are approximate. Consideration of items may require more or less time than is scheduled. Items on the agenda may be taken out of order; the public body may combine two or more agenda items for consideration; and the public body may remove an item from the agenda or delay discussion relating to an item on the agenda at any time. Public comment is designated for discussion only. The public has the opportunity to address the commission on any matter not appearing on the agenda; however, no action may be taken on any matter raised until the matter itself has been specifically included on the agenda as an item upon which action may be taken. Additionally, public comment may be heard on any item listed on the agenda. Persons are invited to submit comments in writing and/or attend and make comments on any agenda item at the health board meeting. All public comment may be limited to three (3) minutes per person, at the discretion of the commission.*

9:00 A.M.      Call to Order  
Pledge of Allegiance  
A Moment of Silence  
**Lander County Commissioners may break for lunch from 12:00 pm to 1:15 pm.**  
Any agenda item may be taken out of order, may be combined for consideration by the public body, and items may be pulled or removed from the agenda at any time.  
**Commissioners Reports on meetings, conferences, and seminars attended.**  
**Staff Reports on meetings, conferences and seminars attended.**

Public Comment – For non-agendized items only. *Persons are invited to submit comments in writing and/or attend and make comments on any non-agenda item at the Board meeting if any, and discussion of those comments at the discretion of the Board. All public comment may be limited to three (3) minutes per person, again at the discretion of the Board. Reasonable restrictions may be placed on public comments based upon time, place and manner, but public comment based upon viewpoint may not be restricted.*

**CONSENT AGENDA**

All matters listed under the consent agenda are considered routine, and may be acted upon by the Board of County Commissioners with one action, without extensive discussion. Any member of the Board or any citizen may request that an item be taken from the consent agenda, discussed and acted upon separately during this meeting. Consent agenda materials are available at the Lander County Clerk's office for viewing and copies are available for a nominal charge.

- (1) Approval of June 25, 2020 Agenda Notice
- (2) Approval of January 23, 2020 Meeting Minutes
- (3) Approval of February 27, 2020 Meeting Minutes
- (4) Approval of May 7, 2020 Special Budget Workshop Meeting Minutes
- (5) Approval of May 14, 2020 Meeting Minutes
- (6) Approval of May 19, 2020 Special Budget Workshop Meeting Minutes
- (7) Approval of May 21, 2020 Meeting Minutes
- (8) Approval of May 28, 2020 Special Meeting Minutes
- (9) Approval of June 11, 2020 Meeting Minutes
- (10) Approval of Payroll Change Requests

- (1) **COMMISSIONERS:** For possible action to approve/disapprove the payment of bills.
- (2) **COMMISSIONERS:** For possible action to approve/disapprove the Termination Agreement and Covenant Not to Sue between Lander County Commissioners and Keith Westengard.
- (3) **COMMISSIONERS:** For possible action to approve/disapprove an agreement for services provided by Marquis, Aurbach & Coffing to pursue legal action related to construction defects.
- (4) **COUNTY MANAGER:** For Possible action to permanently revoke Commissioner Judie Allan's county credit card for violation of county policy 2.16.3 #7 and #9 on two occasions.

- (5) **COUNTY MANAGER:** For possible action to approve/disapprove the proposal from Robin Gray, DBA Seven Valleys LLC for the Lander County Mosquito and Blackfly Program, and authorize the chair to sign the Mosquito Abatement Agreement.
- (6) **PLANNING:** For possible action to approve/disapprove an access easement between Lander County and Maverik INC. Located at 210 Palmer Street Battle Mountain APN 002-123-07
- (7) **FISCAL OFFICER:** For possible action to approve/disapprove Resolution 2020-06 Directing Apportionment of Net Proceeds received in the month of May 2020.
- (8) **FISCAL OFFICER:** For possible action to approve/disapprove the Independent Contractor Agreement between Lander County and Tom Gransberry (dba:TFG Consulting, LLC) for the purpose of providing assistance and training to the Lander County Fiscal Officer.
- (9) **AMY NELSON:** For possible action to approve/disapprove the closure of a portion of North 1st Street specifically at 645 North 1<sup>st</sup> Street, on June 28, 2020 from 3:00 PM to 6:00 PM for a wedding by Colt & Amy Nelson.
- (10) **PUBLIC WORKS:** For possible action to approve/disapprove the Austin Water & Sewer Technician Job Description.
- (11) **PUBLIC WORKS:** For possible action to approve/disapprove the Austin Water & Sewer Part Time Receptionist job description.
- (12) **PUBLIC WORKS:** For possible action to approve/disapprove hiring an interim Public Works Director by the interim County Manager.
- (13) **PUBLIC WORKS:** For possible action to approve/disapprove the coordination with the Nevada Department of Water Resources (NDWR) for the temporary use of construction water from the Battle Mountain sewer and water standpipe. The period will be for one year starting approximately July 1, 2020 total estimated quantity: 61 acre feet. The place of use will be the Battle Mountain solar project, located approximately 9 miles from the Town of Battle Mountain, off I-80 and mote road, Humboldt County.

- (14) **LIVESTOCK EVENTS CENTER BOARD:** For possible action to approve/disapprove the funding of the Co-ed Ranch Rodeo in the amount not to exceed \$10,000.00 and for the chair of vice chair to sign the commitment letter.
  
- (15) **TREASURER:** For possible action to approve/disapprove Resolution 2020-05 to levy the 2020-21 tax rate.
  
- (16) **TREASURER:** For possible action to approve/disapprove payment to Lander County Treasurer for payment of taxes held for 2020-21.
  
- (17) **TREASURER:** Discussion regarding letter on one year delinquent taxes per NRS 361.5648 and NRS 361.565.
  
- (18) **TREASURER:** To approve/disapprove adjustments to tax roll.

Secured Roll Adjustments

- a) Adjustment to 2018-19 secured roll
- b) Adjustment to 2019-20 secured roll

Secured Roll Special Assessment Adjustments

- a) Adjustment to 2018-19 Special Assessments on the secured roll
- b) Adjustment to 2019-20 Special Assessments on the secured roll

Unsecured Roll Adjustments

- a) Adjustment to 2015-16 unsecured roll
- b) Adjustment to 2016-17 unsecured roll
- c) Adjustment to 2017-18 unsecured roll
- d) Adjustment to 2018-19 unsecured roll
- e) Adjustment to 2019-20 unsecured roll

Unsecured Roll Special Assessment Adjustments

- a) None

- (19) **TREASURER:** For possible action to approve/disapprove a property tax refund per NRS 354.240(2) made by the Lander County Treasurer from July 1, 2019 through June 25, 2020 for Fred Schroeder in the amount of \$86.46 for parcel 002-065-03 on the secured roll.

- (20) **TREASURER:** To Approve/disapprove Resolution 2020-04 for Lander County Treasurer to allocate interest earnings effective July 1, 2020.
  
- (21) **TREASURER:** To approve/ disapprove the transfer of delinquent water/sewer accounts to the 2019-20 secured tax roll as reconciled on June 25, 2020 and other matters properly relating thereto.
  - a) To transfer the reconciled accounts according to:  
Lander County Code Section 13.04.050 (7) (E) Battle Mountain
  - b) To Transfer the reconciled accounts according to:  
Lander County Code Section 13.08.050 – Lander County Combined Sewer and Water District #2
  
- (22) **TREASURER:** To approve/disapprove payment for delinquent water and sewer accounts for 2018-19 & 2019-20 and reconcile on June 25, 2020.
  - a. To pay accounts according to Lander County Code Section 13.04.050 (7) (E) Battle Mountain.
  - b. To pay accounts according to Lander County Code section 13.08.050 – Lander County Combined Sewer & Water District #2
  
- (23) **CORRESPONDENCE:** Correspondence/reports/future agenda items.

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**ADJOURN**

**NOTE: TIMES ARE APPROXIMATE**

This is the tentative schedule for the meeting. The Board reserves the right to take items out of order to accomplish business in the most efficient manner. The Board may combine two or more agenda items for consideration. The Board may remove an item from the agenda or delay discussion relating to an item on the agenda at any time.

**Notice to persons with disabilities:** Members of the public who are disabled and require special assistance or accommodations at the meeting are requested to notify the County Manager in writing at the Courthouse, 50 State Route 305, Battle Mountain, Nevada 89820, or call (775) 635-2885 at least one day in advance of the meeting.

NOTICE: Any member of the public that would like to request any supporting material from the meeting, please contact the clerk's office, 50 State Route 305, Battle Mountain, Nevada 89820 (775) 635-5738.  
AFFIDAVIT OF POSTING

State of Nevada )  
                              ) ss  
County of Lander)

Keith Westengard, Lander County Manager of said Lander County, Nevada, being duly sworn, says, that by 9:00am on the 22nd day of June 2020, he posted a notice, of which the attached is a copy, at the following places: 1) Battle Mountain Civic Center, 2) Battle Mountain Post Office, 3) Lander County Courthouse, 4) Swackhamer's Plaza Bulletin Board, 5) Kingston Community Hall Bulletin Board, and 6) Austin Courthouse in said Lander County, where proceedings are pending.

Keith Westengard, Lander County Manager \_\_\_\_\_ 

Subscribed and sworn to before me this 22<sup>nd</sup> day of June, 2020.

Witness  \_\_\_\_\_

Name of Agenda: Lander County Commissioners Meeting

Date of Meeting: June 25, 2020