

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 23, 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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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.)  
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21 CHAIRMAN ANCHO: Good morning. So we'll go ahead and call  
22 to order the Lander County Commission meeting, Town Board of  
23 Battle Mountain and Austin, Board of County Highway Commission.

24 All right. So we will --

25 Bryan, do you want to lead us in the Pledge of Allegiance?

26 COMMISSIONER SPARKS: Yeah.  
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28 (Pledge of Allegiance)  
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30 CHAIRMAN ANCHO: All right. We're going to have a moment  
31 of silence.  
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33 (Moment of silence)  
34

35 CHAIRMAN ANCHO: All right. So Lander County Commissioners  
36 may break for lunch from 12:00 p.m. to 1:15 p.m. Any agenda  
37 items may be taken out of order, may be combined for  
38 consideration by a public body, and items may be pulled or  
39 removed from the agenda at any time.  
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1     **COMMISSIONER REPORTS**

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3           CHAIRMAN ANCHO: All right. So commission reports on  
4 meetings, conferences, and seminars.

5           Patsy?

6           COMMISSIONER WAITS: Thank you. I did have an airport  
7 advisory board meeting on -- in Austin on the 13th. We're  
8 working on our budget things and some things that we -- we need  
9 to ask for, of course.

10          One of the things that we were looking at for some  
11 activities was an EMS rodeo that Kim Schacht had mentioned that  
12 might be kind of fun. So we're kind of looking at that one a  
13 little bit. And then there's a few things that still need to be  
14 repaired that we're working with with Road and Bridge.

15          Yesterday I did have an NNRDA meeting, the Nevada  
16 development. And, actually, there's a couple things on that.  
17 Our -- our chair was Rebecca Darling, for those of you that  
18 might know her. She's been very active in the mines, very  
19 community-minded, just a -- a fabulous lady. And she has been  
20 nixed with the -- with the merger. So she's not going to be  
21 with us anymore. So she stepped down as our chair.  
22 Unfortunately, we're -- we're losing her out of the community  
23 too I'm sure. She said her professional history will probably  
24 be taking her somewhere else.

25          A lot of things that are going on that we'll be working on  
26 through LEDA. But one of the strange things that kind of came  
27 up, we hadn't thought about before, is the way that our -- our  
28 membership actually pays to NNRDA. It's through population.  
29 And it was brought up that part of the population that's always  
30 recorded with all the different counties is their -- their  
31 certified population of Nevada cities and towns includes those  
32 folks that are incarcerated. And we hadn't thought about that  
33 before because it's based on that. So we've got almost every  
34 county that has somebody -- we aren't counting county jails.  
35 County jails are -- is a lot of transient people too. So  
36 that -- that wouldn't be quite right. But the people that  
37 actually are housed in these facilities. And we've got Lovelock  
38 and -- and Humboldt, Pershing, Ely, even Wells. I mean, there's  
39 quite a few. So whether they're going to consider that as part  
40 of their population, it will make a difference to some. Some

1 populations are up there. So it could range anywhere from  
2 making a difference of a hundred dollars a year up to \$1500 a  
3 year. So that's something that they're going to be looking at  
4 if any of you have any input whether you think that should be  
5 included in part of their population. Of course, they have a  
6 big economic value there too and employ a lot of people and --  
7 and brings a lot into the economy. So that was just kind of an  
8 interesting point that we're going to be -- we deferred it. We  
9 talked a lot, but we're going to be working on that to see  
10 whether that's -- that's going to be considered or not.

11 CHAIRMAN ANCHO: Great. Thanks.

12 Art?

13 COMMISSIONER CLARK: No, I -- I didn't go anywhere.

14 CHAIRMAN ANCHO: No. And I haven't attended any since  
15 last --

16 COMMISSIONER SPARKS: Are we --

17 CHAIRMAN ANCHO: -- meeting.

18 COMMISSIONER SPARKS: -- recording? Nothing.

19 CHAIRMAN ANCHO: Judie?

20 COMMISSIONER ALLAN: So on January 10, I did attend the  
21 Humboldt River Basin Water Authority meeting. And pretty much  
22 standard meeting, nothing too exciting except for there was an  
23 interesting presentation on -- well, it's just calling it  
24 unmanned aircraft systems or drones. And the gentleman that  
25 presented it does a lot of monitoring for streambeds, banks,  
26 rivers, et cetera. And there's just an un- -- unknown, you  
27 know, application of what you can use these drones for. And,  
28 actually, the ones he uses are relatively inexpensive.

29 It was really interesting. I kind of got a little  
30 education on drones because the ones he's using, basically, you  
31 program them and you can give them coordinates of where you want  
32 them to fly and how high and you just kind of hit the go button  
33 and -- and you can pre-program that. And every year they can go  
34 and do the exact same route. And it's not like you're with the  
35 video control -- game controller or something. I mean, these  
36 are actually all on their own. And it was really interesting.  
37 And I think for a river basin application -- because there's so  
38 much controversy and -- and issues going on with the Humboldt,  
39 you know, it would be interesting to incorporate that for their  
40 monitoring.

1           So, like I said, that was a pretty -- pretty standard  
2 meeting.

3           Nothing else really exciting, but definitely interesting.

4           So then on the 21st, I had a LEPC meeting. We had a  
5 presentation by Mr. Bob Reaksecker with the American Legion  
6 regarding emergency measures for Lander County.

7           And it's something that the American Legion and the VFW  
8 is -- is really concerned with and -- and working on.

9           So he presented us with a report for electron- --  
10 electronic -- electromagnetic pulse attacks or EMPs.

11          And, yeah, we -- we all think that, you know, nothing's  
12 going to happen, but you can still be prepared. And -- and that  
13 was -- this report was written in 2004. There is another one, I  
14 guess, another volume in 2014 that he didn't have.

15          But it's just a preparedness. And I know he's talked to  
16 Bert about our water and sewer system and protecting that and --  
17 and ulterior mo- -- or, you know, what's the word I'm looking  
18 for? -- if something did happen, we'd have the backup.

19          So I have this report if anybody would like to look at it.  
20 So it's -- it's kind of interesting.

21          So then the other thing I wanted to bring everybody's  
22 attention -- I know what it doesn't sound really exciting -- but  
23 per SERC, which is basically who oversees the -- the LEPC and we  
24 have to follow certain guidelines and -- and whatnot. We have  
25 to have tabletop exercises. And we're going to also have a  
26 field exercise. And this will be on, you know, an emergency  
27 situation. More than likely it's going to be a hazmat  
28 situation, but not necessarily.

29          So in April, it will be -- the tabletop exercise will be  
30 following our standard meeting in April, which is the second  
31 Tuesdays of the month, 5:30 in the community room.

32          But we're going to have an exer- -- a field exercise on May  
33 2. And, actually, the more participation we can get to get the  
34 community aware of potential problems and how to deal with them,  
35 react, and what procedures you need to follow, it's always great  
36 to have more participation.

37          So I just want to let everybody know that will be on May --  
38 May 2.

39          We haven't figured out yet where we're going to have it or  
40 what we're going to have. But I can bring some updates on that.

1 Other than that, that's all I have.  
2 CHAIRMAN ANCHO: Great. Thank you.

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**STAFF REPORTS**

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CHAIRMAN ANCHO: So staff reports on meetings, conferences and seminars attended.

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KEITH WESTENGARD: Okay. The first thing is I want to let you -- let the Commission know to keep in the back of their minds the budget workshop is tentatively -- or -- or scheduled for March 16 and 17 this year, Monday and a Tuesday.

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We did have a meeting earlier this week regarding the industrial park and some of the dir- -- and the direction that the commission gave. And we came up with some ideas. And -- and that should be presented probably in the next meeting or two for the commission to look at and give feedback on a direction to go from there.

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I met with Senator Rosen's office yesterday -- office staff -- to discuss the lands bill. We went into great detail on a lot of the lands bill and why we want these piece- -- parcels of -- of excess land and what they're going to be used for and so on and so forth.

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Then Kyla took them out for a -- for a -- a tour of the northern lands that are in the lands bill. And next week they're returning and we're going to do some more tours of the lands in the southern part of the county.

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I've also been in contact with Martin Paris at Congressman Amodei's office to discuss the Amtrak -- the prop- -- the proposed or the requested stops by Amtrak in both the east and westbound tracks. And hopefully we'll get a little more information and get moving on that on what we need to do in order to put that forth.

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One of the projects that I put forth last year in the budget workshop was a sports complex.

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Aaron Martinez of A. M. Engineering will be here next week. I met with him last week to go over his drawings and -- and his ideas and -- and what we would like to see to present to the Commission to see if it want -- if we -- if the commission wants to move forward this year. Probably two- or three-phase project

1 depending on -- on what you -- what the board wants to do.

2 There's a lot of good information about our airports. But  
3 our airport engineers are here today to pass on information on  
4 to you as far as the future of airports in the county.

5 And that's what -- all I have.  
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8 **PUBLIC COMMENT**  
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10 CHAIRMAN ANCHO: All right. Moving on. So public comment  
11 for nonagendized items only.

12 Persons are invited to submit comments in writing and/or  
13 attend and make comments on any nonagendized item at the board  
14 meeting, if any, and the discussion of those comments at the  
15 discretion of the board. All public comments may be limited to  
16 three minutes per person -- per person, again at the discretion  
17 of the board. Reasonable restrictions can be placed on the  
18 public comment based on time, place, and manner, but public  
19 comment based upon viewpoint may not be restricted.

20 All right.  
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23 **CONSENT AGENDA**  
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25 CHAIRMAN ANCHO: All right. Consent items.

26 All matters listed under the consent items are considered  
27 routine and may be acted upon by the Board of County  
28 Commissioners with one action, without extensive discussion.  
29 Any member of the board or citizen may request that an item be  
30 taken from the consent agenda, discussion, acted upon separately  
31 during this meeting. Consent ite- -- items, materials are  
32 available at the Lander County Clerk's Office for viewing, and  
33 copies are available for a nominal charge.

34 Number 1, approval of January 23, 2020, agenda notice;  
35 Number 2, approval of July 25, 2019, meeting minutes;  
36 Number 3, approval of October 10, 2019, meeting minutes; Number 4,  
37 approval of October 24, 2019, meeting -- meeting minutes; Number 5,  
38 approval of November 7, 2019, meeting minutes; Number 6, approval of  
39 November 25, 2019, special meeting minutes; Number 7, approval of  
40 December 5, 2019, meeting minutes; Number 8, approval December 19,

1 2019, meeting minutes; Number 9, approval of January 9, 2020, meeting  
2 minutes; Number 10, approval of payment of bills.  
3 So we do not have any of the meeting minutes; correct? So  
4 we'll be pulling --  
5 COMMISSIONER WAITS: No.  
6 CHAIRMAN ANCHO: I'm sorry?  
7 COMMISSIONER WAITS: July 25.  
8 COMMISSIONER SPARKS: We have July 25's.  
9 CHAIRMAN ANCHO: We have Ju- -- July 25's?  
10 COMMISSIONER SPARKS: Yeah.  
11 CHAIRMAN ANCHO: Okay. Oh. Right there. All right.  
12 So do we have a -- so to pull out Number 3, 4, 5, 6, 7, 8,  
13 and 9?  
14 COMMISSIONER WAITS: I'll make a motion that we approve the  
15 January 23 agenda notice and the July 25 meeting minutes.  
16 That's Number 1 and Number 2.  
17 COMMISSIONER SPARKS: I'll second it.  
18 CHAIRMAN ANCHO: All in favor?  
19 COMMISSIONER WAITS: Aye.  
20 COMMISSIONER CLARK: Aye.  
21 COMMISSIONER ALLAN: Aye.  
22 COMMISSIONER SPARKS: Aye.  
23 CHAIRMAN ANCHO: Aye.  
24 All right. On the approval of the payment of bills, we're  
25 going to be pulling out Check #206311, 206399.  
26 COMMISSIONER SPARKS: No, those are --  
27 CHAIRMAN ANCHO: For Bryan?  
28 COMMISSIONER SPARKS: -- checks that were made to my  
29 employer.  
30 CHAIRMAN ANCHO: So all in favor of excluding those two?  
31 Oh, I'm sorry. Go --  
32 COMMISSIONER WAITS: I'll --  
33 CHAIRMAN ANCHO: -- for a --  
34 COMMISSIONER WAITS: I'll --  
35 CHAIRMAN ANCHO: -- motion.  
36 COMMISSIONER WAITS: I'll make a motion --  
37 CHAIRMAN ANCHO: I'm sorry. We're going to end up -- got  
38 ahead of --  
39 COMMISSIONER WAITS: I'll make a --  
40 CHAIRMAN ANCHO: -- myself.

1 COMMISSIONER WAITS: -- motion we approve all the bills  
2 minus those two checks.

3 COMMISSIONER CLARK: Second.

4 CHAIRMAN ANCHO: Okay. All in favor?

5 COMMISSIONER SPARKS: Aye.

6 COMMISSIONER ALLAN: Aye.

7 COMMISSIONER CLARK: Aye.

8 COMMISSIONER WAITS: Aye.

9 CHAIRMAN ANCHO: All right. A motion to approve those two  
10 checks? The 206311, 206399.

11 COMMISSIONER WAITS: I'll go ahead and make a motion we  
12 approve those two checks.

13 COMMISSIONER CLARK: And I'll second it.

14 CHAIRMAN ANCHO: All in favor?

15 COMMISSIONER SPARKS: And I abstain from -- for --

16 CHAIRMAN ANCHO: Okay.

17 COMMISSIONER SPARKS: -- reasons that they're made from --  
18 to my employer.

19 CHAIRMAN ANCHO: All right.

20 COMMISSIONER WAITS: Aye.

21 CHAIRMAN ANCHO: Aye.

22 COMMISSIONER CLARK: Aye.

23 COMMISSIONER ALLAN: Aye.

24 CHAIRMAN ANCHO: All right.

25

26 1) **COUNTY MANAGER: For possible action to consider and then to**  
27 **approve/disapprove two (5) proposals from STANLEY Security to**  
28 **install a new camera system at a total cost of \$143,085.79 or**  
29 **a monthly fee of \$1,473.28 and a new security system at a**  
30 **total cost of \$195,098.28 or a monthly fee of \$1,998.61 in**  
31 **the Lander County Courthouse and Administration Building.**  
32 **These proposals will be presented for consideration by a**  
33 **representative from STANLEY Security and Building Official**  
34 **Anna Penola.**

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36 CHAIRMAN ANCHO: All right.

37 So for the county manager. For possible action to consider  
38 and then to approve, disapprove two proposals from STANLEY  
39 Security and install a -- a new camera system at a total cost of  
40 \$143,083.79 [verbatim] or a monthly fee of \$1,473.28 and a new



1 security system at a total cost of \$195,098.28 or a monthly fee  
2 of \$1,998.61 in the Lander County Courthouse Administrative  
3 Building. These proposals will be presented for consideration  
4 by a representative by STANLEY Security and the building  
5 official Anna Penola.

6 ANNA PENOLA: Good morning.

7 CHAIRMAN ANCHO: Hello.

8 COMMISSIONER SPARKS: Hey, --

9 ANNA PENOLA: Anna --

10 COMMISSIONER SPARKS: -- Anna.

11 ANNA PENOLA: -- Penola. And --

12 DON TENNYSON: Good morning. Don Tennyson, --

13 CHAIRMAN ANCHO: Good morning.

14 DON TENNYSON: -- STANLEY Security.

15 COMMISSIONER SPARKS: Morning.

16 CHAIRMAN ANCHO: Good morning.

17 ANNA PENOLA: We're bringing this proposal to you because  
18 our camera system and our security system -- the security system  
19 for the key cards is toast. We -- it's been almost a year since  
20 we've been able to print new cards or anything.

21 The camera system is not completely functioning. And we  
22 have to add some cameras. We just -- we're in -- we're going to  
23 need some help. So we're bringing this proposal from STANLEY.  
24 And Don will explain the proposal.

25 DON TENNYSON: Sure. Le- -- there's actually two  
26 proposals. One of them is, again, for the access control, which  
27 are the card key system and that -- which is -- you haven't been  
28 able to enroll cards or have doors functioning properly.

29 We did a -- a walk-through and did a -- a detailed  
30 inspection of each door as we went through and note- -- and --  
31 and determined what was what with each of the doors. There were  
32 -- there are doors that don't have locks on them anymore, things  
33 like that, that will be brought back up to a safe standard for  
34 you.

35 And at the same time, you know, the issue has been that --  
36 not being able to enroll cards. So when you have new employees  
37 or -- or somebody's -- new comes in, trying to give them a card  
38 or access to areas basically goes away.

39 So with the new system, you'll have the ability and the  
40 flexibility to add and -- and -- new employees or -- or give

1 people access to certain areas. And, you know, based on -- on  
2 their priorities and what your priorities are for them.

3 Same thing holds true in the -- in the video system. The  
4 video system -- and mind you, these are computer systems. And  
5 we all know what happens with computer systems after a time.  
6 They -- they start running slower, the bugs that, you know, just  
7 happen. And the same thing happens is -- is true -- holds true  
8 with the -- the video system.

9 If I remember correctly, you're running a Hikvision -- a  
10 video system. Hik is a -- a company that -- I won't go there.  
11 Nevermind. Sorry.

12 Let's put it this way, the federal government does not  
13 allow Hikvision systems into their -- into their facilities.  
14 Okay.

15 So with that being said, but the other part of it is, is  
16 these are IP cameras. There are also computer systems for the  
17 recording management and those kinds of things. And when you  
18 have cameras fall out or computer issues or networking issues,  
19 you're going to have -- you know, you're going to lose the  
20 video. You're not going to be able to -- to go back and see  
21 things that happened.

22 In the new system, the way it's -- it's set up in the  
23 proposal is that we're selling you the equipment, installing the  
24 equipment, and then we're going to provide a service to you  
25 that -- for this equipment also so that if anything happens to  
26 any product down the line or period of -- what? -- five years,  
27 then we'll -- give us a phone call. We come out and we take  
28 care of it. If the product is -- is found to be faulty, we'll  
29 replace it at no cost to you. All those are included in the --  
30 in -- in the proposal.

31 And what you then wind up with is -- is a fully functional,  
32 integrated system where the two systems can talk to each other.  
33 So if something happens in an access control area, it can also  
34 flag a camera. So the camera records and marks it also. So  
35 when the police go -- go back to do a -- a -- an investigation  
36 or something, it allow- -- it quickly speeds up their time of  
37 having to do research on -- on issues that occurred. So  
38 that's what we're proposing.

39 COMMISSIONER SPARKS: Well, so the -- the camera system we  
40 knew was -- when we had it installed, it was outdated at that

1 point.

2 DON TENNYSON: Right.

3 COMMISSIONER SPARKS: The card lock system, what's -- I  
4 mean, how old is that system?

5 ANNA PENOLA: As old as this building. So four years old.

6 COMMISSIONER SPARKS: Four years, and it's not functioning.  
7 I mean --

8 ANNA PENOLA: Well, they're -- we've had a hard time  
9 getting the passwords. Finally got the passwords, and then it  
10 just -- it locked up. And we can't make cards, can't do  
11 anything.

12 COMMISSIONER SPARKS: Geez.

13 ANNA PENOLA: Yeah. It's frustrating.

14 CHAIRMAN ANCHO: Patsy?

15 COMMISSIONER WAITS: Thank you.

16 Yes, it -- it isn't new to most of us over what's been  
17 happening and -- and the situation we've been in. Keith has  
18 been preparing us for -- for this because it's so needed.

19 But I do have a couple questions on --

20 DON TENNYSON: Sure.

21 COMMISSIONER WAITS: -- how we happened to choose this  
22 company and especially over what we have been through.

23 I, first of all, would like to know your history. I mean,  
24 have you been in business longer than six months?

25 DON TENNYSON: STANLEY Security systems is -- is a national  
26 company. It's a global company. We have offices all across the  
27 country. So STANLEY Security Solutions is available across the  
28 country.

29 COMMISSIONER WAITS: And how long have they been in  
30 business?

31 DON TENNYSON: Oh, gosh. Well, it's -- it's a corporation.  
32 They bought a -- a number of different other companies and  
33 brought them into it. And with all that being said, STANLEY  
34 itself has been doing security systems for well over 30 years  
35 that I've been involved with them.

36 COMMISSIONER WAITS: Okay.

37 DON TENNYSON: I've been in the businesses now since in  
38 the --

39 COMMISSIONER WAITS: Thank you.

40 DON TENNYSON: -- way old. I'm --

1 COMMISSIONER WAITS: So --  
2 DON TENNYSON: -- dating myself.  
3 COMMISSIONER WAITS: -- as far as -- as vetting the company  
4 and -- and references, who -- who has checked that out?  
5 KEITH WESTENGARD: So -- so what -- so -- so what we've  
6 done is we actually went through state purchasing. And -- and  
7 that's one of the reasons why we do not have to go out to bid.  
8 So they are recognized by the State of Nevada as a -- as a  
9 contractor with the experience and -- and know-how and longevity  
10 to be part of the -- of the state purchasing system.  
11 So we -- we just look to the state for their -- their state  
12 purchasing requirements and -- and references. And this was the  
13 company that --  
14 COMMISSIONER WAITS: Thank you.  
15 KEITH WESTENGARD: -- came out.  
16 COMMISSIONER WAITS: That's -- that's what I'm after.  
17 KEITH WESTENGARD: Yes.  
18 COMMISSIONER WAITS: Because apparently we haven't been  
19 doing that as we've been going along --  
20 KEITH WESTENGARD: These --  
21 COMMISSIONER WAITS: -- sometimes.  
22 KEITH WESTENGARD: They've been checked into --  
23 COMMISSIONER WAITS: Yeah. So my --  
24 KEITH WESTENGARD: -- (indiscernible).  
25 COMMISSIONER WAITS: -- other question is on the actual  
26 amounts.  
27 DON TENNYSON: Uh-huh.  
28 COMMISSIONER WAITS: And you said we can buy this or we can  
29 pay a monthly fee.  
30 DON TENNYSON: Uh-huh.  
31 COMMISSIONER WAITS: But there's no timeframe. We pay a  
32 monthly fee forever?  
33 ANNA PENOLA: Well, Lura has earmarked this money. And it  
34 will be paid upfr- -- it will be paid all at once. There won't  
35 be any monthly fees.  
36 COMMISSIONER WAITS: Okay. Well, that answers that  
37 because --  
38 ANNA PENOLA: For --  
39 COMMISSIONER WAITS: -- there's a --  
40 ANNA PENOLA: -- the purchase.

1 COMMISSIONER WAITS: There's no time frame. And I'm going,  
2 What?  
3 So okay. Better yet. All right. That answers mine.  
4 Thank you.  
5 COMMISSIONER CLARK: I've got some questions, then.  
6 CHAIRMAN ANCHO: Okay.  
7 DON TENNYSON: Sure.  
8 COMMISSIONER CLARK: My first question is resolution. When  
9 I was on the school board, we had security cameras. We could  
10 identify somebody going in and vandalizing as a human being, but  
11 we couldn't identify the fea- -- facial features to identify the  
12 perpetrator.  
13 Where are we with this system?  
14 DON TENNYSON: Sure. We've gone to a -- what -- what we've  
15 gone to are -- are multimegapixel cameras, which are  
16 high-definition cameras, which allow more clarity, more pixels,  
17 better clarity. If, you know, the light comes in the background  
18 and washes somebody out, the technology's there that it, you  
19 know, takes the background out so you can still identify the  
20 person.  
21 COMMISSIONER CLARK: Is there any way that you can  
22 interface the system with the SO dispatch so that they can key  
23 in if needed on different cameras in the building?  
24 DON TENNYSON: Absolutely.  
25 COMMISSIONER CLARK: Okay.  
26 DON TENNYSON: The only requirement there would be just a  
27 software for them loaded onto their com- -- computer for  
28 viewing.  
29 ANNA PENOLA: And this is also for the future to integrate  
30 with the civic center, all our other county buildings down  
31 south, and our county buildings up north.  
32 COMMISSIONER CLARK: When I was on the school board, they  
33 started putting cameras in the school. And my goal was to  
34 interface all those cameras with the dispatch in case we had a  
35 problem at the schools.  
36 Same concern again. I'd just like to see that happen.  
37 Okay. So in five years this system is obsolete, broke  
38 down, whatever, what can you do to keep the system that you want  
39 to sell us updated so we don't have to go through a complete  
40 remodel?

1 DON TENNYSON: Would you like to answer that one?  
2 ANNA PENOLA: No.  
3 DON TENNYSON: The -- one of the things that -- that we've  
4 also provided is -- is a -- a service fee, which the -- anything  
5 that happens, that -- that aspect of it takes over.  
6 COMMISSIONER CLARK: No.  
7 DON TENNYSON: As technology changes and technology  
8 improves, we're moving more toward artificial intelligence for  
9 example.  
10 COMMISSIONER CLARK: Right.  
11 DON TENNYSON: We're seeing more and more of that in the  
12 cameras.  
13 The -- the system that I -- I've proposed is forward  
14 compatible as well as backward compatible.  
15 COMMISSIONER CLARK: Okay.  
16 DON TENNYSON: What I mean "forward compatible" is as -- as  
17 they go through and they're making changes to artificial  
18 intelligence or they're bringing analytics in or those kinds of  
19 things, those are simple plug-ins that are -- you have the  
20 ability of adding into your --  
21 COMMISSIONER CLARK: Okay.  
22 DON TENNYSON: -- into your recording system.  
23 COMMISSIONER CLARK: So you can just software update the  
24 stuff as --  
25 DON TENNYSON: Yes, sir.  
26 COMMISSIONER CLARK: -- we go?  
27 DON TENNYSON: Exactly.  
28 COMMISSIONER CLARK: Now, can you -- can you set it up so  
29 that Keith can check it from his phone or his home computer? Or  
30 is that too -- too wide open?  
31 DON TENNYSON: No. It's -- it's not too wide open. As  
32 long as he has access to your VPN or to your network --  
33 COMMISSIONER CLARK: Okay.  
34 DON TENNYSON: -- and he -- and he can tunnel in, he has  
35 access from his smartphone.  
36 Okay. Robert, do you see any problems with trying to  
37 interface with dispatch?  
38 I don't want to, you know, gum up --  
39 DON TENNYSON: Hi, Robert.  
40 COMMISSIONER CLARK: -- your workings over there, but I've

1 been trying to do this since '06.  
2 DON TENNYSON: Good to see you again.  
3 UNDERSHERIFF ROBERT QUICK: Robert Quick for the Sheriff's  
4 Office.  
5 I actually sat in on some of the meetings that they had  
6 regarding this. And they've actually incorporated into this the  
7 licensing we need for access --  
8 COMMISSIONER CLARK: Ah.  
9 UNDERSHERIFF ROBERT QUICK: -- for our dispatch center.  
10 COMMISSIONER CLARK: All right.  
11 COMMISSIONER SPARKS: So I have a question. Are you done,  
12 Art?  
13 COMMISSIONER CLARK: Yes.  
14 COMMISSIONER SPARKS: Okay.  
15 COMMISSIONER CLARK: Thank you.  
16 COMMISSIONER SPARKS: Question is: So where -- where is  
17 all the record- -- where are the recordings going to be housed?  
18 DON TENNYSON: Recordings?  
19 COMMISSIONER SPARKS: Uh-huh.  
20 DON TENNYSON: They're -- they're stored on a -- a -- we --  
21 we call it a device. It's basically -- it looks like an -- an  
22 -- a -- a TiVo box --  
23 COMMISSIONER SPARKS: Uh-huh.  
24 DON TENNYSON: -- or DVR, NVR. We call them network video  
25 recorders.  
26 COMMISSIONER SPARKS: So it's -- it's on --  
27 DON TENNYSON: And it's --  
28 COMMISSIONER SPARKS: -- it's on site? Or it's --  
29 DON TENNYSON: It's --  
30 COMMISSIONER SPARKS: -- just --  
31 DON TENNYSON: -- on site.  
32 COMMISSIONER SPARKS: It's on site.  
33 DON TENNYSON: Yes, sir.  
34 COMMISSIONER SPARKS: Okay. So --  
35 DON TENNYSON: And back in the corner back over here.  
36 COMMISSIONER SPARKS: Okay. So my next question is: Who  
37 would -- who has the authority to go in? Can any -- I mean,  
38 anybody with the password go in and erase recordings? Or is  
39 that like --  
40 DON TENNYSON: No.

1 COMMISSIONER SPARKS: -- null?  
2 DON TENNYSON: No.  
3 COMMISSIONER SPARKS: Okay.  
4 DON TENNYSON: The only person that will have the ability  
5 to delete or remove any is -- is your administrator, the top  
6 administrator. There are different levels of -- of access that  
7 are provided to an individual.  
8 COMMISSIONER SPARKS: Uh-huh.  
9 DON TENNYSON: In other words, I can be the administrator.  
10 I'm the -- I'm -- to put it loosely, I'm -- I'm the guy who's in  
11 charge of everything on it. And I have a password and I can do  
12 anything with it.  
13 COMMISSIONER SPARKS: Okay. And --  
14 DON TENNYSON: And --  
15 COMMISSIONER SPARKS: -- who it --  
16 DON TENNYSON: -- you --  
17 COMMISSIONER SPARKS: And --  
18 DON TENNYSON: -- mentioned this --  
19 COMMISSIONER SPARKS: -- who is it? Yeah, who is our  
20 administrator over that system?  
21 KEITH WESTENGARD: Currently, in the discussions, it was --  
22 I believe it was me.  
23 DON TENNYSON: Right.  
24 KEITH WESTENGARD: Yes. That's right. It was. I -- I  
25 want --  
26 COMMISSIONER SPARKS: Okay.  
27 KEITH WESTENGARD: -- didn't want to get things mixed up  
28 there. But it is -- it is the county mana- -- yes.  
29 COMMISSIONER SPARKS: So you're the sole --  
30 KEITH WESTENGARD: I'm the sole --  
31 COMMISSIONER SPARKS: -- administrator? Okay.  
32 KEITH WESTENGARD: Yes.  
33 COMMISSIONER CLARK: I've got one question.  
34 COMMISSIONER SPARKS: Thank you.  
35 DON TENNYSON: Sure. Absolutely.  
36 COMMISSIONER ALLAN: Is there the possibility of any kind  
37 of off-site storage? I know this building's probably pretty  
38 safe for fire and what s- -- damage. But, you know, storing all  
39 your records in one place, would there be an option of a  
40 secondary off-site storage?



1 DON TENNYSON: You have the ability of -- of offloading.  
2 You can actually go to the cloud, store to the cloud if you'd  
3 like. Of course, that's extra fees on -- you know, based on how  
4 much data you're recording and how much is being uploaded. But  
5 you have the ability of storing it in the cloud. And you also  
6 have the ability of recording at this location and then  
7 offloading or -- or after, you know, 24 hours offloading that  
8 video to another recorder in a different location if you so  
9 choose.

10 COMMISSIONER ALLAN: And how --

11 DON TENNYSON: The system is not designed that way  
12 presently. But it can easily be adopt- -- adapted.

13 COMMISSIONER ALLAN: And how long are the videos? How  
14 long -- I guess, it depends on how long the county decides to  
15 keep them.

16 DON TENNYSON: I think we calculated a 30-day storage per  
17 camera.

18 COMMISSIONER ALLAN: So I think my opinion is absolutely  
19 having the Sheriff's Office have access to them.

20 And, Anna, you mentioned, you know, getting all of the  
21 other county facilities. Have you gotten any kind of cost  
22 estimate as far as what it'd cost --

23 ANNA PENOLA: We had --

24 COMMISSIONER ALLAN: -- for --

25 ANNA PENOLA: -- we didn't go there because we want -- this  
26 was priority. And we want to get this in. And then once we get  
27 this up and going, we're going to slowly integrate the other --

28 COMMISSIONER ALLAN: Okay.

29 ANNA PENOLA: -- and bring that to you as well.

30 DON TENNYSON: To remind you both systems are -- are  
31 expandable and have the ability of adding, you know, more  
32 licenses, more, you know -- prime example would be if you have a  
33 different location, one where they set cameras in there. It's  
34 just a recorder and the cameras that go in there, your li- --  
35 and the licenses.

36 And Mr. Westengard would still have access to all of those  
37 cameras that are in the (indiscernible) sites as well.

38 And the --

39 COMMISSIONER CLARK: I've got a --

40 DON TENNYSON: -- same thing with --

1 COMMISSIONER CLARK: -- another question.  
2 DON TENNYSON: -- access.  
3 COMMISSIONER CLARK: I want to run a scenario by. If  
4 somebody loses their card --  
5 DON TENNYSON: Uh-huh.  
6 COMMISSIONER CLARK: -- and it sneaks in here and gets  
7 around in the building. We're going to be able to track that?  
8 DON TENNYSON: Absolutely. Every door that that person  
9 goes through, it'll have a time that they went through it or  
10 where that card. We'll --  
11 COMMISSIONER SPARKS: Okay.  
12 DON TENNYSON: We won't say person who will use the card.  
13 COMMISSIONER CLARK: The card. Right.  
14 DON TENNYSON: Because --  
15 COMMISSIONER SPARKS: Okay.  
16 DON TENNYSON: -- you know, if your card's stolen and  
17 somebody's using your card, it's --  
18 COMMISSIONER CLARK: So James Bond would have a little  
19 trouble getting in, huh?  
20 DON TENNYSON: Yes.  
21 COMMISSIONER SPARKS: A question. Do we -- do we feel that  
22 thirty days is enough to keep? Or should it not be longer?  
23 I've just had -- the only reason I state that is I've had  
24 situations where in previous business -- right? -- that we had  
25 something happen and we didn't find out until 90 days later.  
26 And we couldn't go back and pull the footage.  
27 DON TENNYSON: Yeah. Ninety days after --  
28 COMMISSIONER CLARK: And --  
29 DON TENNYSON: -- it was --  
30 COMMISSIONER CLARK: -- I agree -- I agree.  
31 DON TENNYSON: Right. Ninety days after the fact, it would  
32 be rather difficult. I mean, we're -- you're talking hard drive  
33 space and -- and hard drive capacities.  
34 COMMISSIONER SPARKS: What about cloud?  
35 DON TENNYSON: Same thing. It's -- it's still going to  
36 be --  
37 Now, I will -- I will say this. If you have the ability to  
38 lock video in. Let's say you have an incident, something  
39 happens, you have the ability of locking that video, the  
40 recorder where it stays there until administrator says, "Okay."

1 This video is no longer needed. We can remove it."  
2 COMMISSIONER SPARKS: But you have to know about it and  
3 lock it.  
4 DON TENNYSON: Exactly.  
5 COMMISSIONER SPARKS: That's the point. Yeah.  
6 COMMISSIONER CLARK: Yeah.  
7 DON TENNYSON: Exactly. And you also have the ability of  
8 downloading that to a thumb drive or to a DVD or something like  
9 that as well to (indiscernible).  
10 CHAIRMAN ANCHO: I'm going to take a --  
11 Robert, on your system, how long is it saved for?  
12 UNDERSHERIFF ROBERT QUICK: Robert Quick for the Sheriff's  
13 Office.  
14 It depends on our cameras. We currently have about 120  
15 cameras in our building. And so some of them are roughly 90  
16 days. Some are up to a year. It just depends on the camera and  
17 the location of the camera. But they also record -- they're --  
18 they're not a 24/7 recorder. They're -- they record based on  
19 somebody being --  
20 COMMISSIONER SPARKS: Motion.  
21 UNDERSHERIFF ROBERT QUICK: -- there. So it's not a full  
22 just 24 hours of recording --  
23 COMMISSIONER SPARKS: Right.  
24 UNDERSHERIFF ROBERT QUICK: -- time.  
25 CHAIRMAN ANCHO: Okay.  
26 COMMISSIONER CLARK: Well --  
27 COMMISSIONER SPARKS: So that's my other question. So if  
28 we set it up on that premise that it's motion activated, can you  
29 store for longer periods to where you're not recording  
30 useless --  
31 DON TENNYSON: You --  
32 COMMISSIONER SPARKS: -- stuff?  
33 DON TENNYSON: Sure. Absolutely. If -- if -- but that  
34 then becomes, you know, a judgmental thing of how long will it  
35 keep based on how much activity. It's -- it's based on how much  
36 activity. You know, the weekends nothing's going on. Nobody's  
37 here. It's not recording. During the week, you've got a lot of  
38 traffic going back and forth, meetings going on, you're going to  
39 have more recordings. And that's going to take up more space on  
40 the hard drive.

1 But it offset -- it -- that can be offset by the -- the  
2 non-active days and non-actives times as well.

3 So there's a good possibility. I'm -- we calculated to  
4 where it would provide you 30 days' storage. Will you get more  
5 than 30 days' storage? You know, can I guarantee it? No. I  
6 can't guarantee it. But I can tell you more than likely,  
7 absolutely, you will pro- -- you will get more than 30 days'  
8 storage based on motion.

9 COMMISSIONER CLARK: Yeah. My con- -- I share Bryan's  
10 concern --

11 COMMISSIONER SPARKS: Yeah.

12 COMMISSIONER CLARK: -- because somebody falls today and in  
13 120 days we get a notice from --

14 COMMISSIONER SPARKS: Right.

15 COMMISSIONER CLARK: -- an attorney that they fell and we  
16 don't have the -- the film, but we have the security system. I  
17 mean, the first thing that I would do if I were an attorney is  
18 say, "Look. They don't even have a good security to back up  
19 their defense."

20 DON TENNYSON: Well, I -- I will state that most  
21 municipalities -- and I understand where you're coming --

22 COMMISSIONER CLARK: Yeah.

23 DON TENNYSON: -- from. And I understand your concern  
24 most -- most definitely.

25 The -- the standard -- and I say standard in the sense that  
26 what -- what is typical throughout the industry is 30 days'  
27 storage.

28 COMMISSIONER CLARK: Uh-huh.

29 DON TENNYSON: Most people will know something's happened  
30 within 30 days and -- and they can lock that video down to keep  
31 it from -- from recording over.

32 There are always going to be those instances when, you  
33 know, somebody has up to a year to sue you.

34 COMMISSIONER CLARK: Yeah. That's --

35 DON TENNYSON: You know, do you -- you know, do you save  
36 all your video for a year based on something that, you know --

37 COMMISSIONER CLARK: Well, I guess if you had two or three  
38 cameras, I guess you could save it for a year, but --

39 DON TENNYSON: You -- you could. Yeah.

40 But, I mean, the standard practice is -- is between two

1 weeks' and 30 days' storage. We calculated at 30 days. I feel  
2 comfortable in saying you're going to get more than 30 days' --  
3 CHAIRMAN ANCHO: Okay.  
4 DON TENNYSON: -- worth.  
5 COMMISSIONER ALLAN: So one of my other questions, I guess,  
6 talking about losing a card, --  
7 DON TENNYSON: Uh-huh.  
8 COMMISSIONER ALLAN: -- you're looking at pretty much the  
9 same concept of what we have now.  
10 DON TENNYSON: Yep.  
11 COMMISSIONER ALLAN: I know, like, say, the BLM, they have  
12 cards. The outer doors, pretty much they're just for the outer  
13 doors. In- -- in- -- interior doors, there aren't any security  
14 issues.  
15 But is you also have a pin. You have a pin code.  
16 DON TENNYSON: Uh-huh.  
17 COMMISSIONER ALLAN: I don't know if that's an option to --  
18 to look at our outer doors that we could be using without, you  
19 know, these obviously out front and we have a key. But the  
20 other doors are --  
21 DON TENNYSON: Sure.  
22 You do --  
23 ANNA PENOLA: As -- as it is now when our system was  
24 working, someone lost a card, we deactivate it and reissue a new  
25 one.  
26 COMMISSIONER ALLAN: Well, I understand that.  
27 ANNA PENOLA: Okay.  
28 COMMISSIONER ALLAN: I just -- is maybe a little more  
29 security is once they get in the building. But if you lose a  
30 card, you're going to have a pin, they're not going to get in  
31 the building. Period.  
32 And -- because you can't -- you -- you know, you can't --  
33 unless you knew that pin, you're not going to get in.  
34 That -- that was just a comment is all.  
35 COMMISSIONER SPARKS: Well, I just -- I would just -- to  
36 piggyback off that, I've had, like, the pin pad-type security  
37 system in the past that are high maintenance. They're a circuit  
38 board that gets pressed. And how many times are people not  
39 using their card and they're pressing? And then we're replacing  
40 those -- those push button circuit boards all the time because

1 they do wear out.

2 DON TENNYSON: And -- and the technology in the cards has  
3 cha- -- has -- has vastly improved as well. And the card  
4 technologies that we're providing is a dual processing. In  
5 other words, it's a handshake. The card says, Okay. I'm a  
6 card. I'm here.

7 And the reader says, Yes. You're a card. You're card so  
8 and so. And you're okay to come in. So, yes, you can come in.  
9 And it's -- they've made that handshake.

10 The -- utilizing the pin, all you're doing is saying, hey,  
11 I'm so-and-so.

12 And that says, okay, well, give me your code.

13 So you put the code in. And then it unlocks the door.

14 So it's -- it's basically dual authentication is the way  
15 that they define that.

16 So, yes, it is more secure. You could do it to the -- to  
17 certain front doors. But I will also remind you that we have --  
18 with the access control system in conjunction with the video  
19 system that if somebody presents a card that has -- has been  
20 stolen or turned off or something like that and -- and it --  
21 you, you know, they hit it, it's going to give you the signal or  
22 it's not -- it's not going to allow them in. It's going to use  
23 it to trans- -- the associated camera will also capture their  
24 image as well. And all that would be documented as a -- as an  
25 issue that -- that occurred.

26 COMMISSIONER CLARK: You don't have a big sledge hammer  
27 that comes out and hits them?

28 DON TENNYSON: I wish. I wish.

29 COMMISSIONER ALLAN: Would --

30 DON TENNYSON: But dual authentication is -- is with the  
31 pins. And, you know, the technology's available. And it's --  
32 it's not that difficult to change having a system that you  
33 proposed.

34 COMMISSIONER ALLAN: Now you mentioned alerts.

35 DON TENNYSON: Uh-huh.

36 COMMISSIONER ALLAN: Would that send an alert to -- okay.

37 DON TENNYSON: That's where you're wanting it to go.

38 That's --

39 COMMISSIONER ALLAN: To the Sheriff's --

40 DON TENNYSON: They'll be --

1 COMMISSIONER ALLAN: -- Office.  
2 DON TENNYSON: -- they'll be the first to know.  
3 CHAIRMAN ANCHO: All right. Any more discussion?  
4 COMMISSIONER CLARK: I've got a question for Bryan. You've  
5 had -- you've dealt with security systems. Is it better to  
6 update them or just start all over with a new system?  
7 COMMISSIONER SPARKS: No. I -- I agree. I think if you  
8 can do firmware updates, I mean, that's exactly. I mean, that's  
9 where electronics are nowadays. You're buying electronics  
10 with the --  
11 COMMISSIONER CLARK: So --  
12 COMMISSIONER SPARKS: I mean, me personally, it's like  
13 that's my first question was your question. Can you update?  
14 DON TENNYSON: And that's a --  
15 COMMISSIONER SPARKS: Can you log in and plug in and update  
16 it? And --  
17 COMMISSIONER CLARK: But, I mean, --  
18 ANNA PENOLA: Yeah.  
19 COMMISSIONER CLARK: -- do we go with the 143- bid or the  
20 195- bid. That -- that's my question to you, Bryan, because  
21 you've had --  
22 COMMISSIONER SPARKS: Well, there's --  
23 DON TENNYSON: Commissioners --  
24 COMMISSIONER SPARKS: -- two separate --  
25 CHAIRMAN ANCHO: Whoa.  
26 COMMISSIONER SPARKS: -- systems.  
27 CHAIRMAN ANCHO: Whoa. They're two separate systems.  
28 COMMISSIONER SPARKS: Yeah. One is for the cameras and one  
29 is for the card -- card box.  
30 CHAIRMAN ANCHO: So the --  
31 COMMISSIONER CLARK: Okay.  
32 CHAIRMAN ANCHO: -- proposal's for both.  
33 COMMISSIONER SPARKS: Right.  
34 COMMISSIONER CLARK: Oh, wow.  
35 COMMISSIONER SPARKS: Yeah.  
36 DON TENNYSON: Yeah.  
37 COMMISSIONER CLARK: We're looking at a lot of money here,  
38 folks.  
39 COMMISSIONER WAITS: Okay. So -- so we do have a motion?  
40 CHAIRMAN ANCHO: No, not yet. That's what we're -- I'm

1 asking for --  
2 COMMISSIONER WAITS: Okay.  
3 CHAIRMAN ANCHO: -- right now.  
4 COMMISSIONER WAITS: Are you ready for a motion?  
5 CHAIRMAN ANCHO: Yeah. Are we ready for a motion?  
6 COMMISSIONER WAITS: Okay.  
7 CHAIRMAN ANCHO: All right. We have a --  
8 COMMISSIONER WAITS: I'll make --  
9 CHAIRMAN ANCHO: -- motion?  
10 COMMISSIONER WAITS: -- a motion that we approve the two  
11 proposals from STANLEY Security to install a new camera system  
12 at the total cost of \$143,085.79 and a new security system at a  
13 total cost of \$195,098.28 in the Lander County Courthouse and  
14 Administration Building.  
15 CHAIRMAN ANCHO: Do we have a second?  
16 COMMISSIONER CLARK: Second.  
17 CHAIRMAN ANCHO: All in favor?  
18 COMMISSIONER SPARKS: Aye.  
19 COMMISSIONER CLARK: Aye.  
20 COMMISSIONER ALLAN: Aye.  
21 COMMISSIONER WAITS: Aye.  
22 ANNA PENOLA: Awesome. Thank --  
23 CHAIRMAN ANCHO: Aye.  
24 ANNA PENOLA: -- you, guys.  
25 DON TENNYSON: Thank you -- before we go --  
26 COMMISSIONER CLARK: Thank you.  
27 DON TENNYSON: -- spending time with --  
28 COMMISSIONER CLARK: See you --  
29 DON TENNYSON: -- you guys.  
30 COMMISSIONER CLARK: -- see you around.  
31 COMMISSIONER ALLAN: Excuse me. I do have one more  
32 question.  
33 DON TENNYSON: Sure.  
34 COMMISSIONER ALLAN: What's the timeframe for this?  
35 ANNA PENOLA: Once we get the contract signed and  
36 delivered, parts take about a month. We could be done by the  
37 end of March if we get it going by the end of this month.  
38 COMMISSIONER SPARKS: That's --  
39 COMMISSIONER ALLAN: Wow.  
40 COMMISSIONER CLARK: Okay. Thanks, --



1 CHAIRMAN ANCHO: Very good.  
2 COMMISSIONER CLARK: -- Anna.  
3 CHAIRMAN ANCHO: All right.  
4 ANNA PENOLA: Thank you.  
5 CHAIRMAN ANCHO: Very good.  
6 DON TENNYSON: Thank you.  
7 COMMISSIONER CLARK: Thank you, --  
8 COMMISSIONER ALLAN: Thank you, --  
9 COMMISSIONER CLARK: -- stay (indiscernible).  
10 COMMISSIONER ALLAN: -- Don.  
11 CHAIRMAN ANCHO: Go ahead.  
12 KEITH WESTENGARD: Would it be possible to move up to  
13 Number 12?  
14 SADIE SULLIVAN: I have a question.  
15 KEITH WESTENGARD: Oh.  
16 CHAIRMAN ANCHO: Huh?  
17 KEITH WESTENGARD: For Chelsey.  
18 CHAIRMAN ANCHO: Uh-huh.  
19 KEITH WESTENGARD: She's got her children here. And  
20 driving her --  
21 COMMISSIONER CLARK: Twelve?  
22 KEITH WESTENGARD: -- sick.  
23 CHAIRMAN ANCHO: Number 12? Yeah.  
24 KEITH WESTENGARD: You can go -- she was right here.  
25 CHAIRMAN ANCHO: Yeah.  
26 KEITH WESTENGARD: Thank you. If we could.  
27 CHAIRMAN ANCHO: Yeah.  
28 KEITH WESTENGARD: That way --  
29 CHAIRMAN ANCHO: That's --  
30 KEITH WESTENGARD: -- we can --  
31 CHAIRMAN ANCHO: -- fine.  
32 KEITH WESTENGARD: -- get it done and --  
33 CHAIRMAN ANCHO: So all right.  
34 KEITH WESTENGARD: Kids were getting a little restless.  
35 CHAIRMAN ANCHO: Where'd she go?  
36 COMMISSIONER SPARKS: I think --  
37 KEITH WESTENGARD: I thought she was right outside.  
38 CHAIRMAN ANCHO: Oh, okay.  
39 KEITH WESTENGARD: Maybe not.  
40 Commissioner, maybe we could go on with Number 2 until --

1 CHAIRMAN ANCHO: Okay.  
2 KEITH WESTENGARD: -- she's located.  
3 CHAIRMAN ANCHO: Okay.  
4 KEITH WESTENGARD: I thought she was just in the foyer  
5 there.  
6 CHAIRMAN ANCHO: All right. No worries. All right.  
7 KEITH WESTENGARD: Thank you.  
8 CHAIRMAN ANCHO: We'll go back to Number 2.

9  
10 2) **COUNTY MANAGER: For possible action to approve/disapprove**  
11 **Resolution 2020-01 to augment the FY '19/'20 budget funds,**  
12 **General Fund 001 and Administrative Assessment Fees Fund 085,**  
13 **presented by the fiscal officer and to approve the chair or**  
14 **vice-chair to sign.**

15  
16 CHAIRMAN ANCHO: County Manager.  
17 For possible action of -- to approve, disapprove the  
18 Resolution 2020-01 to augment the FY '19/'20 budget funds,  
19 General Fund 001 and Administrative Assessment Fees Fund, 085,  
20 presented by the fiscal officer and to approve the chair or  
21 vice-chair to sign.

22 COMMISSIONER WAITS: Kathy?

23 CHAIRMAN ANCHO: Yes?

24 COMMISSIONER WAITS: I'll make a motion --

25 CHAIRMAN ANCHO: Oh.

26 COMMISSIONER WAITS: -- that we approve Resolution  
27 Number 2020-01 of the Board of Lander County Commissioners,  
28 resolution to augment the fiscal year 2019-2020 budget of the General  
29 Fund 001 and the Lander Administrative Assessment Fees Fund, which is  
30 085.

31 Whereas certain funds of the approved budget require  
32 changes based on requests from department heads or elected  
33 officials, which changes are specifically described and detailed  
34 below.

35 And whereas certain areas of the approved budget require  
36 changes to reflect budgeting according to generally accepted  
37 accounting principles, which changes are specifically described  
38 and detailed below.

39 And whereas in the General Fund, 001, Lander County Board  
40 of Commissioners desire to fund an additional \$58,720, which

1 brings the total appropriations to \$19,000 -- no, \$19,301,024.  
2 The available resource for this augmentation came from a higher  
3 than anticipated fund balance.

4 And whereas in the Administrative Assessment Fees Fund,  
5 085, Lander County Board of Commissioners desire to fund  
6 \$22,000, which brings the total appropriation to \$22,000. The  
7 available resource for this augmentation came from a higher than  
8 anticipated fund balance.

9 And passed and adopted this 23rd day of January 2020. And  
10 authorize the chair to sign.

11 COMMISSIONER CLARK: Second.

12 CHAIRMAN ANCHO: All in favor?

13 COMMISSIONER CLARK: Aye.

14 COMMISSIONER ALLAN: Aye.

15 COMMISSIONER SPARKS: Aye.

16 COMMISSIONER WAITS: Aye.

17 COMMISSIONER CLARK: You didn't have to say a word.

18 CHAIRMAN ANCHO: Yes.

19 CINDY BENSON: I know.

20 CHAIRMAN ANCHO: Easy.

21 COMMISSIONER WAITS: She's going to stay, though.

22 CHAIRMAN ANCHO: So, yeah, we'll go ahead and --

23  
24 **3) COUNTY MANAGER: Update from the fiscal officer for the**  
25 **current FY 2019-2020 financials.**

26  
27 CHAIRMAN ANCHO: So update from the fiscal officer for the  
28 current FY 2019-2020 financials.

29 CINDY BENSON: Okay. Cindy Benson, for the record, fiscal  
30 officer.

31 For the accounts receivable for the second quarter of  
32 fiscal year '19/'20: The Water and Sewer is 308,953.96; Water  
33 and Sewer, Miscellaneous, \$948.36; Landfill of \$28,685.63.

34 Our total accounts receivable was \$338,587.95.

35 The outstanding balances as of December 31, 2019, are Water  
36 and Sewer, 70 -- it's at \$73,413.09; Water and Sewer,  
37 Miscellaneous, \$3,054.56; Landfill, \$10,785.38 for a total of  
38 \$87,253.03.

39 The quarterly fund balance report for the second quarter of  
40 fiscal year '19/'20 is as follows.

1           The total revenue for the second quarter is \$3,816,873,  
2           which is up 1.59 percent compared to last year's second quarter.  
3           The total expenses for the second -- second quarter is  
4           \$6,253,838, which is down by 39.13 percent compared to last  
5           year's second quarter.  
6           COMMISSIONER SPARKS: I do have a question on the  
7           outstanding balances. How -- how old is that money?  
8           CINDY BENSON: Excuse me?  
9           COMMISSIONER SPARKS: How old -- you -- you say outstanding  
10          balances. That's money that's not -- we've -- we've not  
11          collected yet; correct?  
12          CINDY BENSON: Yes.  
13          COMMISSIONER SPARKS: So how old is that money?  
14          CINDY BENSON: Within 120 days.  
15          COMMISSIONER SPARKS: And then what do we do? What's our  
16          typical -- once we -- what do we do with that?  
17          CINDY BENSON: Once we hit 190 days -- well, Carrie sends  
18          out notices -- or invoices every month.  
19          COMMISSIONER SPARKS: Okay.  
20          CINDY BENSON: Once they hit 90 days, she usually sends  
21          them a disconnect notice as well on the -- or not a disconnect.  
22          For the landfill it would be they couldn't use the service  
23          anymore.  
24          COMMISSIONER SPARKS: Uh-huh.  
25          CINDY BENSON: For Water and Sewer it goes onto their  
26          property taxes. It's a lien that hits their property taxes.  
27          COMMISSIONER SPARKS: Okay.  
28          CHAIRMAN ANCHO: No? Any other --  
29          COMMISSIONER WAITS: Thank you, --  
30          CHAIRMAN ANCHO: -- discussion?  
31          COMMISSIONER WAITS: -- Cindy.  
32          CHAIRMAN ANCHO: All right. Very good. Thank you, Cindy.  
33          COMMISSIONER ALLAN: Thank you, --  
34          CINDY BENSON: Thank you.  
35          COMMISSIONER ALLAN: -- Cindy.  
36          COMMISSIONER CLARK: Can we go to 12?  
37          CHAIRMAN ANCHO: Yeah.  
38  
39  
40

1 **12) COMMISSIONER: Presentation to Chelsey Fox in appreciation**  
2 **for her life-saving skills at the community food bank on**  
3 **November 8, 2019.**  
4

5 CHAIRMAN ANCHO: So we're going to go ahead and go to  
6 Number 12.

7 COMMISSIONER SPARKS: Chelsey.

8 CHAIRMAN ANCHO: Chelsey.

9 Mic.

10 CHELSEY FOX: (Off microphone) I knew it.

11 CHAIRMAN ANCHO: All right.

12 So from the Commissioners.

13 A presentation to Chelsey Fox in appreciation for her  
14 life-saving skills at the community food bank on No- -- November  
15 8, 2019.

16 KEITH WESTENGARD: So just a little background here for the  
17 Commission.

18 On November 8, 2019, while volunteering at the food bank --

19 CHELSEY FOX: Yeah.

20 KEITH WESTENGARD: -- hear in Battle Mountain, Mr. Engle --

21 CHELSEY FOX: Yes. Right here.

22 KEITH WESTENGARD: Good to see you again.

23 MIKE ENGLE: Nice to see you again.

24 KEITH WESTENGARD: -- suffered a full-arrest heart attack.  
25 And Chelsey Fox was there to administer CPR and -- until the  
26 paramedics arrived and consequently fully saved Mr. Engle's  
27 life --

28 COMMISSIONER SPARKS: Outstanding.

29 KEITH WESTENGARD: -- without any --

30  
31 (Applause.)  
32

33 KEITH WESTENGARD: So, Chelsey, on -- on beh- -- did you  
34 want to --

35 CHAIRMAN ANCHO: No, you do it. You do it.

36 KEITH WESTENGARD: Okay.

37 On behalf of Lander County and the Lander County  
38 Commissioners, this life-saving recognition is presented to  
39 Chelsey Fox for a successful effort in saving a human life on  
40 November 8, 2019, involving exceptional courage and performance.

1       Awarded the 23rd day of January 2020.  
2           CHELSEY FOX: Thank you.  
3  
4           (Applause.)  
5  
6           CHAIRMAN ANCHO: I have something to say.  
7           She came into my office after she'd done this. And she  
8 had --  
9           CHLOE: Good job, --  
10          CHAIRMAN ANCHO: -- was sharing with --  
11          CHLOE: -- mommy.  
12          CHAIRMAN ANCHO: -- me what she'd done. It was like that  
13 she had -- it wasn't like, Oh, my God. I saved someone's life.  
14 She was just so calm about it.  
15          And I was -- I went, Oh, my God. You saved someone's life?  
16 You --  
17          MIKE ENGLE: I --  
18          CHAIRMAN ANCHO: -- know.  
19          MIKE ENGLE: -- said it a --  
20          CHAIRMAN ANCHO: -- and she --  
21          MIKE ENGLE: -- couple times.  
22          CHAIRMAN ANCHO: Yeah. You know, --  
23          CHELSEY FOX: Yeah.  
24          CHAIRMAN ANCHO: -- she was so nonchalant. And I'm like,  
25 Oh, my God, Chelsey. Thank you so much for --  
26          CHELSEY FOX: Yes.  
27          CHAIRMAN ANCHO: -- your service. I'm just --  
28          CHELSEY FOX: Well, and -- and I think not only it's just,  
29 yes, I started the procedure, which is what I received from my  
30 training through the rec center, which Sean is not a head of.  
31 Awesome job. Keep going. And with, thankfully, that  
32 life-saving training, I was able to do the first step in keeping  
33 him alive and with us until the next emergency responder came  
34 with higher training.  
35          So because of that and everything, I was able to do it.  
36 And it was more just a -- it was more of a humbling thing of  
37 just like, you know, just like that, anyone -- anyone at any  
38 time can go down. And it was just --  
39          MIKE ENGLE: I found that out.  
40          CHELSEY FOX: Yeah. Even though I was off the clock or I

1 wasn't working and stuff because I'm never really off the clock.  
2 I am always on duty. So --  
3 CHAIRMAN ANCHO: Well, thank you so much.  
4 CHELSEY FOX: You're very --  
5 COMMISSIONER WAITS: It's --  
6 CHELSEY FOX: -- welcome.  
7 COMMISSIONER WAITS: -- a wonderful story.  
8 COMMISSIONER SPARKS: Well done, Chelsey.  
9 MIKE ENGLE: And she was there within a couple seconds --  
10 CHELSEY FOX: Uh-huh.  
11 MIKE ENGLE: -- from what I've -- from what I've learned  
12 since --  
13 CHAIRMAN ANCHO: Do you guys want to back so we can --  
14 MIKE ENGLE: I guess the brain --  
15 CHAIRMAN ANCHO: -- get a picture.  
16 MIKE ENGLE: -- at the --  
17 CHELSEY FOX: Do you want me to stand --  
18 MIKE ENGLE: -- it loses --  
19 CHELSEY FOX: -- there?  
20 CHAIRMAN ANCHO: Yeah.  
21 We're going to all --  
22 CHELSEY FOX: Yeah.  
23 CHAIRMAN ANCHO: -- stand back --  
24 CHELSEY FOX: Okay.  
25 CHAIRMAN ANCHO: -- there.  
26 CHELSEY FOX: You go ahead.  
27 MIKE ENGLE: But if the brain loses oxygen or air --  
28 COMMISSIONER WAITS: They want --  
29 MIKE ENGLE: -- for --  
30 COMMISSIONER WAITS: -- everybody?  
31 MIKE ENGLE: -- for two minutes, then you're pretty much  
32 gone.  
33 CHELSEY FOX: You have four minutes before oxygen is fully  
34 depleted out of your blood system, two minutes before there can  
35 be brain damage.  
36 MIKE ENGLE: So --  
37 CHLOE: And he also turned --  
38 MIKE ENGLE: -- whatever brain --  
39 CHLOE: -- purple.  
40 CHELSEY FOX: Sh.

1 MIKE ENGLE: -- damage was --  
2 CHELSEY FOX: Yeah. See --  
3 MIKE ENGLE: -- probably done --  
4 CHELSEY FOX: -- they turn --  
5 MIKE ENGLE: -- (indiscernible) --  
6 CHELSEY FOX: -- purple. My -- my daughter was there too.  
7 CHAIRMAN ANCHO: She turned -- he turned (indiscernible)  
8 or --  
9 MIKE ENGLE: Yeah.  
10 CHAIRMAN ANCHO: -- purple.  
11 CHELSEY FOX: She saw the whole thing.  
12 MIKE ENGLE: There were a lot of -- a lot of witnesses, --  
13 CHELSEY FOX: Come on.  
14 MIKE ENGLE: -- except me.  
15 CHELSEY FOX: You were there.  
16 MIKE ENGLE: I wasn't there.  
17 SEAN BAKKER: Good job, Chelsey.  
18 CHELSEY FOX: Thank you, Sean.  
19 COMMISSIONER WAITS: Absolutely.  
20 SEAN BAKKER: One (indiscernible). One, two --  
21 COMMISSIONER WAITS: So he's --  
22 SEAN BAKKER: -- three.  
23 SADIE SULLIVAN: I think we got it.  
24 CHAIRMAN ANCHO: We're good?  
25 CHELSEY FOX: Okay. Thank you. Thank you, everyone.  
26  
27 (Applause.)  
28  
29 COMMISSIONER WAITS: You're an inspiration to us all.  
30 CHELSEY FOX: Thank you. Thank --  
31 COMMISSIONER WAITS: Thank you.  
32 CHELSEY FOX: -- you.  
33 MIKE ENGLE: And I will be taking --  
34 COMMISSIONER WAITS: Bye, --  
35 MIKE ENGLE: -- the --  
36 COMMISSIONER WAITS: -- sweetheart.  
37 MIKE ENGLE: -- CPR --  
38 COMMISSIONER WAITS: Thank you --  
39 MIKE ENGLE: -- whenever you have classes.  
40 COMMISSIONER WAITS: -- for being here.



1 UNIDENTIFIED PARTICIPANT: Pay it forward.  
2 MIKE ENGLE: What's that?  
3 UNIDENTIFIED PARTICIPANT: Pay it forward.  
4 MIKE ENGLE: And (indiscernible).  
5 CHELSEY FOX: And I -- I would like to add one thing to it  
6 because of this life-changing effect even in my life. Thank you  
7 for helping Mike Engle and stuff. I've actually been approached  
8 by the Red Cross and the director of northern Nevada to become  
9 an instructor of Red Cross. So I will continue --  
10  
11 (Applause.)  
12  
13 CHELSEY FOX: -- on, making sure that not only kids but  
14 adults, teenagers, and everyone of ages can be prepared to ever  
15 administer CPR or AED or any life-saving skill.  
16 COMMISSIONER SPARKS: Nice.  
17 CHAIRMAN ANCHO: Very good. Thank you --  
18 COMMISSIONER CLARK: Break --  
19 CHAIRMAN ANCHO: -- so --  
20 COMMISSIONER CLARK: here?  
21 CHAIRMAN ANCHO: -- much.  
22 CHELSEY FOX: Thank you.  
23 CHLOE: And Maddie is one and I'm four.  
24 CHELSEY FOX: Yes. And you're four. Thank you.  
25 CHLOE: I'm four and a half.  
26 KEITH WESTENGARD: Thanks again, Chelsey.  
27  
28 (Indiscernible simultaneous conversations.)  
29  
30 CHAIRMAN ANCHO: So we --  
31 MIKE ENGLE: Thanks for --  
32 CHAIRMAN ANCHO: -- want to take --  
33 MIKE ENGLE: -- involving me.  
34 CHAIRMAN ANCHO: -- a few minutes' break?  
35 COMMISSIONER SPARKS: Wait.  
36 SADIE SULLIVAN: First we need to sit --  
37 COMMISSIONER SPARKS: Yeah. Let's --  
38 SADIE SULLIVAN: -- up --  
39 COMMISSIONER SPARKS: -- take a break.  
40 KEITH WESTENGARD: Can I talk to you?

1 UNIDENTIFIED PARTICIPANT: Do you have any --  
2 CHAIRMAN ANCHO: Okay.  
3  
4 (Indiscernible simultaneous conversations.)  
5  
6 CHAIRMAN ANCHO: Okay. So we're going to go ahead and take  
7 a --  
8 COMMISSIONER SPARKS: Ten-minute.  
9 CHAIRMAN ANCHO: -- ten-minute break, please.  
10 COMMISSIONER SPARKS: Hey, Austin, we're going to go on  
11 break.  
12 MITESHELL LANHAM: Okay.  
13  
14 (Break taken between 9:47 a.m. and 9:54 a.m.)  
15  
16 CHAIRMAN ANCHO: All right.  
17 COMMISSIONER SPARKS: Number 13.  
18 CHAIRMAN ANCHO: Number -- we're on Number 13?  
19 COMMISSIONER SPARKS: Yeah. Number 13; --  
20 CHAIRMAN ANCHO: Oh, no.  
21 COMMISSIONER SPARKS: -- correct? Or are we just  
22 continuing on?  
23 CHAIRMAN ANCHO: Or are we just continuing on with  
24 Number 4?  
25 SADIE SULLIVAN: Which order do you want?  
26 CHAIRMAN ANCHO: Yeah.  
27 COMMISSIONER SPARKS: Yeah. Okay.  
28 CHAIRMAN ANCHO: Number 4?  
29 COMMISSIONER SPARKS: That's fine. Yeah.  
30 CHAIRMAN ANCHO: Okay. So all right.  
31 COMMISSIONER CLARK: Where are we at?  
32 CHAIRMAN ANCHO: Number 4.  
33 COMMISSIONER CLARK: Okay.  
34 CHAIRMAN ANCHO: All right.  
35  
36  
37  
38  
39  
40

1 4) COUNTY MANAGER: For possible action to approve/disapprove  
2 the fiscal year 2020 FAA Airport Improvement Program (AIP)  
3 Grant Application for the Apron Expansion project at the  
4 Battle Mountain Airport for an FAA grant amount of  
5 \$2.3 million and a Lander County match of \$153,334.00 and to  
6 approve the county manager to sign.  
7

8 CHAIRMAN ANCHO: All right. So for possible action to  
9 approve, disapprove the fiscal year 2020 FAA Airport Improvement  
10 Program, AIP, Grant Application for the Apron Expansion project  
11 at the Battle Mountain Airport for an FAA grant amount of  
12 \$2.3 million and a Lander County match of \$153,334, and to approve  
13 the county manager to sign.

14 DAVID MEYER: Good morning, Commission.

15 TOM LEMENAGER: Good morning. I guess before we divide the  
16 project into two applications, we might want to describe the  
17 project as a whole if that's okay. Because there might be some  
18 confusion about what we're doing in 2020.

19 COMMISSIONER WAITS: Sure.

20 TOM LEMENAGER: So basically --

21 DISTRICT ATTORNEY HERRERA: Could --

22 TOM LEMENAGER: -- we've already designed part of this --

23 COMMISSIONER WAITS: Tom --

24 TOM LEMENAGER: -- project.

25 DISTRICT ATTORNEY HERRERA: Commi- -- Commissioner --

26 CHAIRMAN ANCHO: Hold --

27 DAVID MEYER: Tom.

28 COMMISSIONER WAITS: Tom.

29 TOM LEMENAGER: Oh, I'm sorry. Tom Lemenager.

30 COMMISSIONER WAITS: We --

31 CHAIRMAN ANCHO: Sorry. Whoa.

32 COMMISSIONER WAITS: She has to read it in.

33 TOM LEMENAGER: Oh, okay.

34 DISTRICT ATTORNEY HERRERA: And then you probably --

35 CHAIRMAN ANCHO: I thought I --

36 DISTRICT ATTORNEY HERRERA: -- want to know --

37 CHAIRMAN ANCHO: -- just read it in.

38 DISTRICT ATTORNEY HERRERA: Oh --

39 SADIE SULLIVAN: She did read it in.

40 CHAIRMAN ANCHO: I did read it in.

1 DISTRICT ATTORNEY HERRERA: You should probably read --  
2 open up both of them since they're going to discuss both of  
3 them.

4 CHAIRMAN ANCHO: Four --

5 COMMISSIONER WAITS: Yes, she's --

6 CHAIRMAN ANCHO: You mean --

7 COMMISSIONER WAITS: -- going to --

8 CHAIRMAN ANCHO: -- four and --

9 COMMISSIONER WAITS: -- read --

10 DAVID MEYER: Four and --

11 CHAIRMAN ANCHO: -- five?

12 DAVID MEYER: -- five.

13 COMMISSIONER WAITS: -- in Number 5 --

14 COMMISSIONER SPARKS: Four and five?

15 COMMISSIONER WAITS: -- now.

16 DISTRICT ATTORNEY HERRERA: Yes. You need to read --

17 CHAIRMAN ANCHO: Okay.

18 DISTRICT ATTORNEY HERRERA: -- in --

19 CHAIRMAN ANCHO: I'm sorry.

20 DISTRICT ATTORNEY HERRERA: -- Number 5.

21 CHAIRMAN ANCHO: Got me going where -- I'm sorry. So all  
22 right. We'll go ahead.

- 23  
24 5) **COUNTY MANAGER: For possible action to approve/disapprove**  
25 **the fiscal year 2020 FAA Supplemental Grant Application for**  
26 **the West Apron Reconstruction project at the Battle Mountain**  
27 **Airport for an FAA grant amount of \$2 million and a Lander**  
28 **County match \$133,334 and to approve the county manager to**  
29 **sign.**

30  
31 CHAIRMAN ANCHO: All right. So for possible action to  
32 approve, disapprove the fiscal year 2020 FAA Supplemental Grant  
33 Application for the west apron rec- -- reconstruction project at  
34 the Battle Mountain Airport for an FAA grant match of \$2 million  
35 and the Lander County match of \$134,334 [verbatim], and to  
36 approve the county manager to sign.

37 KEITH WESTENGARD: Yes.

38 TOM LEMENAGER: Okay. I'm --

39 DAVID MEYER: Name.

40 TOM LEMENAGER: -- Tom Lemenager with J-U-B.

1           DAVID MEYER: David Meyer, J-U-B.  
2           TOM LEMENAGER: Okay. So the general scope of both of  
3 these applications, I'm going to go over that. And then David's  
4 going to describe the breakdown of the two applications and why  
5 they're two and that kind of thing.  
6           So the project is -- so the apron out at Battle Mountain --  
7 this is Battle Mountain Airport -- the existing apron is from  
8 this point all the way to this point.  
9           The first thing that we're going to work on and we've  
10 already designed is the reconstruction of 740 feet of -- of  
11 apron in the blue by 215 feet. And we're going to reconstruct  
12 that area.  
13           In other words, the FAA has allowed us to design and build  
14 a apron that's suitable for the BLM traffic where before that  
15 apron was just for general aviation traffic.  
16           So we have to dig down deeper. We have to go through the  
17 asphalt through the aggregates down 24 inches plus or minus.  
18           So we call this a reconstruction. We're going to work with  
19 the tie-downs a little bit on that. Because we're taking  
20 asphalt off, we can move tie-downs around. We're going to  
21 locate those better for circulation of aircraft through there  
22 and getting the bigger aircraft down on this side if necessary.  
23           And we know during the fire season that that happens  
24 commonly. The BLM has to use this ramp for their aircraft.  
25           So it's good they're allowing us to use a pavement section  
26 that's suitable for that kind of loading.  
27           So that's the first project part of it.  
28           The other part -- that we've already designed -- the other  
29 part is the westward expansion of the apron. It's 100 feet this  
30 way by 215 feet north and south. It gives BLM a little bit more  
31 room and general aviation aircraft since we're sharing this ramp  
32 at times, more room to operate.  
33           It also aligns up better. The gravel taxiway that we built  
34 about a year and a half ago, it comes down. Its western  
35 boundary will be a- -- aligned with the western boundary of this  
36 expansion.  
37           Again, this section will be for heavier aircraft as well.  
38           So those are the two sections that we've already designed  
39 in FY '19. So that's out of the way as far as design go --  
40 goes. But we're going to build it this summer in 2020 along

1 with -- we got -- well, stepping back.

2 We got \$2 million more of FAA funds that just came out of  
3 the blue. And they said, Can you use it? And, of course, we --  
4 we found a place to be able to use it with your permission, of  
5 course, which is the east apron expansion, the green area that's  
6 330 feet wide -- or long -- and a hundred -- or 215 feet from  
7 north to south.

8 This is going to be heavy aircraft again for BLM use.  
9 It's something BLM has been after and -- and begging you guys  
10 for a long time. So with that extra money that we got, we can  
11 build that -- that section over there.

12 And then because -- it's hard to see in this drawing, but  
13 here this diagonal taxiway that's below the red is the existing  
14 taxiway, A-1. It's kind of at an odd angle for the -- any  
15 aircraft that are parked over here.

16 So we convinced the FAA that we need to straighten that out  
17 as well. So that'll be suitable for heavy aircraft as well.

18 It looks like a funny shape, but that's the shape.  
19 Considering an aircraft that we have out there, that's the shape  
20 that FAA wants to have for that kind of movement.

21 And so we're going to have to move some edge lights. We're  
22 going to have to move some signs around for that taxi lane, but  
23 that's kind of the project as a whole.

24 We're going to have to design it this winter, this portion.  
25 Design it, bid it, and build it along with this. So we'll build  
26 it all at the same time.

27 We're going to phase the project. David's going to talk  
28 more about that phasing in detail. But we're going to phase it  
29 such that aircraft can operate at all times, both the BLM  
30 aircraft and the general aviation aircraft so there's no  
31 disruption as -- and minimize the disruption out there at the  
32 airport.

33 Cost. Because we are digging down 24 inches everywhere --  
34 9 inches of asphalt, 15 inches of aggregate -- is  
35 \$4 1/2 million. Your share of that is diff- -- is what you're  
36 applying for. The addition of those two is about 286- -- I think it  
37 was 386--some change.

38 And the schedule for this, we're trying to design, get  
39 underway for design of this portion as fast as we can so that we  
40 can open bids in very early spring and start as soon in the

1 spring as we can because this is about a three- to four-month  
2 job.

3 Okay. David's going to explain a little bit more --  
4 DAVID MEYER: Do --  
5 TOM LEMENAGER: -- about --  
6 DAVID MEYER: -- you --  
7 TOM LEMENAGER: -- the --  
8 DAVID MEYER: -- have any questions about --  
9 TOM LEMENAGER: Yeah. Do you --  
10 DAVID MEYER: -- the scope --  
11 TOM LEMENAGER: -- have --  
12 DAVID MEYER: -- of what we're --  
13 TOM LEMENAGER: -- any questions?  
14 DAVID MEYER: -- doing?  
15 COMMISSIONER WAITS: I --  
16 DAVID MEYER: Patsy?  
17 COMMISSIONER WAITS: Just -- just one and that was your  
18 timeframe again. Because I noticed in here, you said, we're  
19 going out to -- to bid right away, probably March or so.  
20 But it looked like the construction was -- you had down  
21 from May through July?  
22 TOM LEMENAGER: No.  
23 DAVID MEYER: So May through July is the first portion that  
24 we'll get into --  
25 TOM LEMENAGER: Do we need to get into that?  
26 DAVID MEYER: -- this blue portion.  
27 COMMISSIONER WAITS: Okay.  
28 DAVID MEYER: What do --  
29 COMMISSIONER WAITS: That was --  
30 DAVID MEYER: -- you --  
31 COMMISSIONER WAITS: -- my --  
32 DAVID MEYER: -- think?  
33 COMMISSIONER WAITS: -- question because you said we're  
34 going to try to do them all at once. But we're going to do this  
35 one --  
36 DAVID MEYER: Yeah.  
37 COMMISSIONER WAITS: -- first.  
38 DAVID MEYER: So, yes. It's --  
39 COMMISSIONER WAITS: Okay.  
40 DAVID MEYER: We've got to phase it to keep some access to

1 the apron while we work.  
2 TOM LEMENAGER: So there's two --  
3 DAVID MEYER: The first phase would go May to July. The  
4 second phase would go August to October.  
5 TOM LEMENAGER: There's two --  
6 COMMISSIONER WAITS: Okay.  
7 TOM LEMENAGER: -- phases out there that we --  
8 COMMISSIONER WAITS: Okay.  
9 TOM LEMENAGER: -- were talking --  
10 DAVID MEYER: Yeah.  
11 TOM LEMENAGER: -- about.  
12 COMMISSIONER WAITS: Got it.  
13 DAVID MEYER: These are rough --  
14 TOM LEMENAGER: So we're --  
15 DAVID MEYER: -- estimates.  
16 TOM LEMENAGER: -- going to be out there much of the summer  
17 and into the fall.  
18 DAVID MEYER: Yeah.  
19 TOM LEMENAGER: Hopefully not too deep into the fall.  
20 DAVID MEYER: And that phasing was put together in early  
21 meetings with both the airport folks that work out of the  
22 fixed-base operator and the BLM to try to coordinate with them  
23 to be efficient while still allowing them to do their  
24 firefighting operations during the summer.  
25 TOM LEMENAGER: So they're on board with the tie-down  
26 scenario, the configuration for that, and the phasing on the  
27 project.  
28 DAVID MEYER: So...  
29 COMMISSIONER WAITS: Thank you. Well, it's pretty exciting  
30 that we can finally get the -- the extra -- the extra amount in  
31 there for our runways because without the BLM, you know,  
32 firefighters in here, that's --  
33 TOM LEMENAGER: They should be very --  
34 DAVID MEYER: Yeah.  
35 COMMISSIONER WAITS: And --  
36 TOM LEMENAGER: -- happy.  
37 COMMISSIONER WAITS: -- we've been, --  
38 DAVID MEYER: Yes.  
39 COMMISSIONER WAITS: -- you know, really concerned about  
40 that for years that we weren't going to be able to get this so



1 it's exciting. Go ahead, David.

2 DAVID MEYER: All right. Well, if there's no other  
3 questions on the scope, we'll discuss how this funding breaks  
4 down on this project.

5 So the first item listed on the agenda, the AIP Fund,  
6 that's our standard Airport Improvement Program that the FAA  
7 lays out for all of their funded airports: Battle Mountain and  
8 Austin in Lander County.

9 They set aside \$2.3 million of their money for this year to  
10 fund what was initially the west reconstruction and expansion.  
11 The -- so the match to that, the \$133,333 puts us at about  
12 2.1 million on that.

13 So we tried to -- we tried to fit as much of this blue,  
14 which is actually the discretionary, as we can with that money  
15 and then figure out what we could do with everything else with  
16 the AIP.

17 So traditionally the AIP funding comes out June or July.  
18 That's when the FAA releases grants. Sometimes it stretches a  
19 little later than that. But our directive from the FAA was the  
20 supplemental or discretionary money is available now. We can  
21 write grants as soon as you're ready to get a grant. So we  
22 tried to take that direction and lay out our discretionary or  
23 supplemental grant project with the work that needed to be done  
24 first.

25 And for the sake of the BLM, as firefighting season grows,  
26 they need us to do as much as we can as early as we can and turn  
27 that back over to them.

28 So we took that discretionary money and we tried to  
29 estimate how far we could go with this blue reconstruction with  
30 that money.

31 And so that money will be the discretionary portion of the  
32 2 million that was awarded in November. November 12th was when  
33 it was announced. And then everything else, the green -- or the  
34 green and the red will fall into our standard AIP because that  
35 will be done in the second phase anyway. So that's -- that's  
36 where the -- that schedule falls. We're hoping if we can open  
37 bids at the end of March, our contractor's ready to break ground  
38 and start working in early May and put us on target to try to  
39 turn over that large portion of the apron back to the FA- -- or  
40 to the BLM around the Fourth of July, which is typically when

1 their fire season starts to -- to pick up.  
2 So that's -- that's kind of our funding. The discretionary  
3 funding is being moved through the AIP program. It's a separate  
4 funding source, but it's the same program. That's why both have  
5 this -- the traditional 6 1/4 percent match from the county.  
6 And that's -- I think that's -- those are the highlights.  
7 TOM LEMENAGER: Uh-huh.  
8 CHAIRMAN ANCHO: Any other questions?  
9 COMMISSIONER WAITS: Do you have any questions, Judie?  
10 COMMISSIONER ALLAN: Well, I had just a question, actually,  
11 for Keith or Cindy.  
12 Since this won't be completed until basically our fiscal  
13 year 2021 starts, is this something we're going to have to  
14 budget in for the budget --  
15 KEITH WESTENGARD: If you guys approve it today with those  
16 amounts, then we will include it in the '20 -- in the next  
17 fiscal year budget.  
18 COMMISSIONER ALLAN: Okay.  
19 KEITH WESTENGARD: Yes.  
20 COMMISSIONER ALLAN: Do we want a motion for both items?  
21 CHAIRMAN ANCHO: Uh-huh. No?  
22 COMMISSIONER WAITS: I'll do them separate.  
23 COMMISSIONER ALLAN: Okay.  
24 COMMISSIONER WAITS: Okay. I'll make a motion to  
25 approve -- to approve the fiscal year 2020 FAA Airport  
26 Improvement Program grant application for the apron expansion  
27 project at the Battle Mountain Airport for the FAA grant amount  
28 of 2.3 million and the Lander County match of 153,334 and to  
29 approve the county manager to sign.  
30 CHAIRMAN ANCHO: Have a second?  
31 COMMISSIONER SPARKS: I'll second.  
32 COMMISSIONER CLARK: Okay.  
33 CHAIRMAN ANCHO: All right. So Patsy made a motion for the  
34 2020 grant application to be approved. And Bryan seconded.  
35 All in favor?  
36 COMMISSIONER CLARK: Aye.  
37 COMMISSIONER WAITS: Aye.  
38 COMMISSIONER SPARKS: Aye.  
39 COMMISSIONER ALLAN: Aye.  
40 CHAIRMAN ANCHO: Aye.

1 COMMISSIONER WAITS: And then I'll make a motion to approve  
2 the fiscal year 2020 FAA supplemental grant application for the  
3 west apron reconstruction project at the Battle Mountain Airport  
4 for an FAA grant amount of 2 million and a Lander County match  
5 of \$133,334 and to approve the county manager to sign.

6 COMMISSIONER CLARK: Second.

7 CHAIRMAN ANCHO: Okay. We have a -- a motion from Patsy  
8 and seconded by Art for the 2020 supplemental grant application.  
9 All in favor?

10 COMMISSIONER SPARKS: Aye.

11 COMMISSIONER CLARK: Aye.

12 COMMISSIONER ALLAN: Aye.

13 COMMISSIONER WAITS: Aye.

14 DAVID MEYER: Thank you so --

15 CHAIRMAN ANCHO: All right.

16 TOM LEMENAGER: Thank you.

17 DAVID MEYER: -- much, Commission.

18 COMMISSIONER WAITS: Thank you.

19 COMMISSIONER SPARKS: Thanks, guys.

20 COMMISSIONER CLARK: Thank you.

21 CHAIRMAN ANCHO: Thanks.

22 All right.  
23

- 24 6) **For possible action regarding the structural stability of the**  
25 **building at 67 Main Street, Austin, Nevada 89310 (formally**  
26 **known as the Austin Youth Center) and direction from the**  
27 **commission on how to proceed. Possible options include but**  
28 **not limited to: 1) new building construction; 2) second bid**  
29 **from another contractor; 3) allow/appoint a local (Austin)**  
30 **501(c)(3) non-profit organization to conduct a systematic**  
31 **investigation which may include market research and a public**  
32 **opinion poll in order to explore all possible future uses of**  
33 **the building and to bring back any recommendations to this**  
34 **board; 4) demolition.**  
35

36 CHAIRMAN ANCHO: All right. Moving on to Number 6.

37 For possible action regarding the structural stability of  
38 the building at 67 Main Street, Austin, Nevada, formally known  
39 as the Austin Youth Center, and dir- -- direction from the  
40 commissioners on how to proceed. Possible options include, but

1 not limited to: new building construction; number 2, second bid  
2 from another contractor; three, allow, appoint a local Austin  
3 501(c)(3) non-profit organization to conduct a systematic  
4 investigation, which may include market research and public  
5 opinion poll in order to explore all possible future uses of the  
6 building and to bring it back to the recommendations of the  
7 board; and number 4, demolition.

8 So --

9 COMMISSIONER WAITS: Yes, be- -- before we start on this  
10 one, I would like to have Pete Dubé, our engineer, come up for  
11 -- either you or Pete.

12 Because this -- we -- we're contracted with Pete. And he's  
13 the one that gave us the information last time, what -- what the  
14 building was, what was left, what we could do. Because actually  
15 it's -- it's not a reconstruction, that -- that we have very  
16 little left. But we need to work through all of the  
17 standardization policies through SHPO, which is our State  
18 Historic Preservation.

19 And Pete is contracted with us to -- to start on that. And  
20 that's -- he's been in touch with SHPO, so I kind of wanted his  
21 information before we started on it.

22 Good morning.

23 PETE DUBE: Good morning.

24 Good morning, Commissioners.

25 COMMISSIONER ALLAN: Good morning, Pete.

26 PETE DUBE: For the record, my name is Pete Dubé and I'm an  
27 architect, not an engineer.

28 And --

29 COMMISSIONER WAITS: Thank you.

30 PETE DUBE: -- as Commissioner Waits indicated, we are  
31 under contract with you currently through Anna Penola.

32 So we'd been out in early December. And the team was  
33 myself, historic architect. I brought a structural engineer  
34 with a strong background in historic structural engineering. We  
35 brought -- brought a general contractor that does a lot of reno-  
36 -- restoration and renovation work with us. And we brought  
37 mechanical and electrical engineers so that the hope was to go  
38 into the building to do a complete assessment of it and  
39 evaluation of it, all the building systems, and come back with  
40 a -- what we hoped was a small, medium, and large kind of plan

1 moving forward.

2 After we were done with our meeting, we did conclude that  
3 there's no small, medium. It kind of immediately jumps to a  
4 large.

5 We differ from the prior engineer's report in that we -- we  
6 don't propose a -- you know, a complete demolition. We can  
7 retain the perimeter walls for the most part and just shore them  
8 up and put in a new foundation system and a new structural roof.  
9 So we can keep the footprint, keep the relationship to the  
10 street. And this might give us an opportunity to -- to restore  
11 the look back to a more period appropriate image that we have  
12 from the Library of Congress.

13 So that was kind of why we stopped where we're at now  
14 because that's a little bit different from where we hoped to go.  
15 It's a fairly larger project in terms of financial impact. So  
16 we wanted to kind of come back to you.

17 Again, we're under contract to prepare a report and to meet  
18 with SHPO. And we can do that. But we need to know whether  
19 it's the intent of this board to completely demolish the  
20 building, which we don't recommend, or to go ahead and rebuild  
21 it. And if we rebuild it or rehabilitate the building, then,  
22 you know, we can assist in some grant opportunities,  
23 specifically for historic resources in the State of Nevada.

24 And there's -- there's a couple of those. I'm not sure if  
25 you're familiar with all of them.

26 Community Development Block Grants are one of them.  
27 They're administered through GOED, the Governor's Office of  
28 Economic Development. This type of a project would qualify for  
29 that. We have reached out to them. They're excited about  
30 preserving this historic building.

31 To give you an example of -- and -- and -- and how that  
32 would work is that Lander Coun- -- Lander County would be the  
33 grant applicant. And you're eligible for the funding. So we  
34 don't need the 501(c)(3) or any other type of entity to  
35 administer it.

36 We've done this locally. We did it for Humboldt County on  
37 behalf of the Pleasant Senior Center. So the Humboldt -- the  
38 senior citizens of Humboldt County actually received the benefit  
39 of the grant, but, you know, it was applied for through Humboldt  
40 County.

1           We also do the same thing for the town of Gardnerville.  
2 Douglas County was a grantee. But -- but the town handled all  
3 of the, you know, administration of the grant. And we assisted  
4 them in that.

5           To give you an example of the size and the breadth of it,  
6 they'll help from planning. So our type of fees to, you know,  
7 develop the plans for whatever we propose to do to actual  
8 construction.

9           They just approved, I think, \$80,000 for -- for planning  
10 for the Fernley Depot in -- in Lyon County. And then they  
11 approved over a half a million dollars for Caliente Depot for  
12 that particular project. So it's a pretty good source of  
13 funding.

14           The other option we have is the Commission for Cultural  
15 Centers and Historic Preservation. That's also administered  
16 through SHPO. It's also a grant program. And they encourage  
17 any kind of cultural centers.

18           We actually worked with them on St. Augustine's cultural  
19 center, which is the old Catholic Church in Austin.

20           And that's another good program. And they -- they have a  
21 good series of funding as well.

22           Unfortunately, on both of those, the -- the deadlines were  
23 February of this year. We've kind of missed this cycle, but  
24 they're annual.

25           It does take, you know, six to eight months to kind of get  
26 ready to -- and get your plans done and -- and move forward. So  
27 we've done that. We've -- we've also on -- I'm not sure the  
28 county would be interested -- we also do a lot of work with the  
29 USDA. There is more of a loan program. So -- and I'm not sure  
30 you guys want to look into that.

31           So I -- I guess from our perspective, we sort of -- we need  
32 to know where you want us to go. We were going to do a report  
33 that told you how to sort of fix this up. I think in this case  
34 it's more of a -- of a reconstruction. So if that's the  
35 direction, then we kind of need to know that.

36           CHAIRMAN ANCHO: So I have some questions. So under the  
37 funding that's already been provided for you, --

38           PETE DUBE: Uh-huh.

39           CHAIRMAN ANCHO: -- is there a possibility where you go out  
40 for the grants for the county? And since you're already going

1 to be working with SHPO anyway, that you go out for the grants  
2 and deal with this building since we've already, you know,  
3 funded?

4 PETE DUBE: I think we can. We'd have to run some numbers.  
5 You know, we had a lot of money in there for mechanical,  
6 electrical that we haven't spent. We did expend some of the  
7 money for the trip. So I could -- I could look at that. We  
8 could revise the proposal, you know, kind of amend the scope of  
9 work and see how far we could go with that. But yes.

10 CHAIRMAN ANCHO: Because in the grants, isn't there in  
11 there that some of them that have administrative fees that --

12 PETE DUBE: Correct.

13 CHAIRMAN ANCHO: -- where you apply for these grants and  
14 your fees will be written into the grant as well?

15 PETE DUBE: Yes.

16 CHAIRMAN ANCHO: So that kind of takes the burden off the  
17 back of the county and puts it with you.

18 PETE DUBE: That's correct.

19 CHAIRMAN ANCHO: Okay.

20 PETE DUBE: That's right.

21 CHAIRMAN ANCHO: All right.

22 COMMISSIONER WAITS: So all -- all you would -- would need  
23 from the county if we kept on with this, basically, would be a  
24 point person --

25 PETE DUBE: Yes.

26 COMMISSIONER WAITS: -- in the county that we could just --

27 PETE DUBE: Correct.

28 COMMISSIONER WAITS: -- keep checking with, right?

29 But we don't have to take our staff to go out to do all  
30 this. You -- you can work the part with SHPO?

31 PETE DUBE: Correct.

32 CHAIRMAN ANCHO: Of course, my -- my opinion and -- and  
33 when we look at Number 3, it said to explore possible uses  
34 and -- and do market research and all that type of thing. .

35 We've had two or three meetings locally in Austin with the  
36 communities and such over what they would like to do. And there  
37 was a -- you said a board that also had some input. And, of  
38 course, they really wanted to save -- if not the whole building,  
39 which, of course, is impossible, the site. And because it --  
40 it's so vital. It's right on Main Street. It's the first thing

1 you see. Plus our history and, of course, the bell tower we  
2 saved so we know that's going to be part of it.

3 So I -- I think whatever way we decide to go on, I'm hoping  
4 the commissioners will say, we've got to go forward. We're not  
5 just going to demolish it and put up a new building or a  
6 double-wide or whatever we decide to do.

7 It will take some time. But I do think that's -- that's  
8 extremely important.

9 And I think we've got the input from Austin already to do  
10 that. I think our meetings have said where they're coming from.  
11 And I will ask --

12 May I ask, Miteshell, is there anybody there that has any  
13 comments on Austin?

14 CHAIRMAN ANCHO: Austin? Are you there? Hello?

15 MITESHELL LANHAM: Hello?

16 CHAIRMAN ANCHO: Yeah.

17 MITESHELL LANHAM: Yeah.

18 CHAIRMAN ANCHO: Are you there? Do you have anything you  
19 want to say?

20 DEE HELMING: We couldn't really hear what you were saying.  
21 Can you give us, like, a really quick, brief overview of what  
22 was just said?

23 CHAIRMAN ANCHO: Oh.

24 DEE HELMING: I'm sorry. Dee Helming.

25 CHAIRMAN ANCHO: Oh. Hello. Yes. We're just trying to  
26 figure out as far as -- if we're going to -- what the options  
27 are as far as do -- what we're going to do with the building.

28 And one of the things on the table was to work with Pete to  
29 do grants to save the building that way.

30 And Patsy was just saying that she was -- I don't want to  
31 speak for you, Patsy. So what -- can you hear her?

32 COMMISSIONER WAITS: Yes. I said with our -- with our --  
33 with our community meetings that we have had, my understanding  
34 was that Austin wants to definitely stabilize what we can,  
35 salvage what we can, and rebuild it.

36 DEE HELMING: Absolutely.

37 CHAIRMAN ANCHO: Okay.

38 SADIE SULLIVAN: And that's --

39 COMMISSIONER WAITS: Thank you.

40 SADIE SULLIVAN: -- Dee Helming from Austin, --



1 CHAIRMAN ANCHO: Yeah. Yeah.  
2 SADIE SULLIVAN: -- for the record.  
3 CHAIRMAN ANCHO: Yes.  
4 SADIE SULLIVAN: Thank you.  
5 CHAIRMAN ANCHO: Do you guys have anything else?  
6 DEE HELMING: No.  
7 CHAIRMAN ANCHO: Okay.  
8 DEE HELMING: But -- well, we actually, when -- Dee -- Dee  
9 Helming again. When Pete goes in and applies for these grants,  
10 we are going to make sure that the bell and the bell tower are  
11 put back up, correct?  
12 CHAIRMAN ANCHO: Yes.  
13 DEE HELMING: Okay.  
14 COMMISSIONER SPARKS: (Indiscernible.)  
15 CHAIRMAN ANCHO: Huh? Oh. (Indiscernible.)  
16 COMMISSIONER WAITS: No (indiscernible.)  
17 ROBYN VEACH: Hi.  
18 CHAIRMAN ANCHO: Hi.  
19 ROBYN VEACH: Robyn Veach, Austin Chamber of Commerce.  
20 I just want to really back up what Patsy has said about the  
21 importance of this building being in the community. I don't  
22 think tearing down is the answer. I think rebuilding and  
23 restoring what we can.  
24 I've seen your preliminary report. And I thought it was  
25 incredibly insightful. And I love the idea of grants.  
26 We -- the board -- Austin Chamber Board, and the residents  
27 really feel like we need this center in the town. It is  
28 important to us. We need someplace where we can gather. We  
29 need someplace that can be used for our anniversaries and events  
30 and -- and something with a commercial kitchen would be  
31 fabulous. But it -- I think most importantly restoring it,  
32 making sure we get the bell tower and the facade, and fit -- the  
33 facade fitting the town. It's just -- I think it's more  
34 important than everybody realizes. And I just want it complete.  
35 CHAIRMAN ANCHO: Well, I know that when we're looking at  
36 the restoring of it, we were restoring it for the history of the  
37 building, not for it to be a youth center.  
38 ROBYN VEACH: Yes, I understand --  
39 CHAIRMAN ANCHO: So I want to make --  
40 ROBYN VEACH: -- that.

1 CHAIRMAN ANCHO: -- sure that that's --  
2 ROBYN VEACH: Yes. And the history --  
3 CHAIRMAN ANCHO: -- very clear.  
4 ROBYN VEACH: -- is so important.  
5 CHAIRMAN ANCHO: The history --  
6 ROBYN VEACH: But we could --  
7 CHAIRMAN ANCHO: -- is what --  
8 ROBYN VEACH: -- also --  
9 CHAIRMAN ANCHO: -- we're looking at.  
10 ROBYN VEACH: -- make a building that is multifunctional  
11 for the town and the community and really -- and that, I think,  
12 is just more important than anybody realizes.  
13 CHAIRMAN ANCHO: So I have a question. As far as the  
14 restoration of just the building separated from this -- from the  
15 youth center because when we're putting in the grants -- if  
16 we're putting in the grants, having him do the grants  
17 specifically for the building, not to turn it into the youth  
18 center.  
19 KEITH WESTENGARD: That is correct.  
20 CHAIRMAN ANCHO: So I'm going to make sure that --  
21 that that's --  
22 ROBYN VEACH: Yes.  
23 CHAIRMAN ANCHO: And it'll only (indiscernible) --  
24 COMMISSIONER CLARK: Youth center would be a different --  
25 CHAIRMAN ANCHO: Totally --  
26 COMMISSIONER CLARK: -- project.  
27 ROBYN VEACH: It's a different --  
28 CHAIRMAN ANCHO: -- it's going to be --  
29 ROBYN VEACH: -- thing.  
30 CHAIRMAN ANCHO: -- something different.  
31 ROBYN VEACH: Yes. So --  
32 COMMISSIONER CLARK: And --  
33 CHAIRMAN ANCHO: -- I wanted to make sure that --  
34 COMMISSIONER CLARK: Did you get correspondence about the  
35 youth center with pictures in it and everything?  
36 I got something in an email about that. Patsy?  
37 COMMISSIONER WAITS: Thank you. Yes. It's -- it's been  
38 called the youth center be- -- for so long and so we refer to it  
39 as that. But all the way through, we've been very, very sure  
40 that it is a Lander County building per se and the youth center

1 was just what they were using it for.

2 But we -- we may have to go to another name of what we'd  
3 like to call it to be sure so there's not any misconception.

4 But what Art has just mentioned is actually one of -- one  
5 of our folks in -- who has a history of Austin. And that is  
6 Phil Marshall. And he did -- he was at one of our community  
7 meetings. And he has expressed a big interest of perhaps his  
8 foundation even handling the logistics for us.

9 Now it didn't say anything about grant writing. It just  
10 said logistics in the first information I got.

11 But that's something to consider as we go on because it may  
12 be a way for someone else to be involved.

13 And he sent some -- some renderings he had, which actually  
14 looked more like a commercial building on the outside, wasn't  
15 our youth center or our old historic center and -- and fire hall  
16 like we were thinking of. And I think that's where we're going  
17 with this.

18 But -- but the inside has some general information. So I  
19 think -- I think this is going to be ongoing. I mean, it's  
20 something that we have to look at again and Mr. Marshall will  
21 probably be contacting us. So it will come up. Perhaps we  
22 can -- we do have an outlet, like I said, with a foundation that  
23 might be able to help us with logistics if -- if he works with  
24 our architect and uses the conditions that we need to -- to  
25 adhere to.

26 Because before, when Mr. Marshall did the visitor center,  
27 it wasn't an historic area. We weren't working with SHPO and  
28 state regulations and federal -- federal standardizations and  
29 things.

30 So I think it's real important that we keep our architect  
31 on this.

32 So my recommendation would be -- and I'll throw it out  
33 before I do motion and see how you feel -- is that we continue  
34 with Pete to do the reporting, to work with SHPO, to see -- see  
35 if what we can identify, and where we go for right now with the  
36 county-owned building and us just naming a person that they can  
37 talk to on our side to go forward.

38 And then it will come before us if we decide to go with,  
39 like I said, a foundation or somebody handling logistics to  
40 perhaps work with Pete. How do you feel about that?

1 COMMISSIONER SPARKS: Is that a motion?  
2 COMMISSIONER WAITS: No, I said I'm -- I'm going to do a  
3 recommendation --  
4 COMMISSIONER SPARKS: I'm fine with that.  
5 COMMISSIONER WAITS: -- before I do a motion.  
6 COMMISSIONER SPARKS: I like that --  
7 CHAIRMAN ANCHO: Yeah.  
8 COMMISSIONER SPARKS: -- idea.  
9 CHAIRMAN ANCHO: I'm all right.  
10 COMMISSIONER WAITS: Okay.  
11 COMMISSIONER CLARK: I --  
12 COMMISSIONER WAITS: All right.  
13 COMMISSIONER CLARK: I just have one question. How much  
14 work would it -- additional work would it be for someone in  
15 county to be the point person for this project? Because I don't  
16 want to burden one person with a bunch of paperwork.  
17 COMMISSIONER WAITS: No, I -- I think you're absolutely  
18 right.  
19 And I'll -- I'll let -- maybe, Pete, you can give us an  
20 idea when you say point person as to somebody to run things off  
21 of when it has to come before the commission every --  
22 now --  
23 PETE DUBE: Right.  
24 COMMISSIONER WAITS: -- on.  
25 PETE DUBE: Right. Well, so -- I'll give you an example  
26 of -- of Gardnerville Station, which is a project we did for the  
27 town of Gardnerville.  
28 We were contracted with the town. The town was the  
29 sub-grantee to the county. So we worked with a planner and the  
30 planning department.  
31 Every time I had to ask a question or do something for  
32 CDBG, I'd have to -- I would bypass the town and include them,  
33 but I would send it to the planner. The planner would send it  
34 to CDBG. That's all we -- I just need somebody. The  
35 correspondence, communication, anything official has to come  
36 from the grantee, which would be the county, not from the  
37 architect.  
38 So --  
39 So it does involve, you know, hitting the reply or the  
40 forward --

1 CHAIRMAN ANCHO: Yes.  
2 PETE DUBE: -- button or --  
3 CHAIRMAN ANCHO: Yeah.  
4 PETE DUBE: -- maybe --  
5 CHAIRMAN ANCHO: Re- --  
6 PETE DUBE: -- reframing --  
7 CHAIRMAN ANCHO: But not --  
8 PETE DUBE: -- it or --  
9 CHAIRMAN ANCHO: They're not --  
10 PETE DUBE: -- cutting --  
11 CHAIRMAN ANCHO: -- going --  
12 PETE DUBE: -- and pasting.  
13 CHAIRMAN ANCHO: -- out and doing anything. The  
14 majority --  
15 PETE DUBE: Correct.  
16 CHAIRMAN ANCHO: -- of the work would all be done.  
17 PETE DUBE: Correct.  
18 CHAIRMAN ANCHO: Okay. Very good.  
19 COMMISSIONER WAITS: Okay. I -- I will make a motion that  
20 the county continue our contract with Mr. Dubé to look into what  
21 we can salvage and perhaps rebuild for our building at 67 Main  
22 Street in Austin.  
23 And we have -- I'm going to leave this right now with  
24 our -- our county manager to -- to work on -- on who they would  
25 like to see at least work with Pete for information so he -- he  
26 knows where we're going on it. Is there anything else we need  
27 on that?  
28 COMMISSIONER CLARK: Is it -- does Ted need to review the  
29 contract before?  
30 COMMISSIONER WAITS: Oh, no. He's -- we're already  
31 contracted with Pete.  
32 COMMISSIONER CLARK: Okay.  
33 COMMISSIONER WAITS: Yeah.  
34 COMMISSIONER SPARKS: You're saying the point person should  
35 be Keith? Or should it be our building --  
36 COMMISSIONER WAITS: It's going to be --  
37 COMMISSIONER SPARKS: -- inspector?  
38 COMMISSIONER WAITS: -- Keith to start with.  
39 COMMISSIONER SPARKS: Okay.  
40 COMMISSIONER WAITS: If he wants to appoint someone else --

1 COMMISSIONER CLARK: Yeah.  
2 COMMISSIONER WAITS: -- that's fine.  
3 COMMISSIONER SPARKS: Okay.  
4 COMMISSIONER WAITS: But --  
5 COMMISSIONER SPARKS: All right.  
6 COMMISSIONER WAITS: -- but I'm -- I'm --  
7 COMMISSIONER CLARK: Good --  
8 COMMISSIONER SPARKS: Very --  
9 COMMISSIONER CLARK: -- job.  
10 COMMISSIONER SPARKS: -- good.  
11 COMMISSIONER WAITS: -- putting --  
12 COMMISSIONER CLARK: Awesome.  
13 COMMISSIONER WAITS: -- him in charge to start.  
14 COMMISSIONER SPARKS: Okay.  
15 COMMISSIONER CLARK: I'll second that.  
16 CHAIRMAN ANCHO: All right. So Patsy made the motion to  
17 continue the contract -- excuse me -- and having Keith a point  
18 person. And Art seconded.  
19 All in favor?  
20 COMMISSIONER SPARKS: Aye.  
21 COMMISSIONER CLARK: Aye.  
22 COMMISSIONER ALLAN: Aye.  
23 CHAIRMAN ANCHO: Aye.  
24 COMMISSIONER WAITS: Aye.  
25 And that's -- that's --  
26 So, like I said, for the -- actually, the full  
27 reconstruction of -- of that building.  
28 COMMISSIONER SPARKS: Yeah.  
29 COMMISSIONER WAITS: Great. Thank you. Thank you, --  
30 PETE DUBE: Thank --  
31 COMMISSIONER WAITS: -- Pete.  
32 PETE DUBE: -- you.

33  
34 7) CLERK'S OFFICE: For possible action to approve/disapprove or  
35 modify a contract between Lander County, Lander County Clerk  
36 and the State of Nevada Secretary of State and to approve the  
37 chair or vice-chair to sign.

38  
39 CHAIRMAN ANCHO: All right. Going on to Number 7.  
40 For the Clerk's Office. For possible action to approve,

1 disapprove or modify a contract between -- between Lander  
2 County, Lander County Clerk, and the State of Nevada Secretary  
3 of State to approve -- and to have the -- excuse me -- and to  
4 approve the chair or vice-chair to sign.

5 SADIE SULLIVAN: Good morning. Sadie Sullivan, Lander  
6 County clerk.

7 We are just changing the dates to be extended on the  
8 contract. It's been emailed over to legal. And just looking  
9 for your blessing.

10 CHAIRMAN ANCHO: And the only thing, like you said, was the  
11 date?

12 SADIE SULLIVAN: Correct.

13 COMMISSIONER ALLAN: I'll make a motion to approve a  
14 modified contract between Lander County, Lander County Clerk,  
15 and the State of Nevada Secretary of State and approve the chair  
16 or vice-chair to sign. We're extending the contract term from  
17 June 30, 2020, to August 31st of 2021. It will be -- contract  
18 will be effective upon approval to August 31, 2021, unless  
19 terminated by either party.

20 CHAIRMAN ANCHO: Second?

21 COMMISSIONER SPARKS: I'll second.

22 CHAIRMAN ANCHO: All in favor?

23 COMMISSIONER CLARK: Aye.

24 COMMISSIONER SPARKS: Aye.

25 COMMISSIONER WAITS: Aye.

26 SADIE SULLIVAN: Thank you.

27 COMMISSIONER ALLAN: Aye.

28 CHAIRMAN ANCHO: Okay. So --

29 COMMISSIONER SPARKS: You need to read that in.

30 CHAIRMAN ANCHO: Okay. Let me --

31 COMMISSIONER SPARKS: Yes.

32 CHAIRMAN ANCHO: This part? Okay. And then read this part  
33 in?

34 COMMISSIONER SPARKS: Yep.

35 CHAIRMAN ANCHO: Okay. All right. So we're going to  
36 recess the Board of Lander County Commissioners and to reconvene --  
37 to reconvene the meeting of the Lander County Liquor Board  
38 composed of the Lander County Commissioners and the Lander  
39 County Sheriff.  
40

1           **(MEETING OF THE LANDER COUNTY BOARD OF COMMISSIONERS**  
2 **RECESSED.)**

3  
4           **(MEETING OF THE LANDER COUNTY LIQUOR BOARD CONVENEED.)**

5  
6       8)   **SHERIFF'S OFFICE: For possible action regarding Lander**  
7           **County liquor license holder Midway Market for failing to pay**  
8           **their quarterly licensing fee.**

9  
10       COMMISSIONER SPARKS: And then Number 8.

11       CHAIRMAN ANCHO: All right. So --

12       For possible action regarding Lander County liquor license  
13 holder Midway Market for failing to pay their required license  
14 fee.

15       COMMISSIONER WAITS: May -- may I ask a question?

16       In reading through the information and -- and all -- all of  
17 the -- the calls and contacts you had to make for this, my  
18 question is: Was this person notified that they were on the  
19 agenda today?

20       SHERIFF RON UNGER: Not by us. But they did re- -- they  
21 seen the agenda when it came out and they paid for it that day.  
22 So this -- this issue's been resolved.

23       COMMISSIONER CLARK: So you found a remedy?

24       SHERIFF RON UNGER: Yeah. Evidently the notices didn't  
25 work.

26       COMMISSIONER CLARK: Just out of curiosity, how much money?  
27 What are we talking about?

28       SHERIFF RON UNGER: Twenty-five bucks, I think.

29       UNIDENTIFIED PARTICIPANT: Thirty.

30       CHAIRMAN ANCHO: Thirty.

31       COMMISSIONER ALLAN: Thirty.

32       COMMISSIONER CLARK: Twenty-five?

33       SHERIFF RON UNGER: How much?

34       CHAIRMAN ANCHO: It's 30.

35       SHERIFF RON UNGER: Forty?

36       CHAIRMAN ANCHO: Thirty.

37       SHERIFF RON UNGER: Not much.

38       COMMISSIONER CLARK: That had to be a clerical mistake.

39       COMMISSIONER WAITS: You know, with this -- and -- and I've  
40 spoken with our -- our chair about this because when you're



1 looking over all the extra work you had into it -- and I'm  
2 wondering if we can put on the agenda at some point to perhaps  
3 look at paying liquor licenses, instead of quarterly, annually.

4 And then if they have a gaming license with it, they can  
5 continue to pay quarterly. Because I know that runs into a lot  
6 of money.

7 But it does -- it seems to be kind of a -- a problem  
8 sometimes for -- for people to pay. And you're evidently doing  
9 a lot of work before you even came this far with other folks  
10 too, right?

11 SHERIFF RON UNGER: Well, as a --

12 COMMISSIONER WAITS: So is -- is that --

13 SHERIFF RON UNGER: -- a general rule --

14 COMMISSIONER WAITS: -- something --

15 SHERIFF RON UNGER: -- and the chair can help me out on  
16 this -- we've usually -- doesn't -- didn't have a lot of  
17 problems, maybe one, continuously.

18 But we talked about that years ago. And if we went on a  
19 year basis and, say, within a quarter they quit, then we got to  
20 reimburse them -- am I correct, --

21 CHAIRMAN ANCHO: Uh-huh.

22 SHERIFF RON UNGER: -- Kathy, on that? That's why --

23 COMMISSIONER CLARK: Wow.

24 SHERIFF RON UNGER: -- we do a --

25 COMMISSIONER CLARK: Wow.

26 SHERIFF RON UNGER: -- quarterly deal. It's more -- more  
27 convenient. In other words, if -- if you get a year -- a -- a  
28 liquor license for one year, an annual deal, and you only use it  
29 for two or three months and then sell out or whatever the case  
30 may be, now the county has to go back and reimburse them.

31 CHAIRMAN ANCHO: And prorate. It has to --

32 SHERIFF RON UNGER: And --

33 CHAIRMAN ANCHO: -- be prorated.

34 SHERIFF RON UNGER: -- prorate it out. So that's why we've  
35 done quarter.

36 And it has not, to my knowledge, and, like I say, the  
37 chairperson -- Kathy, when she was the secretary, dealt with all  
38 this -- we didn't really have a big issue, maybe one or two.  
39 And when we'd notify them and, oh, we forgot, they'd come in and  
40 take care of it.

1 COMMISSIONER WAITS: Just think it might be a lot easier  
2 for our business people too to pay. Maybe we could do it  
3 nonrefundable or something like that and put it on the agenda  
4 and talk about it?

5 CHAIRMAN ANCHO: Well, I know with all the years that I did  
6 it, which I did it many, many, many years, that we normally did  
7 not have a problem. Because you have the same liquor license  
8 and gaming license. People -- you don't really change them up  
9 very often. And it's -- there is a few of them that the same  
10 thing goes on and it -- and it's trying to collect and collect  
11 and collect. And it is a lot of work to just -- for that  
12 minimal fee of the \$30.00. It's a minimal fee. But -- but it's  
13 a lot of work to chase after them. And then, you know, finally  
14 when it has to come to this, then they pay it.

15 And I -- I don't -- I was always told -- but mind you, was  
16 there since '87 at the Sheriff's Office -- that they wanted the  
17 money in certain quarters. And that's why it's received at  
18 certain times. And so that's always what I had gone by. I  
19 don't know if some -- we can revamp a few things as far as when  
20 they don't pay and there they have 15 days --

21 SHERIFF RON UNGER: Penalty.

22 CHAIRMAN ANCHO: -- to pay and they --

23 COMMISSIONER SPARKS: Right.

24 CHAIRMAN ANCHO: -- don't, there starts to be penalties.

25 COMMISSIONER SPARKS: Uh-huh.

26 CHAIRMAN ANCHO: And I think a percentage. And if we  
27 bring -- you know, we can have that ordinance changed to we can  
28 back that and have that done that that would probably stop that  
29 if they knew that they were going to have --

30 SHERIFF RON UNGER: See, it's going to take an ordinance  
31 change to do this, to put some teeth into it.

32 CHAIRMAN ANCHO: Uh-huh.

33 COMMISSIONER WAITS: I -- I understand that. And I know  
34 we're off a little bit. I just wanted to throw it out. So  
35 perhaps we could do an agenda item if we --

36 CHAIRMAN ANCHO: Okay.

37 COMMISSIONER WAITS: -- if we so choose later and discuss  
38 it.

39 SHERIFF RON UNGER: We can talk about it.

40 COMMISSIONER ALLAN: I was just going to say that's not on

1 the agenda.  
2 CHAIRMAN ANCHO: Okay.  
3 COMMISSIONER CLARK: I got a question for Ted. How can you  
4 sell alcohol if you don't have a license? If you don't pay for  
5 it, you don't have it.  
6 DISTRICT ATTORNEY HERRERA: That's true. But there's  
7 nothing in the ordinance, as the sheriff points out, that --  
8 and -- and as the chair, the madam chairwoman points out,  
9 there's nothing in the ordinance with any teeth to --  
10 This is the only thing we -- avenue we have. The only  
11 avenue we had by ordinance.  
12 So to answer your question, we can -- you can revamp the  
13 ordinance. You can put whatever you wish in it. You can -- you  
14 can raise the fees. You can penalize for being late, for  
15 nonpayment and that usually solves the problem. But right now  
16 we -- we --  
17 CHAIRMAN ANCHO: Can't do --  
18 DISTRICT ATTORNEY HERRERA: -- don't have anything.  
19 CHAIRMAN ANCHO: -- anything.  
20 COMMISSIONER CLARK: Yeah. Yeah. I think -- I think that  
21 what I'm hearing is we need to revisit this in the future.  
22 CHAIRMAN ANCHO: Yes. Put it as an agenda item and go --  
23 COMMISSIONER CLARK: Yeah.  
24 CHAIRMAN ANCHO: -- from there?  
25 COMMISSIONER WAITS: Thank you.  
26 CHAIRMAN ANCHO: Anybody else?  
27 SHERIFF RON UNGER: Thank you, folks.  
28 COMMISSIONER CLARK: You're welcome, Ron.  
29 CHAIRMAN ANCHO: All right. So we're going to adjourn from  
30 the meeting of the Lander County Liquor Board and reconvene the  
31 meeting of the Lander County Board of County Commissioners.

32  
33 **(MEETING OF THE LANDER COUNTY LIQUOR BOARD ADJOURNED.)**

34  
35 **(MEETING OF THE LANDER COUNTY BOARD OF COMMISSIONERS**  
36 **RECONVENED.)**  
37  
38  
39  
40

1 9) COMMISSIONER: For possible action to approve/disapprove the  
2 appointment of two (2) individuals to serve on the Public  
3 Land Use Advisory Planning Commission, which currently has  
4 four (4) openings, terms ending June 30, 2021, and to  
5 consider all of the following applicants to include:  
6 a) Steve Stienmetz; b) Louis Lani.  
7

8 CHAIRMAN ANCHO: All right.

9 All right. For possible action to approve, disapprove the  
10 appointment of two individuals to serve at the Public Lands Use  
11 Planning -- Advisory Planning Commission, which currently has  
12 four opening, term- -- terms ending June 30, 2021, and to  
13 consider all the following applicants: Steve Steinmetz and  
14 Louis Lani.

15 COMMISSIONER CLARK: Okay. I'm the -- the commissioner on  
16 this particular committee. And we lost Frank Whitman. That was  
17 a big loss. We lost a quorum when Frank left.

18 So please vote these people in. And we still need to  
19 advertise for, I think, one more.

20 KEITH WESTENGARD: So -- just so the board's aware, this  
21 was on last agenda.

22 COMMISSIONER CLARK: Right.

23 KEITH WESTENGARD: It's -- it's been taken care of. So it  
24 has properly been advertised. We continue to advertise even  
25 though we have the two applicants. We continue to advertise  
26 regularly for -- for any openings on any boards until we get  
27 some interest.

28 COMMISSIONER CLARK: So I'm going to make a motion to  
29 approve --

30 CHAIRMAN ANCHO: Wait, wait, --

31 COMMISSIONER CLARK: -- Steve --

32 CHAIRMAN ANCHO: -- wait one second. Hold on one second.  
33 Go ahead.

34 COMMISSIONER ALLAN: With adding these two, it does create  
35 a quorum.

36 COMMISSIONER CLARK: I -- I can't hear you.

37 CHAIRMAN ANCHO: With the adding -- she's asking with  
38 adding these two, does it create a quorum? Do you have --

39 COMMISSIONER CLARK: Yes.

40 CHAIRMAN ANCHO: -- a quorum?

1 COMMISSIONER SPARKS: Yep.  
2 COMMISSIONER CLARK: Yes. We have a quorum --  
3 COMMISSIONER ALLAN: Okay.  
4 COMMISSIONER CLARK: -- with these two.  
5 CHAIRMAN ANCHO: Okay.  
6 COMMISSIONER CLARK: Louie's on there. Steve is new. So  
7 Steve would be the third. We have Dan --  
8 MITESHELL LANHAM: This is Miteshell --  
9 COMMISSIONER CLARK: -- Tomera.  
10 MITESHELL LANHAM: -- in Austin.  
11 CHAIRMAN ANCHO: Okay.  
12 MITESHELL LANHAM: We still have Dan Tomera on there too.  
13 COMMISSIONER CLARK: Yes. Dan Tomera is on there.  
14 MITESHELL LANHAM: Yes.  
15 COMMISSIONER CLARK: Louie -- Louie and Steve Stienmetz  
16 will make a quorum.  
17 MITESHELL LANHAM: Yes.  
18 COMMISSIONER CLARK: Yes.  
19 CHAIRMAN ANCHO: Okay.  
20 COMMISSIONER ALLAN: I'll make a motion unless Art wants to  
21 go ahead.  
22 CHAIRMAN ANCHO: All right.  
23 COMMISSIONER CLARK: That's fine.  
24 CHAIRMAN ANCHO: Then --  
25 COMMISSIONER CLARK: Go ahead.  
26 CHAIRMAN ANCHO: -- go ahead.  
27 COMMISSIONER ALLAN: I'll make a motion to approve Steve --  
28 Steve Stienmetz and Louie Lani to the Public Land Use Advisory  
29 Planning Commission, term ending June 30, 2021.  
30 COMMISSIONER CLARK: Second.  
31 CHAIRMAN ANCHO: Okay.  
32 All in favor?  
33 COMMISSIONER CLARK: Aye.  
34 COMMISSIONER SPARKS: Aye.  
35 COMMISSIONER WAITS: Aye.  
36 CHAIRMAN ANCHO: Aye.  
37 COMMISSIONER ALLAN: Aye.  
38 SADIE SULLIVAN: (Off microphone) May I point out who was  
39 on the line -- on the line?  
40 CHAIRMAN ANCHO: Who was speaking on the line from Austin?

1 MITESHELL LANHAM: Miteshell Lanham.  
2 CHAIRMAN ANCHO: Miteshell.  
3 SADIE SULLIVAN: (Off microphone) Miteshell?  
4 CHAIRMAN ANCHO: Uh-huh.  
5 All right. Thank you.

6  
7 **10) COMMISSIONER: For possible action to approve/disapprove the**  
8 **appointment of one (1) individual to serve on the Lander**  
9 **County Economic Development Authority, which currently has**  
10 **one (1) opening, terms ending June 30, 2021, and to consider**  
11 **all of the following applicants to include: a) Robyn Veach;**  
12 **b) Louis Lani.**

13  
14 CHAIRMAN ANCHO: All right. Number 10.  
15 For possible action to approve, disapprove the appointment  
16 of one individual to serve on the Lander County Economic  
17 Authority, which currently has one opening, term ending  
18 June, 30, 2021, and to consider all the following applicants to  
19 include: a) Robyn Veach and b) Louie Lani.

20 COMMISSIONER WAITS: Kathy?  
21 Actually, I -- I know we have our requests from both of  
22 them, but Robyn is here today.

23 CHAIRMAN ANCHO: Oh. Hi.

24 COMMISSIONER WAITS: So I wanted you to know she came in to  
25 do that.

26 And I know Mr. Lani has -- has stepped up for many, many  
27 years in a lot of different capacities to help us out with a lot  
28 of boards.

29 I know this is the first time Robyn has requested any kind  
30 of a board for the county.

31 ROBYN VEACH: Yes.

32 COMMISSIONER WAITS: So if you had anything to add.

33 ROBYN VEACH: Oh. Robyn Veach, for the record. Lander  
34 County resident for almost three years, business owner in Lander  
35 County for two now, and president of the Austin Chamber and feel  
36 that it's time to put myself out to the community more and get  
37 on more boards where I feel I could make a good impact. I think  
38 I'd be reasonably fabulous.

39 So...

40 CHAIRMAN ANCHO: Thank --

1 ROBYN VEACH: Thank --  
2 CHAIRMAN ANCHO: -- you.  
3 ROBYN VEACH: -- you for your consideration.  
4 CHAIRMAN ANCHO: Uh-huh.  
5 COMMISSIONER CLARK: How long have you been in the  
6 community, Robyn?  
7 ROBYN VEACH: Sir, we -- it will be three years on --  
8 COMMISSIONER CLARK: Three years?  
9 ROBYN VEACH: -- May 31 that we relocated to southern  
10 Lander.  
11 COMMISSIONER WAITS: Well, with my thank-yous to Mr. --  
12 Mr. Lani, I will make a motion that we approve the appointment of  
13 Robyn Veach to serve on the Lander Economic Development Authority for  
14 the opening term for June 30, 2021, to represent the south.  
15 COMMISSIONER SPARKS: I'll second.  
16 CHAIRMAN ANCHO: Uh-huh. All right. Have a first by  
17 Patsy, second by Bryan.  
18 All in favor?  
19 COMMISSIONER SPARKS: Aye.  
20 COMMISSIONER CLARK: Aye.  
21 COMMISSIONER ALLAN: Aye.  
22 COMMISSIONER WAITS: Aye.  
23 CHAIRMAN ANCHO: All right.  
24 COMMISSIONER WAITS: Thank you, Robyn.  
25 CHAIRMAN ANCHO: Thank you.  
26  
27 11) **COMMISSIONER: For possible action to approve/disapprove the**  
28 **appointment of one (1) individual to serve on the Lander**  
29 **County Convention and Tourism Authority, which currently has**  
30 **one (1) opening in the position representing hotels, term**  
31 **ending June 30, 2021, and to consider all of the following**  
32 **applicants to include: a) Miteshell Lanham.**  
33  
34 CHAIRMAN ANCHO: All right. Eleven. For possible action  
35 to approve/disapprove the appointment of one individual to serve  
36 on the Lander County Convention and Tourism Authority, which  
37 currently has one opening in the position representing hotels,  
38 term ending June 30, 2021, and to consider all of the following  
39 applicants to include Miteshell Lanham.  
40 COMMISSIONER WAITS: Thank you. We have not had any

1 representation in the south for a while on this board. And so  
2 perhaps we -- we talked her into it, I think.

3 But I'm very happy to make a motion to approve the  
4 appointment for Miteshell Lanham to serve on the Lander County  
5 Convention and Tourism Authority representing hotels. And the  
6 term is to end June 30, 2021.

7 COMMISSIONER ALLAN: I'll second that.

8 CHAIRMAN ANCHO: All right. All in favor?

9 COMMISSIONER CLARK: Aye.

10 COMMISSIONER SPARKS: Aye.

11 CHAIRMAN ANCHO: Aye.

12 COMMISSIONER ALLAN: Aye.

13 COMMISSIONER WAITS: Thank you, Miteshell.

14 CHAIRMAN ANCHO: Thank you.

15 MITESHELL LANHAM: Thank you.

16  
17 **13) COMMISSIONER: Presentation and update from the Nevada**  
18 **Association of Counties (NACo) as presented by Dagny**  
19 **Stapleton and Vinson Guthreau.**  
20

21 CHAIRMAN ANCHO: All right. Going to Number 13. All  
22 right.

23 Presentation update from the Nevada Association of  
24 Counties, NACo, as presented by Dagny Stapleton and Vinson  
25 Guthreau.

26 DAGNY STAPLETON: Guthreau.

27 CHAIRMAN ANCHO: Guthreau. Sorry. I --

28 VINSON GUTHREAU: It's okay.

29 CHAIRMAN ANCHO: And I --

30 VINSON GUTHREAU: You don't have to apologize.

31 CHAIRMAN ANCHO: -- I studied that going, how do you  
32 pronounce that?

33 DAGNY STAPLETON: Guthreau. Thank you.

34 VINSON GUTHREAU: Yeah. Thanks.

35 Sorry. Just a type of a question. Is that the remote for  
36 the --

37 SADIE SULLIVAN: That's a pointer for the --

38 VINSON GUTHREAU: Oh.

39 SADIE SULLIVAN: -- projector.

40 VINSON GUTHREAU: Okay.



1 SADIE SULLIVAN: And then you'll just have to put your --  
2 VINSON GUTHREAU: Oh, right.  
3 COMMISSIONER CLARK: (Indiscernible.)  
4 CHAIRMAN ANCHO: I'm not sure.  
5 VINSON GUTHREAU: Hi. Good morning.  
6 SADIE SULLIVAN: He's looking to see if it's already been  
7 faxed to --  
8 COMMISSIONER WAITS: It's already in our packet.  
9 SADIE SULLIVAN: Okay. It is. This one is in your book?  
10 CHAIRMAN ANCHO: Yeah.  
11 SADIE SULLIVAN: Okay.  
12 VINSON GUTHREAU: Yeah. It's there.  
13 COMMISSIONER WAITS: I think so.  
14 SADIE SULLIVAN: It's there?  
15 VINSON GUTHREAU: Do we need to do something here?  
16 SADIE SULLIVAN: We need to log on.  
17 VINSON GUTHREAU: It's a locked screen.  
18 SADIE SULLIVAN: I think there's no password.  
19 VINSON GUTHREAU: Okay.  
20 SADIE SULLIVAN: And you should be able to put your thing  
21 up there if you need --  
22 VINSON GUTHREAU: Yeah. It's already in.  
23 COMMISSIONER WAITS: Kathy?  
24 CHAIRMAN ANCHO: Huh?  
25 COMMISSIONER WAITS: I think the summary of bills that we  
26 have in our book, it looks like this is maybe a shorter version,  
27 perhaps.  
28 CHAIRMAN ANCHO: What is that? Is that the one that you  
29 have?  
30 SADIE SULLIVAN: Do you need this, then?  
31 VINSON GUTHREAU: It should be.  
32 CHAIRMAN ANCHO: What are you talking about?  
33 COMMISSIONER WAITS: I think so because he --  
34 VINSON GUTHREAU: (Indiscernible) --  
35 COMMISSIONER WAITS: -- just passed --  
36 VINSON GUTHREAU: -- (indiscernible) --  
37 COMMISSIONER WAITS: -- this out. And I said, --  
38 SADIE SULLIVAN: I'm going to pass it out.  
39 COMMISSIONER WAITS: -- do we have the same --  
40 COMMISSIONER CLARK: The same one?

1 COMMISSIONER WAITS: -- thing in our book?  
2 SADIE SULLIVAN: It's the --  
3 CHAIRMAN ANCHO: We'd had -- already have -- it's the  
4 same --  
5 COMMISSIONER WAITS: Yeah.  
6 CHAIRMAN ANCHO: -- version?  
7 COMMISSIONER WAITS: Yeah.  
8 Yes.  
9 CHAIRMAN ANCHO: All right. So we're --  
10 SADIE SULLIVAN: I'm just --  
11 CHAIRMAN ANCHO: -- going to go?  
12 SADIE SULLIVAN: -- passing it just in case because that's  
13 what he's handed --  
14 VINSON GUTHREAU: Do you want to --  
15 CHAIRMAN ANCHO: All right.  
16 VINSON GUTHREAU: -- have Brynn's receipts?  
17 DAGNY STAPLETON: Do you want me?  
18 VINSON GUTHREAU: Yeah.  
19 COMMISSIONER SPARKS: (Indiscernible.)  
20  
21 (Cell phone ringing.)  
22  
23 COMMISSIONER ALLAN: Yeehaw.  
24 SADIE SULLIVAN: That's our (indiscernible).  
25 DAGNY STAPLETON: Okay. We got it figured out.  
26 CHAIRMAN ANCHO: All right.  
27 VINSON GUTHREAU: IT problem solved.  
28 COMMISSIONER WAITS: Good morning.  
29 DAGNY STAPLETON: Thank you so much. Good morning,  
30 everyone. Thank you so much for having us here at your  
31 commission today to do a presentation for you.  
32 My name is Dagny Stapleton. I'm the executive director of  
33 NACo, the Nevada Association of Counties. This is Vinson  
34 Guthreau. He's our deputy director at NACo. The Nevada  
35 Association of Counties is the statewide organization whose  
36 members are all 17 of Nevada's counties. And we want to thank  
37 Lander County very much for your membership in NACo.  
38 These -- right now, our current officers, we would like to  
39 thank Commissioner Waits for her service to NACo this past year.  
40 She is our -- she was our president in 2019. We had a great

1 year. Commissioner Waits did a lot of work on behalf of Nevada  
2 counties. She represented us in Washington, D.C., and provided  
3 critical leadership for us at NACo.

4 Next week our 2020 officers will be sworn in. This will  
5 change our executive committee by only one member commissioner,  
6 Lucy from Washoe County will become our vice president.  
7 Commissioner Jim French from Humboldt County will become our  
8 president this much -- this month. And Commissioner Allan is  
9 your county representative on our board. And we want to thank  
10 her as well for her engagement with NACo.

11 Also the NACo board includes affiliate members. Our  
12 affiliates are those statewide associations representing your  
13 other county-elected officials. So, for example, Clerks  
14 Association, Assessors, Recorders, Sheriff's -- Sheriff's, et  
15 cetera all have non-voting seats on our board as well as at  
16 least one representative reports from all of Nevada's 17  
17 counties on our board.

18 This is our mission at NACo. We were created in 1924 so  
19 just coming up on a hundred years.

20 We're enabled in statute NRS 244. And I just want to say a  
21 few words about the importance of counties in our state.

22 Counties in Nevada predate our state and most of our state  
23 cities. Counties have always provided critical infrastructure  
24 and services to Nevada -- to Nevada's residents. And because 11  
25 of Nevada's counties, including Lander County, were -- were  
26 organized prior to statehood, we could argue that counties in  
27 Nevada historically may be the most important form of  
28 representative government in our state and, as always, are the  
29 government closest to the people.

30 Eleven of Nevada's 17 counties were organized prior to  
31 Nevada statehood in six- -- 1864. Within five years of  
32 statehood, Nevada's 15 counties were incorporated.

33 So this is our mission -- to support cooperation and  
34 coordination amongst Nevada's counties.

35 Nevada's counties, small and large, share many similar  
36 issues at the state, local, and federal level regardless of  
37 their makeup.

38 And our staff of four at NACo works hard to be nimble and  
39 provide resources and support to Nevada's counties.

40 And we do that in the following ways. Our board meets once

1 a month and functions as a forum for collaboration amongst  
2 Nevada's counties.

3 At our most recent meetings, just a couple of examples, our  
4 members discussed a project between UNR, the counties, and the  
5 federal agencies to create a county-economic assessment report  
6 for each of Nevada's counties.

7 We also discussed the lack of funding increases from the  
8 legislature for the Cooperative Extension Program and a strategy  
9 going forward regarding funding for Extension.

10 We also discussed a proposal to address overpopulation of  
11 wild horses and burros, always a popular topic at the NACo  
12 board.

13 And the board approved an actuarial study of Medicaid match  
14 assessment costs that are assessed to all the counties and to  
15 your county.

16 At NACo we also work to provide information to our members.  
17 In 2019 our annual conference took place in Washoe County. We  
18 did have a few of you out there. Thank you so much to -- to  
19 those of you who attended. We had a number of educational  
20 speak -- educational sessions, speakers, and networking  
21 opportunities with commissioners and staff.

22 We had panels, including discussions on county fiscal  
23 issues; federal and state political updates; cybersecurity tips  
24 for counties; criminal justice reform: and county roads, county  
25 R.S. 2477 roads. All of the Powerpoints from the conference can  
26 be found on our website.

27 And finally the NACo board has approved Churchill County as  
28 the host for our conference in 2020. So we will be out in  
29 Fallon on November 16 of this year and hope that you can all  
30 join us there.

31 We also provide educational workshops throughout the year.  
32 February 7, in just a few weeks, at 9:30 in the morning at our  
33 offices in Carson City, we will host a workshop on how and why  
34 to write a county water resources plan.

35 Other workshops coming up in 2020 include an update on  
36 Nevada's open meeting and public records laws, oversight of  
37 public defenders in Nevada. And that system is working.

38 And then just prior to the 2021 legislative session, how a  
39 bill becomes a law in Nevada and a guide to advocacy at the  
40 legislature.

1           Our website is also a valuable source for information and  
2 the various publications relating to county governments and  
3 other resources on there.

4           And then finally NACo provides advocacy for counties at  
5 both the state and federal levels.

6           The most important way we do that is the -- the Nevada  
7 legislature. We're there most days during the legislative  
8 session. About half of all the bills that are introduced impact  
9 how counties operate and the laws under which counties are  
10 governed. And so we engage on those on behalf of all counties.

11           During the interim, we also follow regulatory hearings as  
12 well as interim legislative committees of which there are many.

13           This interim we're watching the regulations for bills that  
14 were enacted in 2019, including, as well, discussions on  
15 indigent defense, as well as changes to prevailing wage that  
16 affect counties.

17           This interim we're also planning a rural tour for  
18 legislators to make sure that our legislators, especially from  
19 other parts of the state, the urban areas, can come out to the  
20 rural counties, meet some folks, and try to get an understanding  
21 of what the rural communities are like and what some of your  
22 challenges may be and, of course, to help educate them about all  
23 the things that county government does.

24           We're beginning to planning -- planning for that now. And  
25 it'll be up for discussion February at the NACo board.

26           NACo keeps in regular contact with staff from our Nevada's  
27 congressional delegation. We travel to DC each year to talk to  
28 our representatives about county issues. In 2019, for example,  
29 we discussed Medicaid funding grants that are used in county  
30 jails; PILT funding, of course, from the federal agencies; and  
31 various public lands issues, including the military withdrawals,  
32 sage-grouse, and transportation issues.

33           We also work on statewide issues that affect counties. A  
34 big one that we always pay attention to is Cooperative  
35 Extension. NACo's position regarding Cooperative Extension of  
36 course, is to ensure that the counties have adequate voice in  
37 that program, considering counties are the largest funder for  
38 Cooperative Extension.

39           NACo also represents and makes appointments to a number  
40 of -- and has representatives and makes appointments to a number

1 of statewide committees.

2 Some examples of these include the Committee on Local  
3 Government Finance which oversees your county finances; the  
4 commission on off-highway vehicles; state land-use planning  
5 council; the open meeting law task Force; the board of indigent  
6 defense. And I could go on. Those are just some of the areas  
7 that NACo engages on.

8 Finally at NACo, approximately five years ago, we hired a  
9 staff person dedicated to natural resources and public lands  
10 issues.

11 And we work on a variety of issues in this area. We've  
12 been an ongoing stakeholder in the BLM Forest Service  
13 Sage-grouse Plan as well as on the Fallon military withdrawal.  
14 We've worked on ESA issues, also the bi-state sage-grouse and,  
15 of course, wild horse and burro issues.

16 The NACo board has a public lands and natural resources  
17 subcommittee that works in more detail on public lands and  
18 Natural Resources issues. And that subcommittee provides  
19 guidance to the board. It's open to any commissioner or even  
20 county staff if you'd like. So if there's anyone who'd like to  
21 participate on that, please let us know. We're also happy to  
22 provide a more detailed update on sage-grouse or the Fallon  
23 military withdrawal if there's any interest in that today.

24 We have a -- a -- recap for you on the 2019 legislative  
25 session, some of the bills that impacted counties.

26 As I said, we spent a lot of time there, and I wanted to  
27 provide a general overview of key bills that passed in that  
28 session, and then a little bit about what we expect in the 2021  
29 session. When we started this last session, many of the  
30 conversations that we had with the board and our legislative  
31 committee was that there were a lot of things that would have a  
32 significant impact on the operations of counties, specifically  
33 fiscal impacts on counties.

34 So we worked hard on a number of fronts. And together with  
35 other county lobbyists, as well as other local governments, and  
36 folks from the business community to walk back a lot of these  
37 bills. And in the end, I think we can say that we came out of  
38 that session much better than when we started.

39 We had a -- a number of meetings with legislative  
40 leadership during session and are happy to report that five out

1 of our six NACo bills that we put forward did get signed into  
2 law

3 Vince will provide an update on NACo's legislative process  
4 and a little bit more information on the NACo bills.

5 And then I have a couple of topics that I wanted to provide  
6 more information on as well.

7 VINSON GUTHREAU: Good morning.

8 COMMISSIONER WAITS: Good morning.

9 COMMISSIONER ALLAN: Good morning, --

10 VINSON GUTHREAU: Thank you.

11 COMMISSIONER ALLAN: -- Vince.

12 VINSON GUTHREAU: Hello. So, yeah. I just want to provide  
13 a -- sort of an overview of NACo's legislative agenda this  
14 session and begin by mentioning that the NACo board has a  
15 legislative subcommittee. They met regularly during the  
16 interim. And then we -- we do have weekly meetings during  
17 session.

18 They provide NACo staff and the board with guidance and  
19 information on pending legislation. And without their feedback  
20 and expertise of the NACo legislative committee, our advocacy at  
21 the Nevada legislature, it would have been much more difficult.

22 So just to -- to recap, there were -- NACo gets five bill  
23 draft requests, but we also had a -- a -- a priority that we  
24 introduced with -- with a senator and the chair of Government  
25 Affairs. And I'll go over those bills now.

26 So the first -- the first bill that was passed and -- and  
27 signed by the governor is Assembly Bill 21. This provides a  
28 solution to the problem of smaller county boards, such as TV  
29 boards or water boards, that are not able to meet a quorum due  
30 to a lack of population and term limits.

31 We discovered that Humboldt County and Nye County both had  
32 boards that were no longer able to conduct business of managing  
33 budgets and critical infrastructure for their communities.

34 So AB 21 was passed and signed by the governor. And what  
35 it does is provide rural counties the authority to make any  
36 small board that cannot meet a quorum an appointed board. In  
37 order for the Board of County Commissioners to utilize this  
38 authority, they must first determine the number of members  
39 serving on the board, currently serving.

40 And if there are not enough members to allow for a quorum,

1 then through an ordinance process, the Board of County  
2 Commissioners can make the -- the members appointed versus  
3 elected.

4 If there are enough members that have a quorum on that  
5 board, then a majority of the members must vote to make  
6 themselves appointed.

7 So those are the parameters of how that works.

8 Senate Bill 21. This is a bill that's -- addresses 911  
9 surcharges. I'm aware that Lander County does not assess this  
10 surcharge. But this bill would enable funds from the county 911  
11 surcharge to be used for audits of the fee collection system.

12 There are a number of counties that impose that surcharge.

13 Senate Bill 13. Under Senate Bill 13, all counties will  
14 now be able to create a nonprofit organization in time of  
15 emergency. This -- the idea for this bill came following the 1  
16 October tragedy in Clark County. There was a need for county  
17 authority to create a non-profit to be able to receive and  
18 create an account of all the donations that were sort of  
19 flooding in from the community and even around the country and  
20 even worldwide.

21 When we discussed this with our board, we realized that  
22 there actually other counties that had similar concerns about  
23 being able to deal with donations and ensure that those  
24 donations were being distributed to victims fairly.

25 Also the Senate Bill 48. This is sort of coined the world  
26 diesel tax bill.

27 Rural counties will now be -- by a two-thirds vote of their  
28 commission or a ballot measure -- be able to tax diesel fuel up  
29 to five cents per gallon to fund road maintenance.

30 Currently rural counties can collect a county gas tax on  
31 gasoline for county roads. And now you can pass an ordinance to  
32 deal with that for diesel as well, up to five cents.

33 Senate Bill 48 also allows for a portion the revenue  
34 collected to be used for truck parking infrastructure. There's  
35 a threshold minimum, but that -- those are the provisions of  
36 Senate Bill 48.

37 We had a bill that addressed changes to the primary system  
38 in Nevada. It did not pass. It passed the first house and then  
39 did not get up for a vote in the Senate.

40 Lastly, as I mentioned, regarding NACo's legislative



1 priorities, we worked with Senator David Parks, the chair of the  
2 Government -- Senate Government Affairs Committee to introduce a  
3 bill to make reforms to the Office of Public Administrator.

4 With the passage of Senate Bill 460, counties will be  
5 allowed to make the Office of the Public Administrator an  
6 appointed position through a local ordinance.

7 I do have a couple others just to discuss, but I'm happy to  
8 take questions on -- on NACo bills if -- if the board --

9 COMMISSIONER SPARKS: If --

10 VINSON GUTHREAU: -- has any.

11 COMMISSIONER SPARKS: I have a quick --

12 Yeah. Could you expound on SB207 for me a little bit?

13 VINSON GUTHREAU: Sure. I was actually -- that's one of  
14 the bills I need to go -- I can go into. But I can discuss that  
15 now.

16 COMMISSIONER SPARKS: No, that's fine if you're going into  
17 it.

18 VINSON GUTHREAU: Okay. So Senate Bill 207, it deals with  
19 apprenticeships on public works jobs. So that -- that bill,  
20 while heavily amended, it's effective January 1 of this year.  
21 There is a waiver process if there is an appren- -- that  
22 apprenticeship is not available for public works jobs.

23 The labor commissioner -- we've -- we've worked pretty  
24 diligently with the labor commissioner to understand. Because  
25 we supported that waiver process. And we -- we wanted to see  
26 how that was going to be implemented.

27 So they've a- -- so the labor commissioners actually  
28 created a pretty streamlined approach to how that works. And  
29 there's a one-page form on their website where you can apply for  
30 public works jobs apprenticeship waivers. And that's how that  
31 would work.

32 But otherwise, if the apprenticeship is available that --  
33 those -- that there is a requirement to use that on public works  
34 jobs.

35 COMMISSIONER SPARKS: Okay.

36 And then my other question was maybe you could expand on --

37 VINSON GUTHREAU: Sure.

38 COMMISSIONER SPARKS: -- AB 413.

39 VINSON GUTHREAU: Could you please -- let's see.

40 I gave you all my copies. So let me see if I --

1 DAGNY STAPLETON: I forgot mine.  
2 COMMISSIONER CLARK: Here you go.  
3 VINSON GUTHREAU: I have them almost all memorized, but --  
4 COMMISSIONER SPARKS: Yeah. It's the business impact  
5 statement on any ordinance.  
6 COMMISSIONER CLARK: What is --  
7 VINSON GUTHREAU: Correct. So --  
8 COMMISSIONER CLARK: AB what? Brian?  
9 COMMISSIONER SPARKS: Huh?  
10 COMMISSIONER CLARK: AB --  
11 COMMISSIONER SPARKS: AB 413.  
12 VINSON GUTHREAU: Right. So counties are required to  
13 consider -- if you -- an item on the agenda, you -- it is  
14 required that you consider what impact that might have to  
15 private business and include that on the agenda. That is a  
16 requirement under -- under AB 413.  
17 COMMISSIONER SPARKS: So to include -- to include a  
18 business impact statement --  
19 VINSON GUTHREAU: Correct.  
20 COMMISSIONER SPARKS: -- with any ordinance. So --  
21 DAGNY STAPLETON: So you're required -- if I can just jump  
22 in -- you're required to make a determination whether a certain  
23 ordinance would impact business. So if you are going to pass an  
24 ordinance to do something, you have to say "Is this going to  
25 impact business?" If you think it will, you then have to  
26 include --  
27 COMMISSIONER SPARKS: Correct.  
28 VINSON GUTHREAU: Right.  
29 DAGNY STAPLETON: -- a business --  
30 COMMISSIONER SPARKS: Okay.  
31 DAGNY STAPLETON: -- impact statement. And so basically  
32 what the bill does is -- that requirement was already on the  
33 books -- it basically just creates a penalty if you don't do  
34 that and allows the affected person to sue to make the ordinance  
35 void if you did not discuss the impact of business of a certain  
36 ordinance.  
37 COMMISSIONER SPARKS: So when you say --  
38 DAGNY STAPLETON: I don't --  
39 COMMISSIONER SPARKS: -- we have to include that business  
40 impact statement -- so we're -- we're creating a statement and

1 then we're agendizing it to alert the potential business person  
2 that this ordinance could affect their business? Or --  
3 DISTRICT ATTORNEY HERRERA: Commissioner?  
4 COMMISSIONER SPARKS: Yes.  
5 DISTRICT ATTORNEY HERRERA: We did this in -- in the Austin  
6 Water Sewer 2.  
7 COMMISSIONER SPARKS: Oh.  
8 DISTRICT ATTORNEY HERRERA: Remember we had the --  
9 COMMISSIONER SPARKS: Yes.  
10 DISTRICT ATTORNEY HERRERA: -- business impact statement?  
11 COMMISSIONER SPARKS: Yes.  
12 DISTRICT ATTORNEY HERRERA: And -- and --  
13 COMMISSIONER SPARKS: Got you.  
14 DISTRICT ATTORNEY HERRERA: -- Kyla did that and sent it --  
15 sent a -- a letter to all the businesses. And she got replies.  
16 And then the staff determined there was no negative business  
17 impact.  
18 COMMISSIONER SPARKS: Got you. Okay.  
19 COMMISSIONER CLARK: Oh. Okay.  
20 DISTRICT ATTORNEY HERRERA: And you guys found that to  
21 be --  
22 COMMISSIONER SPARKS: Yeah.  
23 DISTRICT ATTORNEY HERRERA: -- true after reading the  
24 report.  
25 So we are complying with that.  
26 COMMISSIONER SPARKS: All right. Things happen.  
27 COMMISSIONER CLARK: So I've got a question. So if there's  
28 a new business coming into town, we need to agendize it and  
29 research it and have an economic plan?  
30 DISTRICT ATTORNEY HERRERA: Only if there's an ordinance in  
31 development that -- that -- that has anything to do with --  
32 COMMISSIONER CLARK: Okay.  
33 DISTRICT ATTORNEY HERRERA: -- that.  
34 COMMISSIONER CLARK: Okay.  
35 VINSON GUTHREAU: Any other questions? Okay. Great.  
36 So there are just a couple of high priority issues that I  
37 wanted to take a moment to discuss with the board.  
38 The first one address -- it deals with public records.  
39 During the 2019 session, there were numerous bills introduced  
40 that dealt with various reforms to the public records law.

1 NACo and other local government lobbyists worked to kill  
2 Assembly Bill 371, which we believe would have had significant  
3 impacts on local governments and our ability to do -- to comply  
4 with the public records law.

5 The more comprehensive bill that passed, addressing public  
6 records, was Senate Bill 287.

7 So the -- this legislation as first drafted had significant  
8 impacts to local governments. It included a \$100 a day fines to  
9 county staff, not the entity, for not fulfilling public records  
10 requests. It also eliminated the bound tests of local  
11 governments on what is in fact a public record and also enabled  
12 people to impose additional fines of up to \$250,000 for each  
13 violation, again, directly to the employee, not -- not to the  
14 entity.

15 So the workable compromise that was brokered by NACo, other  
16 county lobbyists, city lobbyists, it provided for some  
17 modernization to the public records law.

18 But we retained local government's authority to protect  
19 citizen's right to privacy and to determine what a public record  
20 is.

21 And we can still recoup costs for volumous re- -- records  
22 requests that local governments might receive.

23 Monetary penalties were included in the final compromise  
24 but ultimately those the ti- -- those fines are determined by a  
25 court. And -- and they would determine if -- if and how much a  
26 county would be fined for not complying with the records law.

27 There was other -- some other high-profile issues. There  
28 were changes to prevailing wage this session. The biggest  
29 change was the lowering of the threshold for which public works  
30 jobs prevailing wage applies to. This threshold was set at  
31 \$250,000 in the two hundred -- the 2015 session. This session  
32 in a bill sponsored by the speaker of the assembly, it was  
33 lowered to \$100,000.

34 We've discussed Senate Bill 207.

35 I did want to sort of highlight some good news on  
36 prevailing wage. A bill that NACo supported, Senate Bill 243,  
37 provided for -- it provides for four regions for determining the  
38 prevailing wage so that in rural areas the prevailing wage will  
39 be set within a rural region and not tied to Clark or Washoe  
40 Counties.

1 This bill also did another -- another reform, which is to  
2 simplify the reporting of the prevailing wage, which should  
3 provide some stability and wages on public works jobs.

4 So those are some of the highlights. And then I know Dagny  
5 has a few things that she wanted to discuss that impact  
6 counties. And we'll go from there.

7 CHAIRMAN ANCHO: I have a question on the --

8 VINSON GUTHREAU: Sure.

9 CHAIRMAN ANCHO: -- prevailing wage. So when you're going  
10 out to bid for something, it's going to be done county by county  
11 as far as what the prevailing wage is going to be --

12 VINSON GUTHREAU: There's a --

13 CHAIRMAN ANCHO: -- so it's not as --

14 VINSON GUTHREAU: -- region. So you -- I would have to  
15 double check the lines, but I think you're in the sort of  
16 northern rural region for --

17 CHAIRMAN ANCHO: Uh-huh.

18 VINSON GUTHREAU: -- a prevailing wage. So it would be  
19 based on those.

20 CHAIRMAN ANCHO: And not Clark County or Washoe --

21 VINSON GUTHREAU: Correct.

22 CHAIRMAN ANCHO: -- County?

23 VINSON GUTHREAU: That's --

24 CHAIRMAN ANCHO: Okay.

25 VINSON GUTHREAU: -- correct.

26 CHAIRMAN ANCHO: Yeah.

27 COMMISSIONER CLARK: I have a question on AB 240. How did  
28 these counties listed -- Carson, Douglas, Lyon, and Washoe --  
29 get picked by the legislature to work on growth and not Clark  
30 County?

31 VINSON GUTHREAU: So -- can I just chime in here?

32 DAGNY STAPLETON: Go for it.

33 VINSON GUTHREAU: So -- well, we weren't heavily involved  
34 in this bill just because it had to do with specific county  
35 issues. This was something -- my understanding is this was  
36 something that these counties were already meeting on --

37 COMMISSIONER CLARK: Okay.

38 VINSON GUTHREAU: -- to address growth issues in those  
39 areas. All this bill did was require those meetings. They  
40 just --

1 COMMISSIONER CLARK: Oh, it's -- it's necessary. It was  
2 not last September -- September before state lands meeting here.  
3 The Washoe representative said that they expect 2 million people  
4 in the Washoe- Carson area in two years.

5 So we're just taking down to next September, and we'll see  
6 if there's 2 million people. And -- and the only report I heard  
7 was 50,000. But last time I went to Reno, there's millions of  
8 people there now.

9 VINSON GUTHREAU: This -- this --

10 COMMISSIONER CLARK: And you can't even drive --

11 VINSON GUTHREAU: -- data I keep hearing --

12 COMMISSIONER CLARK: -- drive your --

13 VINSON GUTHREAU: Yeah.

14 COMMISSIONER CLARK: -- car.

15 VINSON GUTHREAU: Yeah. The stat I keep hearing is 90,000  
16 additional new drivers' licenses at the DMV. That's a way to  
17 sort of gauge growth. And that's what they've been having at  
18 their DMVs there. So --

19 COMMISSIONER CLARK: Do you know what road rage is in this  
20 town? Three people before you at a stop sign.

21 VINSON GUTHREAU: Fair.

22 DAGNY STAPLETON: I have a couple other issues that we  
23 worked hard on at the legislature that I wanted to give you an  
24 update on. And then we've just got a couple more slides for  
25 you.

26 Workers comp was a big issue this last session. A lot of  
27 bills, a lot of discussions on that. And as you know -- well,  
28 it affects all counties. The summary on that is that the unions  
29 collectively had a lot of lobbyists at the legislature and had  
30 proposed a number of bills with broad-ranging collective  
31 bargaining reforms. Some of them -- what we said initially  
32 amounted to a total over- -- overhaul of workers comp in Nevada.

33 Now for you guys, your workers comp, I believe, is through  
34 POOL/PACT. And that's how you pay for that.

35 And so we worked with representatives from POOL/PACT and,  
36 of course, the urban counties as well. Clark County was helpful  
37 on this and took a lead on these bills. But NACo worked very  
38 hard as well, meeting with the governor's office and legislative  
39 leadership.

40 In the end, the unions did get a lot of pressure to walk

1 back these reforms. Some of these bills died. Of the ones that  
2 got -- that got through, though they will cost, they will cause  
3 your workers comp costs to rise, as I'm sure you've already  
4 probably seen in the two bills that come to you from POOL/PACT,  
5 the impact will not be the dramatic overhaul that we feared.

6 The key bills that I'll -- that I'll men- -- that I will  
7 mention is 8492. This expands workers comp coverage for PTSD  
8 and allows unlimited temporary benefits for PTSD. So that  
9 increases cost to you guys for insurance for first responders.

10 And then AB 215 is probably the big one. It expands  
11 benefits related to the coverage of cancer for firefighters. It  
12 expands that, those heart and lung benefits, to arson  
13 investigators and trainers. It also expands the list of cancers  
14 that were covered that -- that are included as known  
15 carcinogens -- carcinogens and so therefore covered.

16 It also creates a lifetime eligibility for first responders  
17 who work over 20 years. So once you put 20 years in, you're  
18 pretty much eligible for many cancers for the rest of your life  
19 as a workers comp claim. So this is probably the bill that will  
20 have the most co- -- impact and probably why you might see your  
21 cost, your workers comp costs have already increased.

22 Indigent defense reform was another big issue this session.  
23 AB 81 was the bill that passed. It's something we worked hard  
24 on to ensure that counties still -- counties still had some say  
25 in this issue in the oversight of your public defenders as well  
26 as to ensure that counties won't be assessed any -- or won't  
27 have to pay additional costs for this and have some leverage  
28 with the state in terms of cost for indigent defense ri- --  
29 rising.

30 So there -- there is now state oversight for your public  
31 defenders. There's a board that was formed. However, one of  
32 the things that we did get done is to ensure that that board is  
33 a county folks. So there's four NACo appointees on that board  
34 and then a few from the urban counties. So the majority voice  
35 now of that regulatory body is counties.

36 So the board will oversee your public defenders. They  
37 probably already reached out to your county staff to come out  
38 and talk to your contract public defenders and try to figure out  
39 how much you guys spend. That board will be setting some new  
40 standards. However, to comply with those standards, one of the

1 other important provisions in this bill was the count- --  
2 county -- that board can pass a cap on county costs, which we  
3 expect them to do here in the next month or two so that going  
4 forward your costs presumably will be capped at what you spend  
5 now.

6 There's also a provision in the bill requiring the new  
7 director for indigent defense services at the state for her to  
8 put in the -- in the state budget any increase in cost for  
9 counties so that you guys are capped. And if reform costs any  
10 money, that's something that has to go in the state budget for  
11 payment back to you guys.

12 COMMISSIONER CLARK: (Indiscernible.)

13 DAGNY STAPLETON: So that's all getting up and going.  
14 We're providing updates on that to the -- to the NACo board and  
15 a workshop on that later this summer.

16 COMMISSIONER CLARK: That -- I --

17 DAGNY STAPLETON: So --

18 COMMISSIONER CLARK: -- have a question. We're in -- we're  
19 the Eleventh Judicial Court. It's us Lovelock and Mineral. And  
20 we've been pretty much carrying Mineral because they just don't  
21 have any money. They're not generating any -- any revenue.

22 How are you going to help those folks that don't have any  
23 money, but yet there's these demands placed on their budget?

24 DAGNY STAPLETON: Well, exactly. And that's exactly our  
25 argument when we were working on this bill. And so that's why  
26 one of the important provisions that we actually drafted and got  
27 into this bill was that you have a county cap. So that Mineral  
28 county, whatever they pay now for that contract for their public  
29 defen- -- defender, the way it's supposed to work is that if  
30 there's -- if they have to hire another public defender, if the  
31 reform costs money, the state has to pay for that and not the  
32 county.

33 COMMISSIONER CLARK: Good.

34 COMMISSIONER ALLAN: I do have a question for you, Dagny.

35 So on the workshop -- and I did take notes on -- on a lot  
36 of these different bills. SB 215 I -- I took a note stating  
37 that the full-time and volunteer differ in -- in your work comp,  
38 that there's -- I don't know if your rates are different or your  
39 benefits are different. Can you explain that a little bit?

40 DAGNY STAPLETON: You know what, I cannot without that bill



1 in front of me.

2 COMMISSIONER ALLAN: Oh. Okay.

3 DAGNY STAPLETON: But I can get you that answer. And we --  
4 we can work with POOL/PACT to make sure that you understand  
5 that.

6 COMMISSIONER ALLAN: Well, I kind of just wanted to bring  
7 it up to the board too because we don't have a paid service.  
8 And it -- it definitely will impact the county. But I don't  
9 think the benefits are going to be as great for the volunteer  
10 services that we have.

11 DAGNY STAPLETON: I -- I think the bottom line there is  
12 that -- is that those folks are eligible for workers comp  
13 claims. And so that's where the county gets hit fiscally.  
14 Beyond that, in terms of the specific benefits, I can't speak in  
15 that much detail --

16 COMMISSIONER ALLAN: Okay.

17 DAGNY STAPLETON: -- especially without the bill in front  
18 of me. But we can get you that information.

19 COMMISSIONER ALLAN: Thank you. I appreciate that. Like I  
20 said, that one will also apply to our volunteers. And I know it  
21 will affect us. But we won't get hit as hard since we don't  
22 have paid. But it'll still be a cost.

23 Thank you.

24 DAGNY STAPLETON: I just have one more thing on indigent  
25 fund because I heard Ted express some frustration on whether the  
26 state actually will pick up the tab. And with the cap in place,  
27 if the state doesn't pick it up and you can't comply, the  
28 state -- if they still can't mandate that you pay for it.

29 So we hope that how that works out is -- now the state's  
30 under pressure from the ACLU on this. And they sued the state.  
31 They did not sue the counties. And so the understanding is this  
32 is the state's liability. So if the counties are paying what  
33 they -- because of ri- -- because now every county in the  
34 state's the one paying for this.

35 A couple counties get a little help from the state, but  
36 it's all counties.

37 And so -- so if the state's not paying and the counties  
38 aren't paying more, then reform's not happening. And the  
39 state's the one that's liable for that. So --

40 Finally, one other thing that I wanted to mention is County

1 assessments. So you all get assessed by the state for a number  
2 of services and things. It's something -- the county budget is  
3 something we watch very closely throughout the session,  
4 including those county assessments. We call some of these  
5 pushdowns or unfunded mandates to counties that I knew you all  
6 are familiar with.

7 Overall, there were two programs -- two costs that were  
8 significant this last session that increased. One was for your  
9 rural CPS, Child Protective Services, that you pay for through  
10 the Department of Health and Human Services and the other is for  
11 your Medicaid match.

12 Both of those increase for Lander County. Both of those  
13 increases were made at the last minute as a surprise to us. We  
14 went to leadership and tried to argue with them on those. They  
15 tried to increase them earlier in session. We fought back on  
16 the Medicaid match assessments. So it's something that there's  
17 a lot of negotiation always. And it's something we worked  
18 really hard on.

19 We've adjusted our strategy to deal with this going forward  
20 because it is such a big impact to the counties, especially the  
21 Medicaid match assessments.

22 One thing is that the Medicaid division doesn't themselves  
23 have -- doesn't themselves have really reliable information on  
24 caseloads and their own costs, which we hope is something that's  
25 changing. But we've been meeting with them on that as well.

26 So one of the things in response to this that the NACo  
27 board did is we are doing an actuarial study of the state's  
28 Medicaid costs for their costs that counties are assessed for.

29 So you're assessed for the long-term care for the indigents  
30 who have Medicaid as well as some services around that. We're  
31 doing an actuarial study of those costs so that hopefully we'll  
32 have a projection for the next 20 years of how those costs will  
33 increase and therefore how your assessments will -- will  
34 increase so that we -- we can go to the legislature and be  
35 informed and let them know, hey, counties pay for this. And we  
36 can make an argument that those costs for us should not  
37 increase, although they seem to always want us to pay for that.  
38 And in statute counties are mandated to pay some for the  
39 indigents. So that's how they get us because that is the state  
40 law, but also through the indigent accident fund. There's some

1 conversations happening over the next two months about perhaps  
2 shifting some of the uses of the indigent accident fund to help  
3 counties pay for those Medicaid matched assessments. And you do  
4 pay into the indigent accident fund.

5 So it's an issue we're working on and an issue I know  
6 impacted Lander County because those costs went up for you guys.

7 CHAIRMAN ANCHO: I have a question real quick on --

8 DAGNY STAPLETON: Yes, ma'am.

9 CHAIRMAN ANCHO: -- the CPS part. Now is that something --  
10 is this -- these fees that they want to charge, is that  
11 something new? Or is that something we've been paying a small  
12 portion prior?

13 DAGNY STAPLETON: So all counties in statute are made  
14 responsible for child protective services. So that's something  
15 that counties are responsible for. Clark and Washoe, they have  
16 their own program. They pay for that. In the rurals, the  
17 state -- it's a state program. And they bill you for  
18 administering that program. So you actually pay for almost a  
19 hundred percent, I believe, of the costs for the rural child  
20 protective services program.

21 However, they had to purchase a new intake system. So they  
22 told us -- the department actually asked the -- the state to pay  
23 for it. And at the last minute the legislature said, "No way.  
24 Counties pay for this." And they made you pay for it.

25 So that's why those costs increase. But that is something  
26 that you -- the counties have always been responsible for.

27 CHAIRMAN ANCHO: Well, on this increase, I've been looking  
28 at this letter. If -- we pay this huge increase, but we don't  
29 get the service. I'm sorry that we -- that the families and  
30 children need in Lander County, but yet we still don't have any  
31 say on the increase.

32 DISTRICT ATTORNEY HERRERA: No oversight. I --

33 CHAIRMAN ANCHO: There's no -- absolutely no oversight  
34 with -- and I have someone who worked for years and still --  
35 to -- with CPS and trying to protect children. A huge issue  
36 having to be mandated to pay this when they're not doing what  
37 they need to be doing in our counties. And we can't do anything  
38 about it.

39 COMMISSIONER CLARK: Amen.

40 DAGNY STAPLETON: Well, I would say a couple of things to

1 that. We would love more information on that if you have data  
2 or even anecdotal stories about that service not being taken  
3 care of in your community. But I would say this. You do have  
4 the option to take it over yourselves. So you could do that if  
5 you found that you think you could do it more effectively for  
6 the same price. We went to them and said, "Hey, listen. What  
7 are we paying for here?" Because we hear things like this.

8 They said that -- that they had to create a new intake  
9 system and that that would help.

10 But we would love to hear those stories.

11 CHAIRMAN ANCHO: And if --

12 DAGNY STAPLETON: So if you can send that to us -- because  
13 we met with their director recently. And if we had stories like  
14 that when we met with him and we can circle back with him that  
15 helps our arguments absolutely on the payment. So please --

16 CHAIRMAN ANCHO: Oh, yeah.

17 DAGNY STAPLETON: -- yeah.

18 CHAIRMAN ANCHO: There's not a problem with that.

19 DAGNY STAPLETON: We'd love to --

20 CHAIRMAN ANCHO: And their intake --

21 DAGNY STAPLETON: -- hear about that.

22 CHAIRMAN ANCHO: -- system that they've had to revamp is of  
23 no use. And it's no use to law enforcement or the school  
24 districts that are trying repeatedly to -- and this is the  
25 excuse that they give -- they give. It's a poverty issue. It's  
26 a poverty issue. And that's they keep using. I'm not kidding.  
27 That's what the excuse that would -- no, this is not a CPS  
28 problem. This is a poverty issue. And they don't -- they won't  
29 deal with it. And, yes, I can get with you because I have  
30 horror stories of this that I just -- it ties law enforcement's  
31 hands. It ties the school district's hands. And if we're  
32 paying for this, then they need to be doing something.

33 DAGNY STAPLETON: Yeah. Let's -- I'd love to get with you  
34 and -- and to have more of this --

35 CHAIRMAN ANCHO: Yeah.

36 DAGNY STAPLETON: -- so that we can have that information  
37 on hand.

38 CHAIRMAN ANCHO: Because I've gone all the way up to the  
39 top as far as fighting this. And it's gotten -- for 15 years --  
40 and it's got me absolutely nowhere.

1 DAGNY STAPLETON: Okay.

2 COMMISSIONER CLARK: It's -- it's really encouraging though  
3 that we could run CPS in our county. Another officer or two.  
4 But --

5 CHAIRMAN ANCHO: Yeah.

6 So -- all right. Yes.

7 DAGNY STAPLETON: Let's talk about it.

8 CHAIRMAN ANCHO: Thank you.

9 DAGNY STAPLETON: That's -- that's pretty -- that's it for  
10 our summary. There's a -- we expect a number of these same  
11 conversations to come back in the 2021 session. Of course,  
12 collective bargaining, we know we'll be fighting on that front  
13 again. And public records reform, we'll probably be talking  
14 about that again. And, of course, as always, we'll be following  
15 the state budget and how that impacts counties.

16 Our legislative -- NACo legislative subcommittee will begin  
17 to meet in the next month or two. That's a committee that's  
18 open to all commissioners as well as any county staff. So if  
19 you're interested in -- in these issues, let us know. We'd love  
20 to have more participation on that committee.

21 Just a couple other things before we wrap up.

22 Every county in Nevada is a member of the National  
23 Association of Counties. And so thank you for your  
24 participation in that. They have a strong lobby on Capitol Hill  
25 and work on a wide variety of issues that affect counties.  
26 They're one of the main reasons why we keep getting our PILT  
27 payments funded. They work a lot on that as well as other  
28 issues.

29 We have two representatives from Nevada on their national  
30 board that sets their policies and determines what they lobby on  
31 Capitol Hill. They also have a number of steering committees on  
32 federal policy issues. So if any of you have an interest in  
33 federal policy issues, we can put any of you on any of those  
34 steering committees. If you have an interest, just reach out  
35 to --

36 (Cell phone ringing.)

37 DAGNY STAPLETON: -- us and let us know.

38 And finally the National Association has a board dedicated  
39 specifically to western issues. NACo's a member of that. And  
40 commissioners -- Jim French from Humboldt County and Demar Dahl

1 from Elko County are your representatives on that.  
2 As I mentioned before, our annual conference in Fallon this  
3 year hosted by Churchill County. We hope to see you there.  
4 And this is our office in Carson City, a pre-statehood  
5 building. It's on the Historic Register. We're very proud of  
6 it. Come see us anytime.  
7 And this is our contact information.  
8 And thank you again for -- for letting us present to you  
9 today and for your engagement in NACo. We'd be happy to answer  
10 any other questions you may have.  
11 SADIE SULLIVAN: Just a couple of comments.  
12 CHAIRMAN ANCHO: Uh-huh.  
13 SADIE SULLIVAN: Sadie Sullivan, Lander County clerk. I  
14 just wanted to make you aware of the AB 345. That's the  
15 same-day voter registration, the effect that it'll have on our  
16 county. There'll be some different procedures.  
17 Also on the ballot that Question Number 5 about automatic  
18 voter registration that was passed in 2018. That's had a huge  
19 impact.  
20 So what's happening is when you go into DMV to renew a  
21 license, get a new license, they have to give you -- for sure  
22 there's two forms, possibly three. The people are not reading  
23 the forms properly. They can have a part where they can check  
24 it off and it's leaving it to where it's saying that they fled.  
25 What's happened is there's averaging between three -- sixty 63  
26 percent to more -- or more that people are not filling out those  
27 forms.  
28 What's happening is we're getting -- DMV's connected to us  
29 now. So that is causing for some of the voters to be switched  
30 over to nonpartisans. And they are not aware because they've  
31 fled. So there's been a real big miscommunication there.  
32 DMV hasn't been trained on that.  
33 So just to give you a little bit of a heads-up. And if you  
34 have to go in yourself, make sure that you do follow those  
35 procedures and then also kind of spread the word as well.  
36 Because during your primary, your party does count. So people  
37 that are not realizing, you know, the nonpartisan or them  
38 getting switched over to that could cause havoc on the -- on the  
39 day of the primary election.  
40 So anyway, I just wanted to give you a heads-up on that.

1 And it's -- caused quite the havoc. We've had daily meetings  
2 that -- with the state, now will be weekly. And we're just  
3 trying to track those.

4 So thank you.

5 CHAIRMAN ANCHO: Thanks.

6 DAGNY STAPLETON: I'm -- can I -- you -- you all received  
7 this. I didn't mention it. But this is a summary -- it's  
8 self-explanatory -- of all the bills that -- where you have to  
9 not only those that affect counties, but the ones where you have  
10 to take some sort of action or change some sort of procedure  
11 based on a law that was passed.

12 So, again, any questions or call us any time if there's any  
13 additional information that we've got.

14 COMMISSIONER WAITS: Kathy?

15 DAGNY STAPLETON: Okay?

16 CHAIRMAN ANCHO: Thank you.

17 DAGNY STAPLETON: Thank you so much.

18 COMMISSIONER WAITS: Kathy?

19 CHAIRMAN ANCHO: Hm?

20 COMMISSIONER WAITS: I have a question.

21 CHAIRMAN ANCHO: Go ahead.

22 COMMISSIONER WAITS: Thank you. I just wanted two comments  
23 from you regarding our Fallon range modernization final.

24 And if you all remember a couple of the counties, and  
25 Lander specifically, asked NACo to represent us on this. And I  
26 know that they've got their reports out and there's all kinds of  
27 meetings in Fallon, the end of this month.

28 So I wondered if you could just tell us where you are. You  
29 are attending and --

30 VINSON GUTHREAU: Correct. Yeah. Appreciate the  
31 opportunity. Vincent Guthreau, deputy director of NACo.

32 So that's correct, Commissioner Waits. The -- the sort of  
33 final EIS has been published by the Navy in regards to the  
34 Fallon Range Training Complex expansion and modernization.  
35 That -- the -- the publication of that triggered a 30-day  
36 waiting period it's called.

37 This -- this EIS is a little bit different because it's a  
38 congressional -- like a legislative EIS if that makes -- if that  
39 makes sense. So it follows -- it mirrors some of the same rules  
40 as a regular EIS, but there's -- there's some provis- -- because

1 they're submitting this to Congress who will ultimately approve  
2 this project in whatever form.

3 So there is a meeting in Fallon on the 28th. I'm sorry --  
4 I -- it's a public meeting where they're going to fully review  
5 the -- the final EIS.

6 And, yes, I will be in attendance. And we're also  
7 working -- the governor's office has -- has been working well  
8 with multiple stakeholders, counties included, which is great.  
9 And they've really seen and understood what our issues are. And  
10 they've been working also along with us with the Navy to try and  
11 mitigate some of these issues as well as our congressional  
12 delegation and -- and -- and senators. So that's where it  
13 stands now. The 30-day waiting period ends on February 9. So  
14 that's where we are. And then they'll -- from there, the Navy  
15 will -- the secretary of the Navy will need to sign a record of  
16 decision. And that record of decision is what is submitted to  
17 Congress to be formalized or reviewed and approved or not  
18 approved however that might BE.

19 COMMISSIONER WAITS: Thank you. You just might want to  
20 mention the legislative conferences that's coming up. And --  
21 and the NACo representation that we have.

22 DAGNY STAPLETON: Sure. So I believe it's February 28  
23 through March 4 is this year's National Association of Counties  
24 Legislative Conference in DC. It's a great conference. There's  
25 updates on all sorts of style issues that affect counties. And  
26 NACo as a group also goes to Capitol Hill and meets with each  
27 member of our delegation.

28 We work on a list of federal policy priorities that Nevada  
29 NACo supports. Our board is hearing a draft of those, the end  
30 of this month. And we'll take those with us when they're  
31 finalized to our delegation and sort of lobby them on behalf of  
32 counties and let them know what some of our priorities are.

33 So, yeah, that's happening the end of February. And we  
34 always take a group back there. And a couple of you have been.  
35 And so we encourage attendance at those national conferences if  
36 there's any -- any interest. They talk about a lot of issues,  
37 always very informative, and you get to network with county  
38 commissioners across the country.

39 COMMISSIONER WAITS: Thank you.

40 VINSON GUTHREAU: Thank you.



1 DAGNY STAPLETON: Thank you.  
2 COMMISSIONER SPARKS: You too.  
3 CHAIRMAN ANCHO: Thank you.  
4 DAGNY STAPLETON: Thank you, again.  
5 CHAIRMAN ANCHO: Thank you, guys.  
6 COMMISSIONER SPARKS: Thanks.  
7 VINSON GUTHREAU: Thank you for --  
8 COMMISSIONER ALLAN: Thanks you, --  
9 VINSON GUTHREAU: -- your time.  
10 DISTRICT ATTORNEY HERRERA: Thank you very --  
11 COMMISSIONER ALLAN: -- Dagny and --  
12 DISTRICT ATTORNEY HERRERA: -- much.  
13 COMMISSIONER ALLAN: -- Vince.  
14 CHAIRMAN ANCHO: Go -- yeah. We're going to take a  
15 10-minute break, please.

16  
17 (Break taken between 11:22 a.m. and 11:33 a.m.)  
18

19 CHAIRMAN ANCHO: So we're going to go back into order. All  
20 right. Using the right verbiage.  
21 There we go. Good to go?  
22 KEITH WESTENGARD: Yeah.  
23 COMMISSIONER CLARK: Yeah.  
24 CHAIRMAN ANCHO: All right. So --  
25 KEITH WESTENGARD: Ted.  
26 CHAIRMAN ANCHO: All right.  
27

28 14) COMMISSIONER: For possible action to approve/disapprove or  
29 modify a contract between Lander County and the State of  
30 Nevada, Department of Administration, Public Works Division,  
31 on behalf of the Department of Health and Human Services,  
32 Division of Public and Behavioral Health, Rural Clinics, and  
33 to approve the chair or vice chair to sign.  
34

35 CHAIRMAN ANCHO: All right. We're going on to Number 14.  
36 For possible action to approve, disapprove or modify a contract  
37 between Lander County and the State of Nevada, Department of  
38 Administration, Public Works Division, on behalf of the  
39 Department of Health and Human Services Division of Public  
40 Behav- -- and Behavioral Health, Rural Clinics and to approve

1 the chair or vice chair to sign.

2 KEITH WESTENGARD: So this is a -- a -- our contract that  
3 we currently hold. There on -- there are no changes to it other  
4 than the length of it. And --

5 COMMISSIONER CLARK: And the what?

6 KEITH WESTENGARD: Other than the length, the term.  
7 But I know there are some questions.

8 DISTRICT ATTORNEY HERRERA: This is now a five-year  
9 contract. And there was no early-out clause. Those are the two  
10 things that I wanted to -- to point out. There's no early-out  
11 clause. And it's five years. And there's no -- there's no  
12 provision in the contract that the rent goes up at all during  
13 that five-year period.

14 So they're -- they're basically grandfathered into the --  
15 the same charge.

16 Now there's also a clause that allows them to -- to renew  
17 the contract, automatically renew it -- it -- with a small, I  
18 think percent 5 percent -- 5 percent additional charges after  
19 the five years.

20 COMMISSIONER SPARKS: So I have a question. So I -- my --  
21 my opinion is we should keep it as it is. We shouldn't extend  
22 it to five years for the simple fact that it's -- I think the  
23 rent is \$1400 a month. If you read through it, we're  
24 responsible for a lot of things -- providing security if needed,  
25 all utilities, janitorial. And it's just I don't think it's  
26 smart business. It locks it up for five years. We could  
27 possibly find a use for that building that would pay us more.  
28 On a yearly basis, we could look at it every year and so, Hey.  
29 You want to charge more because this has increased for us. All  
30 those options go away if we sign this contract. So that's my  
31 opinion.

32 COMMISSIONER CLARK: So you -- you're -- you're for the  
33 contract?

34 COMMISSIONER SPARKS: No, I'm not. Not for -- not for the  
35 change.

36 COMMISSIONER CLARK: It's not --

37 COMMISSIONER SPARKS: Not for --

38 COMMISSIONER CLARK: I don't --

39 COMMISSIONER SPARKS: -- the five --

40 COMMISSIONER CLARK: -- like --

1 COMMISSIONER SPARKS: -- years left.

2 COMMISSIONER CLARK: -- not having an in-out -- I'm not --  
3 I don't like having an in-out. And I don't like going beyond  
4 two years. I mean, we've agreed to that numerous times.

5 COMMISSIONER SPARKS: So as it stands now, it's one year,  
6 right? If we look at it annually?

7 KEITH WESTENGARD: Yes.

8 CHAIRMAN ANCHO: Uh-huh.

9 COMMISSIONER SPARKS: Yeah. I think that's the way we  
10 should keep it.

11 COMMISSIONER CLARK: Okay.

12 COMMISSIONER WAITS: I definitely don't like the five. So  
13 whatever you want to agree on and less than that is good for me.  
14 However, when we make the motion, it says for the chair or  
15 vice chair to sign. And if you actually look at, like, the  
16 exhibits -- Exhibit C -- it has our county manager to sign. And  
17 then on the other page the access and confidentiality agreement,  
18 it's also our county manager.

19 So when we do the motion of whatever you'd like to do, I  
20 think we need to let the county manager have the authorization  
21 to sign that.

22 DISTRICT ATTORNEY HERRERA: Now if -- if -- from a legal  
23 standpoint, if you make any modifications to the proposed  
24 contract, you need to understand that it could take some time  
25 because it has to go through three agencies for that modifica-  
26 -- for them to look at the modification. Just so you know,  
27 it's -- and it's already six months beyond the term of the  
28 contract so that are basically month-to-month. Just so you know  
29 that.

30 COMMISSIONER ALLAN: So with that, they -- it's been voiced  
31 the consensus is we don't like the contract as it's stated. And  
32 I guess if it -- everyone's okay with it, I would make a motion  
33 that we modify the -- the contract to include a two-year  
34 maximum?

35 CHAIRMAN ANCHO: Is that the standard that they're -- that  
36 you guys are using now?

37 COMMISSIONER CLARK: Yeah. We've been two years on all of  
38 them --

39 DISTRICT ATTORNEY HERRERA: It's a bit too --

40 COMMISSIONER CLARK: -- with and in-and-out --

1 DISTRICT ATTORNEY HERRERA: -- late.  
2 COMMISSIONER CLARK: -- of --  
3 KEITH WESTENGARD: It's been two --  
4 COMMISSIONER CLARK: -- 30 days.  
5 DISTRICT ATTORNEY HERRERA: It's been two years previously.  
6 COMMISSIONER ALLAN: Okay. So two years standard with --  
7 with, you know, a 30-day out.  
8 COMMISSIONER CLARK: Yeah.  
9 COMMISSIONER ALLAN: And request that our district attorney  
10 revise the contract and present it and bring it back to the  
11 board.  
12 COMMISSIONER SPARKS: I don't -- my -- my opinion is we  
13 should keep it at -- we should make it a year on our real estate  
14 and leave our options open. And that's what I think.  
15 COMMISSIONER CLARK: I'll go either way with a year or  
16 two years. But I'm not going five.  
17 And the in-and-out.  
18 COMMISSIONER WAITS: The motion is to bring it back to the  
19 board, but I -- if they agree to the two years, we don't need to  
20 bring it back to the --  
21 DISTRICT ATTORNEY HERRERA: Well, it'll --  
22 COMMISSIONER WAITS: -- board.  
23 DISTRICT ATTORNEY HERRERA: -- come back because it's got  
24 to go through --  
25 COMMISSIONER SPARKS: It's month-to-month.  
26 DISTRICT ATTORNEY HERRERA: -- three --  
27 COMMISSIONER CLARK: Right.  
28 DISTRICT ATTORNEY HERRERA: -- different agencies for their  
29 approval. And then it'll come back for your approval. So  
30 they --  
31 COMMISSIONER WAITS: Do --  
32 DISTRICT ATTORNEY HERRERA: -- redo the whole contract.  
33 This is --  
34 COMMISSIONER WAITS: Okay.  
35 DISTRICT ATTORNEY HERRERA: -- a -- this is a bureaucratic  
36 nightmare, --  
37 COMMISSIONER WAITS: Then I'll second --  
38 DISTRICT ATTORNEY HERRERA: -- the --  
39 COMMISSIONER WAITS: -- Judie's --  
40 DISTRICT ATTORNEY HERRERA: -- contract.

1 COMMISSIONER WAITS: -- motion --  
2 COMMISSIONER ALLAN: So that --  
3 COMMISSIONER WAITS: -- if it's two --  
4 COMMISSIONER ALLAN: -- is --  
5 COMMISSIONER WAITS: -- two years.  
6 KEITH WESTENGARD: Would you like any provision in there  
7 for an -- an annual increase of one, two percent, or anything  
8 like that? Because it stays stagnant for four --  
9 COMMISSIONER SPARKS: Yeah.  
10 KEITH WESTENGARD: -- years.  
11 COMMISSIONER SPARKS: Exactly. I think we should. You  
12 know, I don't think it should for all the services that we have  
13 to provide.  
14 KEITH WESTENGARD: What -- what percentage would you like  
15 to increase annually or biannually, however you would like?  
16 DISTRICT ATTORNEY HERRERA: Well -- well, if it's a  
17 two-year contract, --  
18 KEITH WESTENGARD: We could still do up --  
19 DISTRICT ATTORNEY HERRERA: -- we can revisit it after that  
20 two-year --  
21 CHAIRMAN ANCHO: Yeah.  
22 DISTRICT ATTORNEY HERRERA: -- period.  
23 COMMISSIONER WAITS: Yeah. And the --  
24 COMMISSIONER SPARKS: I don't think --  
25 COMMISSIONER WAITS: -- mo- --  
26 COMMISSIONER SPARKS: -- it should be --  
27 COMMISSIONER WAITS: -- the motion --  
28 COMMISSIONER SPARKS: -- a two-year --  
29 COMMISSIONER WAITS: -- is --  
30 COMMISSIONER SPARKS: -- contract.  
31 COMMISSIONER WAITS: -- just a two-year contract.  
32 DISTRICT ATTORNEY HERRERA: Because that -- that's what  
33 we -- that's why we kept it at two years, if you recall the  
34 people who were on the commission then, is because there were no  
35 30-day out clause. And you could revisit it after a two-year  
36 period. But with five years, it's just -- for real estate, it's  
37 just.  
38 KEITH WESTENGARD: And remove the automatic renewal clause.  
39 CHAIRMAN ANCHO: Well, and I --  
40 DISTRICT ATTORNEY HERRERA: They could.

1 CHAIRMAN ANCHO: -- give me one second. Let me --  
2 DISTRICT ATTORNEY HERRERA: Oh. Yeah. And you might want  
3 to renew -- review that --  
4 CHAIRMAN ANCHO: Well, and I --  
5 DISTRICT ATTORNEY HERRERA: -- too.  
6 CHAIRMAN ANCHO: -- think on the one on the year-to-year is  
7 that because of -- because of the bureaucratic problem that it  
8 goes through, then they end up going back to a month-to-month.  
9 If you -- because you have to start basically six months  
10 ahead --  
11 DISTRICT ATTORNEY HERRERA: Right.  
12 CHAIRMAN ANCHO: -- of it. Every six months you're  
13 basically renewing and going through the bureaucratic --  
14 DISTRICT ATTORNEY HERRERA: Right.  
15 CHAIRMAN ANCHO: -- problem of it. Where if it's two years  
16 at least it gives us a little bit of --  
17 DISTRICT ATTORNEY HERRERA: Right.  
18 CHAIRMAN ANCHO: -- time and that we could revisit and --  
19 and put the percentage. I mean that percentage could be  
20 automatically built into it to begin --  
21 DISTRICT ATTORNEY HERRERA: It could --  
22 CHAIRMAN ANCHO: -- with.  
23 DISTRICT ATTORNEY HERRERA: -- be. Well, that's why they  
24 wanted five years because -- because it goes through so many  
25 steps --  
26 CHAIRMAN ANCHO: Uh-huh.  
27 DISTRICT ATTORNEY HERRERA: -- to be renewed. That's their  
28 argument for the five-year.  
29 CHAIRMAN ANCHO: Well, now -- but that also has us over a  
30 barrel too --  
31 DISTRICT ATTORNEY HERRERA: Yes.  
32 CHAIRMAN ANCHO: -- for as far --  
33 DISTRICT ATTORNEY HERRERA: Yes.  
34 CHAIRMAN ANCHO: -- as --  
35 DISTRICT ATTORNEY HERRERA: Yes.  
36 COMMISSIONER ALLAN: So I can definitely modify the motion.  
37 But I guess a question being: Do we want to increase it this  
38 next contract?  
39 COMMISSIONER WAITS: Well.  
40 COMMISSIONER SPARKS: I think we should, especially if you

1 guys agree on a two-year. I think it needs to be more money. I  
2 don't --

3 CHAIRMAN ANCHO: How --

4 COMMISSIONER SPARKS: -- think it should --

5 CHAIRMAN ANCHO: -- how long has it been since it's been  
6 increased? Anything's been increased on it?

7 KEITH WESTENGARD: No.

8 DISTRICT ATTORNEY HERRERA: At least two years and six  
9 months.

10 KEITH WESTENGARD: Uh-huh.

11 CHAIRMAN ANCHO: So, yeah, I think that that is something  
12 that should be --

13 COMMISSIONER ALLAN: And what percentage? Or what amount  
14 would we like to increase that to.

15 COMMISSIONER SPARKS: If we're going to lock in it for  
16 two years, I'd say 1750. Because we're at 1400 right now, right?

17 DISTRICT ATTORNEY HERRERA: Yes.

18 KEITH WESTENGARD: Uh-huh.

19 COMMISSIONER ALLAN: So I'll modify my motion to also  
20 include an increase to the monthly rent to \$1750 per month.

21 COMMISSIONER CLARK: And you have --

22 DISTRICT ATTORNEY HERRERA: And --

23 COMMISSIONER CLARK: -- a 30-day in-out?

24 DISTRICT ATTORNEY HERRERA: Do you want to take out the  
25 automatic renewal clause at the end?

26 COMMISSIONER ALLAN: And remove the automatic renew- --  
27 renewal clause.

28 DISTRICT ATTORNEY HERRERA: Okay.

29 COMMISSIONER CLARK: Thirty days in and out.

30 COMMISSIONER ALLAN: I think that did include the 30 --

31 COMMISSIONER CLARK: That's --

32 COMMISSIONER ALLAN: -- days be- -- the --

33 COMMISSIONER CLARK: That's --

34 COMMISSIONER ALLAN: -- prior motion.

35 COMMISSIONER CLARK: Yeah. That's been standard and normal  
36 for a --

37 COMMISSIONER ALLAN: Right.

38 COMMISSIONER CLARK: -- contract.

39 DISTRICT ATTORNEY HERRERA: Except this one. This --

40 COMMISSIONER CLARK: A lot of --

1 DISTRICT ATTORNEY HERRERA: -- is the exception.  
2 COMMISSIONER ALLAN: So you move -- so the motion is that  
3 we -- we request Ted to rewrite the contract to go with a  
4 two-year contract, include a 30-day out, increase the rent to  
5 1750 with no automatic renewal after two years.  
6 COMMISSIONER WAITS: You're increasing it \$350 a month?  
7 COMMISSIONER ALLAN: Well --  
8 COMMISSIONER SPARKS: No.  
9 COMMISSIONER ALLAN: -- it's --  
10 COMMISSIONER SPARKS: We're going from --  
11 COMMISSIONER ALLAN: -- been --  
12 COMMISSIONER SPARKS: -- 1400 to 1750 a month. So it's  
13 \$350 -- to be exact -- a month. If we're going to lock into --  
14 COMMISSIONER WAITS: That's what I --  
15 COMMISSIONER SPARKS: -- a --  
16 COMMISSIONER WAITS: -- just --  
17 COMMISSIONER SPARKS: -- two-year --  
18 COMMISSIONER WAITS: -- said.  
19 COMMISSIONER SPARKS: -- contract.  
20 COMMISSIONER WAITS: You're in --  
21 COMMISSIONER SPARKS: No, I thought you said 150.  
22 COMMISSIONER WAITS: No. Three --  
23 COMMISSIONER SPARKS: Three.  
24 COMMISSIONER WAITS: -- hundred and fifty.  
25 COMMISSIONER SPARKS: Yeah. Three hundred and fifty. Yes.  
26 DISTRICT ATTORNEY HERRERA: Commission, just so you know,  
27 they won't allow me to write the contract.  
28 COMMISSIONER ALLAN: Okay. Well --  
29 DISTRICT ATTORNEY HERRERA: But I can -- Keith and I can  
30 advise them of --  
31 COMMISSIONER CLARK: Right.  
32 DISTRICT ATTORNEY HERRERA: -- the changes. But they --  
33 they just will not allow me to do it. They have to do their --  
34 at the state level.  
35 COMMISSIONER WAITS: I'm -- I'm going to pull my second on  
36 that. No.  
37 COMMISSIONER SPARKS: I'll second the motion.  
38 CHAIRMAN ANCHO: Any more discussion?  
39 COMMISSIONER ALLAN: No.  
40 CHAIRMAN ANCHO: You -- do you want something?



1 COMMISSIONER ALLAN: No. Changed my mind.

2 COMMISSIONER CLARK: Aye.

3 CHAIRMAN ANCHO: Huh?

4 COMMISSIONER ALLAN: Changed my mind.

5 CHAIRMAN ANCHO: Okay. All right.

6 All in favor?

7 COMMISSIONER SPARKS: Aye.

8 COMMISSIONER CLARK: Aye.

9 CHAIRMAN ANCHO: Aye.

10 COMMISSIONER ALLAN: Aye.

11 COMMISSIONER WAITS: Opposed.

12 CHAIRMAN ANCHO: Opposed?

13 All right.

14

15 **15) COMMISSIONER: For possible action to revisit the January 9,**  
16 **2020, commissioners' decision regarding the voting and**  
17 **alternate members to represent Lander County for the Nevada**  
18 **Association of Counties (NACo).**

19

20 CHAIRMAN ANCHO: All right. Going on to Number 15.

21 So --

22 For possible action to revisit the January 9, 2020,  
23 commissioners' decision regarding the voting and alternate  
24 member to the -- to represent Lander County for the NACo  
25 Association of Counties.

26 COMMISSIONER CLARK: Yeah. I was pretty confused by the  
27 results of this after the meeting. I thought that I was the  
28 voting member. I didn't realize we were sending three people.  
29 I thought the motion was for me to be the voting member, for  
30 Patsy to be the alternative voting member, and then we wouldn't  
31 need three people going to -- going to NACo all the time.

32 COMMISSIONER WAITS: Okay. My name wasn't even mentioned  
33 other than the fact that I do sit on the board already as a past  
34 chair. But as far as the motions that -- that wasn't the way it  
35 came. We actually -- we have the right to appoint a  
36 representative. I'm sitting on in other capacities, but I can  
37 still be your representative if you want me to be. And that  
38 would save the extra money of two people going.

39 Last year I was president and so I -- I went as president.  
40 And Judie was our representative. And then we had Kathy as an

1 alternate.

2 COMMISSIONER CLARK: Uh-huh.

3 COMMISSIONER WAITS: So this year it was the same thing.

4 They voted Judie to go again and you as the alternate.

5 COMMISSIONER CLARK: Yeah. Well, I was pretty confused

6 about that, Patsy.

7 COMMISSIONER WAITS: Okay. That's -- that's what actually

8 happened. Now if you want to --

9 UNIDENTIFIED PARTICIPANT: Yeah.

10 COMMISSIONER WAITS: -- to change that --

11 COMMISSIONER SPARKS: And this was my understanding was --

12 because I made the motion to keep her as. But I thought -- for

13 some reason, I thought when Art as the alternate, I thought he

14 was a voting member.

15 COMMISSIONER CLARK: Yeah.

16 COMMISSIONER SPARKS: Because I --

17 COMMISSIONER CLARK: Me too.

18 COMMISSIONER SPARKS: -- thought he was taking the place of

19 Patsy. That's how I -- my understanding was.

20 COMMISSIONER CLARK: Yeah. That was my --

21 COMMISSIONER SPARKS: It was my --

22 COMMISSIONER CLARK: -- understanding --

23 COMMISSIONER SPARKS: -- mistake.

24 COMMISSIONER CLARK: -- too.

25 CHAIRMAN ANCHO: Okay. Okay.

26 COMMISSIONER ALLAN: Can I --

27 COMMISSIONER WAITS: As an --

28 CHAIRMAN ANCHO: Wait, wait.

29 COMMISSIONER WAITS: -- alternate --

30 CHAIRMAN ANCHO: One second.

31 COMMISSIONER WAITS: -- you --

32 CHAIRMAN ANCHO: I'll get to --

33 COMMISSIONER WAITS: -- only --

34 CHAIRMAN ANCHO: -- you.

35 COMMISSIONER WAITS: -- you only --

36 CHAIRMAN ANCHO: Just one second.

37 COMMISSIONER WAITS: -- vote if -- if the representative --

38 COMMISSIONER SPARKS: Is not there.

39 CHAIRMAN ANCHO: Okay.

40 COMMISSIONER WAITS: Right.

1 CHAIRMAN ANCHO: Judie, go ahead.

2 COMMISSIONER ALLAN: Okay. So I did watch the video again.

3 And -- and Art did, you know, indicate that he would like to

4 attend NACo. And I will have to say that watching the video, it

5 might have -- I might have misspoke in some respects.

6 I actually made the motion as -- well, I made the motion

7 for me as the voting member. But it should have been as the

8 primary member. And Bryan seconded it. And the vote was all in

9 favor, aye. And Art voted aye to that as well.

10 So then I made the motion for Art to be the second -- or to

11 be the alternate member. Brian seconded that. We all voted in

12 favor of that. So in effect what it should have been was we're

13 both voting members other than he is the alternate.

14 So basically is I'm the primary for NACo. Art is the

15 alternate. I'll -- as Patsy has stated, anybody can go to these

16 NACo meetings. You know anything involving NACo. Anybody can

17 attend. But as we -- we voted and approved is I'm a

18 representative of NACo for the meetings unless I can't make it

19 or whatnot.

20 It's just the same as, you know, Kathy's -- Kathy's an

21 alternate to me for Humboldt River Basin Water Authority,

22 Central Nevada Regional Water Authority, LEPC. Is we are the

23 representatives and we both have the voting opportunity, but not

24 at the same time. It's one or the other.

25 COMMISSIONER WAITS: Uh-huh.

26 COMMISSIONER ALLAN: So we can't both vote -- vote if we

27 go. But --

28 And I made the motion that I be the representative for

29 NACo.

30 KEITH WESTENGARD: So just -- just for clarification -- and

31 I'm glad that Dagny's here today. So if I get it wrong, Dagny,

32 jump in. But --

33 This year for Lander -- for Lander County is unique in the

34 sense that Patsy is the past president. So we have two voting

35 members at NACo this year, which we only usually get one.

36 So Patsy is the vote -- is the -- one of the voting members

37 for -- for NACo this year.

38 COMMISSIONER WAITS: No.

39 KEITH WESTENGARD: She just said yes.

40 COMMISSIONER WAITS: No. But I don't represent Lander

1 County as the --  
2 KEITH WESTENGARD: You.  
3 COMMISSIONER SPARKS: -- representative.  
4 KEITH WESTENGARD: But you are --  
5 UNIDENTIFIED PARTICIPANT: Right.  
6 KEITH WESTENGARD: -- a voting member.  
7 COMMISSIONER WAITS: I -- I --  
8 KEITH WESTENGARD: You are -- as -- as -- you are a voting  
9 member.  
10 So what it's going to come down to is what the -- how the  
11 commission wants to do this is who do they want as their primary  
12 voting member or -- and their alternate? If the primary doesn't  
13 show up or can't make the meeting, the alternate is a voting  
14 member.  
15 If they both happen to go to the meeting, the primary is  
16 the only voting member.  
17 Does that make sense?  
18 COMMISSIONER CLARK: Yeah.  
19 KEITH WESTENGARD: Okay. So --  
20 COMMISSIONER CLARK: It does to me. Yeah.  
21 CHAIRMAN ANCHO: Okay.  
22 KEITH WESTENGARD: That is the way it's set up right now.  
23 Commissioner Waits is the -- the past president and a  
24 voting member of NACo.  
25 Commissioner Allan is the primary voting member.  
26 Commissioner Clark is the alternate that can cast a vote if  
27 the primary is not available or can't go to the meeting for some  
28 reason.  
29 That's the way it is right now.  
30 COMMISSIONER CLARK: Right. I understand that. But Bryan  
31 was confused. Kathy was --  
32 CHAIRMAN ANCHO: I --  
33 COMMISSIONER CLARK: -- confused.  
34 CHAIRMAN ANCHO: -- was --  
35 KEITH WESTENGARD: I --  
36 COMMISSIONER CLARK: And I --  
37 KEITH WESTENGARD: -- I'm --  
38 COMMISSIONER CLARK: -- was --  
39 CHAIRMAN ANCHO: -- confused.  
40 COMMISSIONER CLARK: -- confused.

1 KEITH WESTENGARD: -- just. I was just --  
2 CHAIRMAN ANCHO: I --  
3 KEITH WESTENGARD: -- I was just trying --  
4 CHAIRMAN ANCHO: And --  
5 KEITH WESTENGARD: -- to clear up the process.  
6 COMMISSIONER CLARK: Yeah.  
7 CHAIRMAN ANCHO: The --  
8 KEITH WESTENGARD: Or --  
9 CHAIRMAN ANCHO: -- part with Patsy's what confused me.  
10 COMMISSIONER SPARKS: Yeah. Exactly.  
11 CHAIRMAN ANCHO: I was -- because I thought --  
12 COMMISSIONER CLARK: Uh-huh.  
13 KEITH WESTENGARD: Next year we only have one voting member  
14 and one alternate.  
15 CHAIRMAN ANCHO: Okay. So yeah.  
16 DISTRICT ATTORNEY HERRERA: Well, we --  
17 CHAIRMAN ANCHO: That's --  
18 DISTRICT ATTORNEY HERRERA: -- we should --  
19 CHAIRMAN ANCHO: -- where I was -- I was also confused.  
20 So --  
21 COMMISSIONER CLARK: Well, I'm --  
22 DISTRICT ATTORNEY HERRERA: As Patsy -- it -- we need to  
23 make a record is --  
24 Patsy is a voting member as the past president, but she's  
25 not a representative of Lander County. It's important -- that's  
26 a nuance, but it's very important. Her vote -- she doesn't have  
27 to represent Lander County. She can vote however she wishes.  
28 COMMISSIONER SPARKS: Right.  
29 DISTRICT ATTORNEY HERRERA: So everyone -- so the record  
30 needs to be clear on that.  
31 COMMISSIONER CLARK: Well, with that, I want to make a  
32 motion to nominate myself as the primary person for NACo.  
33 COMMISSIONER SPARKS: And I'll second. And the reason I'm  
34 seconding, because I thought Art was going to have some -- I  
35 wanted the -- I wanted some fresh perspective in there. And I  
36 thought you were a voting member.  
37 COMMISSIONER CLARK: Yeah.  
38 COMMISSIONER SPARKS: And I stand corrected. So I  
39 apologize if I created --  
40 COMMISSIONER CLARK: Okay.

1 COMMISSIONER SPARKS: -- any upset by that.  
2 COMMISSIONER CLARK: Thanks, Bryan.  
3 CHAIRMAN ANCHO: And, yes, I'm sorry for the confusion as  
4 well because I didn't understand. So --  
5 Any more discussion? All right. All in favor?  
6 COMMISSIONER SPARKS: Aye.  
7 COMMISSIONER CLARK: Aye.  
8 CHAIRMAN ANCHO: Aye.  
9 So now --  
10 COMMISSIONER SPARKS: All opposed?  
11 CHAIRMAN ANCHO: Any -- I'm sorry. I'm so -- I'm sorry,  
12 guys. All opposed? I'm sorry.  
13 COMMISSIONER ALLAN: Nay.  
14 COMMISSIONER WAITS: Nay.  
15 CHAIRMAN ANCHO: Okay.  
16 COMMISSIONER SPARKS: (Indiscernible.)  
17 CHAIRMAN ANCHO: Hm?  
18 COMMISSIONER WAITS: Kathy?  
19  
20 KEITH WESTENGARD: We -- we still need an alternate.  
21 CHAIRMAN ANCHO: Okay.  
22 KEITH WESTENGARD: Because our -- if -- if our -- since Art  
23 was the previous alternate and it's changed, we still need an  
24 alternate.  
25 COMMISSIONER CLARK: I'll --  
26 CHAIRMAN ANCHO: Okay.  
27 COMMISSIONER CLARK: Someone --  
28 CHAIRMAN ANCHO: So --  
29 COMMISSIONER CLARK: -- needs to make a motion, then.  
30 CHAIRMAN ANCHO: We need a motion for the alternate?  
31 COMMISSIONER ALLAN: I'll make a motion that I'm the  
32 alternate for NACo.  
33 COMMISSIONER SPARKS: I'll second.  
34 CHAIRMAN ANCHO: All in favor?  
35 COMMISSIONER SPARKS: Aye.  
36 CHAIRMAN ANCHO: Aye.  
37 COMMISSIONER ALLAN: Aye.  
38 COMMISSIONER WAITS: Aye.  
39 COMMISSIONER CLARK: Nay.  
40 CHAIRMAN ANCHO: All right.

1  
2 16) COMMISSIONER: For possible action to approve/disapprove or  
3 modify the credit card agreement for Lander County credit  
4 card use.  
5

6 CHAIRMAN ANCHO: All right. Moving on to 16.

7 For possible action to approve, disapprove, or modify the  
8 credit card agreement for Lander County credit card use.

9 KEITH WESTENGARD: So what we've done is we've modified  
10 this agreement a little bit. And the -- the changes are Number  
11 8.

12 What we've run into a lot is when people go to get fuel  
13 receipts, they are not -- sometimes the machine's out of paper.  
14 And it's at night and the office is closed and they can't get a  
15 receipt.

16 So what we've done -- what I've been doing is if they don't  
17 have a receipt -- and it's happened to me -- you pay it out  
18 your pocket.

19 Well, it's -- it's kind of an issue. It's happened to  
20 other people where they've -- now required to pay that 40 or \$50  
21 out of their pocket because we don't have a receipt. They --  
22 there's no receipt.

23 But the agreement says they have to have a receipt.

24 So this takes out the receipt issue with fuel only.

25 And if they can't get a receipt, they need to write a  
26 statement to say that I wasn't able to get a receipt. There --  
27 it was out of paper and the main off- -- or the kiosk was closed  
28 so I could not get a receipt.

29 So -- so that's what we did there.

30 Number 9, we put some teeth into it that once they get  
31 their credit card statements, they have to have it back to  
32 Finance within 15 days with all of their backup.

33 And they are subject to their card being suspended if it  
34 doesn't get in within that 15 days. Their card will be  
35 suspended until all the documentation in -- is in and accounted  
36 for.

37 Yes.

38 COMMISSIONER SPARKS: So I have a question.

39 So there's nothing in there -- so let's say they never do  
40 provide it? Should there be something in there they'd be

1 responsible for repayment?  
2 I don't see --  
3 KEITH WESTENGARD: Oh.  
4 COMMISSIONER SPARKS: -- anything about that in there.  
5 KEITH WESTENGARD: Okay.  
6 COMMISSIONER SPARKS: And then on Number 3, it says I will  
7 not let anyone else unless authorized by me to use the Lander  
8 County credit card.  
9 Why would you authorize anybody but yourself if they're not  
10 a county employee?  
11 KEITH WESTENGARD: Oh. Oh.  
12 CHAIRMAN ANCHO: Go ahead.  
13 COMMISSIONER WAITS: Yeah. We -- we have that problem  
14 because we order things like for the airport board and stuff.  
15 And I do use my credit card.  
16 So sometimes if I --  
17 COMMISSIONER SPARKS: So you'll --  
18 COMMISSIONER WAITS: -- can't --  
19 COMMISSIONER SPARKS: -- give it to somebody like --  
20 COMMISSIONER WAITS: At some --  
21 COMMISSIONER SPARKS: -- who sits on the board?  
22 COMMISSIONER WAITS: Well, if I can't get through, I have  
23 Miteshell make the call for me. Sometimes I'm -- I mean, I -- I  
24 try to do it, but it isn't always possible. And so sometimes  
25 it's still all for the same thing, but --  
26 KEITH WESTENGARD: It's -- oh, I'm sorry.  
27 CHAIRMAN ANCHO: One second. Did you -- do you --  
28 COMMISSIONER ALLAN: Keith can go ahead and answer Patsy.  
29 CHAIRMAN ANCHO: Okay.  
30 KEITH WESTENGARD: It's -- well, I wanted --  
31 COMMISSIONER ALLAN: Or Bryan.  
32 KEITH WESTENGARD: -- to actually direct to Commissioner  
33 Sparks.  
34 It's not to give it to just anybody. It would be ju- -- in  
35 the instance like --  
36 COMMISSIONER SPARKS: And I --  
37 KEITH WESTENGARD: -- Patsy --  
38 COMMISSIONER SPARKS: -- understand the --  
39 KEITH WESTENGARD: -- said.  
40 COMMISSIONER SPARKS: -- scenario. Yeah.



1 KEITH WESTENGARD: So that's it. It's not to give it to  
2 just anybody in the public.

3 COMMISSIONER SPARKS: And then what about the first part of  
4 my question? That if they don't prove -- I mean, are they going  
5 to be responsible for your payment?

6 KEITH WESTENGARD: If -- if that -- if you would like to  
7 add that in there, --

8 COMMISSIONER SPARKS: Well, yeah.

9 KEITH WESTENGARD: -- absolutely.

10 COMMISSIONER SPARKS: Absolutely.

11 KEITH WESTENGARD: Yeah. This is for you to -- if you want  
12 to modify it in any way let me know.

13 COMMISSIONER SPARKS: Yeah.

14 KEITH WESTENGARD: We'll add that in --

15 COMMISSIONER SPARKS: So it's --

16 KEITH WESTENGARD: -- there and make it policy.

17 COMMISSIONER SPARKS: I mean, if they can't provide a  
18 receipt, they're going to use a -- a credit card and spend  
19 taxpayers' dollars and they're not big enough people to give  
20 your receipt and account for it, then they should be responsible  
21 for it.

22 KEITH WESTENGARD: Okay. Are --

23 CHAIRMAN ANCHO: I agree.

24 COMMISSIONER ALLAN: Kathy?

25 CHAIRMAN ANCHO: Okay. Go ahead.

26 COMMISSIONER WAITS: I would just like --

27 CHAIRMAN ANCHO: Just --

28 COMMISSIONER WAITS: -- a --

29 CHAIRMAN ANCHO: -- one second. She got started.

30 COMMISSIONER WAITS: Oh.

31 CHAIRMAN ANCHO: One second. Go ahead.

32 COMMISSIONER ALLAN: So I just want to state that, you  
33 know, per the county credit card use and accountability policies  
34 and procedures, you know, it does state that each expense must  
35 be accompanied by an itemized receipt. And as far as not being  
36 able to get receipts, I -- I guess, you know, I could maybe see  
37 early morning for some reasons whatsoever, you know, certain  
38 employees working that wouldn't be able to get a receipt.

39 But I -- I really think that every single credit card  
40 charge should have a receipt. I understand there's extenuating

1 circumstances, but those are not the norm, and I don't -- don't  
2 feel that -- if you don't have a receipt, as Bryan stated, you  
3 know, this is taxpayer money. And you need to account for it.  
4 So if you don't have a receipt, then you're liable for it.  
5 CHAIRMAN ANCHO: No.  
6 COMMISSIONER SPARKS: And --  
7 CHAIRMAN ANCHO: Patsy had -- one second, --  
8 COMMISSIONER SPARKS: Yeah.  
9 CHAIRMAN ANCHO: -- Bryan.  
10 COMMISSIONER WAITS: My -- the only exception is the fuel.  
11 CHAIRMAN ANCHO: It is --  
12 KEITH WESTENGARD: that is --  
13 CHAIRMAN ANCHO: It's just -- this is --  
14 COMMISSIONER WAITS: Yeah. And --  
15 CHAIRMAN ANCHO: -- just for fuel.  
16 COMMISSIONER WAITS: -- that is a problem. But -- but I do  
17 think I want more detailed information. All they have to do --  
18 I mean, I've -- I've been there myself. It doesn't come out.  
19 You know, what do you do? If they're -- if they're closed. But  
20 you can write it down exactly what pump and what time and how  
21 much fuel and how many gall- -- just you do the receipt.  
22 KEITH WESTENGARD: And -- and -- and that is part of the --  
23 the --  
24 COMMISSIONER WAITS: Not --  
25 KEITH WESTENGARD: -- the --  
26 COMMISSIONER WAITS: Yeah.  
27 KEITH WESTENGARD: -- documentation that says that the  
28 receipt wasn't available. And we can add more to it if you'd  
29 like --  
30 COMMISSIONER WAITS: Right. No. I just --  
31 KEITH WESTENGARD: -- to include address.  
32 COMMISSIONER WAITS: Full --  
33 KEITH WESTENGARD: -- gallons --  
34 COMMISSIONER WAITS: No full details of pump. That's all.  
35 KEITH WESTENGARD: Okay. All right. That's -- yeah. This  
36 is just for gasoline, not -- or fuel, nothing --  
37 COMMISSIONER WAITS: Yes.  
38 KEITH WESTENGARD: -- else.  
39 COMMISSIONER WAITS: Yeah.  
40 COMMISSIONER CLARK: Yeah.

1 CHAIRMAN ANCHO: And the auditor -- one second,  
2 (indiscernible).  
3 When the auditors were here, that question was brought up.  
4 And they said that at times there -- it does say fuel when  
5 you're getting --  
6 When you swipe --  
7 KEITH WESTENGARD: Yes.  
8 CHAIRMAN ANCHO: -- your card, it does say fuel that you --  
9 KEITH WESTENGARD: On the --  
10 CHAIRMAN ANCHO: -- are getting. So it -- that can count.  
11 But, just like you said, when you're writing out your  
12 documentation, it's going to be all the information of where --  
13 where you were and why you couldn't get your receipt. And --  
14 UNIDENTIFIED PARTICIPANT: Yeah.  
15 CHAIRMAN ANCHO: -- go ahead.  
16 COMMISSIONER ALLAN: Well, and I think that if there's an  
17 abuse, if there's a reason that, you know, this keeps happening  
18 is that it raises questions to me of why is this always  
19 happening? Why are you getting fuel at hours that aren't -- you  
20 know, you -- you don't have an attendant to go in to get a  
21 receipt, to get a written receipt or a printed receipt from --  
22 from the gas attendant or store attendant, whatever.  
23 I'm just -- still, I'm having an issue. I do understand  
24 that -- that there are extenuating circumstances, but I don't  
25 want to see it abused. I -- I think that if it -- if it does  
26 start happening on a continual basis, that, you know, it be  
27 brought before the commission to reevaluate once or twice a year  
28 maybe. But, I mean, if we're going to make a perpetual habit of  
29 this, it raises questions.  
30 COMMISSIONER CLARK: Is -- is it --  
31 KEITH WESTENGARD: And --  
32 COMMISSIONER CLARK: -- that bad, Keith?  
33 CHAIRMAN ANCHO: Uh-uh.  
34 KEITH WESTENGARD: No. It -- it's not. But it has  
35 happened. It's happened to me. It's happened to other people  
36 in --  
37 COMMISSIONER CLARK: It's --  
38 KEITH WESTENGARD: -- the --  
39 COMMISSIONER CLARK: -- happened --  
40 KEITH WESTENGARD: -- building.

1 COMMISSIONER CLARK: -- to me.  
2 KEITH WESTENGARD: It's happened to a couple of  
3 commissioners.  
4 It's not an ongoing thing. And it's not a regular  
5 occurrence.  
6 In the last -- I can think of two -- twice since we've got  
7 credit cards in four years it's happened to me.  
8 But it's not -- it doesn't happen every month or -- or  
9 any -- anything like that.  
10 It's a very rare occurrence. But he does cause a hardship  
11 when I tell somebody, like a commissioner, well, you got to pay  
12 for it out of your pocket. And -- and it's been -- everybody's  
13 been compliant. I haven't had any issues with it. But then  
14 they're like, you know, why am I paying for it out of my pocket?  
15 I -- I -- it's on my credit card statement.  
16 But the policy at the time that you sign says you will  
17 provide a receipt. So --  
18 CHAIRMAN ANCHO: And I don't think that, you know, that  
19 somebody should have to pay for fuel out of their pocket if they  
20 can't get a -- you know, this is only strictly for fuel if they  
21 can't get a --  
22 COMMISSIONER CLARK: Yeah.  
23 CHAIRMAN ANCHO: -- ticket that they should have to pay it  
24 out of their pocket.  
25 COMMISSIONER SPARKS: And I agree with Patsy. Just be your  
26 own, you know -- you can be diligent in it.  
27 KEITH WESTENGARD: We will --  
28 CHAIRMAN ANCHO: Just --  
29 KEITH WESTENGARD: -- add --  
30 COMMISSIONER SPARKS: So it was --  
31 KEITH WESTENGARD: -- that.  
32 COMMISSIONER SPARKS: -- this pump. They were closed.  
33 They didn't print me a receipt. Place, time for an event. Here  
34 it is.  
35 COMMISSIONER CLARK: Yeah.  
36 KEITH WESTENGARD: And we can add that.  
37 COMMISSIONER SPARKS: Yeah.  
38 KEITH WESTENGARD: That's not a problem.  
39 COMMISSIONER CLARK: If Patsy's traveling from Ely to home  
40 and she stops in Eureka and they're closed, you know, she's --

1 she's the one that I would use as an example, driving at night  
2 because she just -- she travels late all the time.

3 COMMISSIONER WAITS: And Austin closes.

4 COMMISSIONER SPARKS: Right.

5 CHAIRMAN ANCHO: Yeah.

6 COMMISSIONER CLARK: Yeah.

7 CHAIRMAN ANCHO: Exactly.

8 COMMISSIONER WAITS: Austin closes. But the point is even  
9 though they're closed, usually I get a receipt. So --  
10 But once in a while I don't. You're right.

11 COMMISSIONER CLARK: Yeah.

12 COMMISSIONER WAITS: But I -- I agree with Judie. If you  
13 find that this has been one person more than a couple of times,  
14 we've got to call them in because you may -- now, I don't have a  
15 choice of fuel in Austin. And -- but you do have a choice in  
16 Eureka. There's two places.

17 So if you -- if you really are traveling and know that  
18 that's closed and they have a problem, you might want to think  
19 about another gas station.

20 Here, you have choices.

21 So I -- I would not put anything in the paperwork here. I  
22 would leave it up to our -- our county manager and say, if  
23 somebody runs this more than a couple times, that -- something  
24 is wrong.

25 KEITH WESTENGARD: I -- I do want to make it very, very  
26 clear. It hasn't been abused by anyone.

27 CHAIRMAN ANCHO: Okay.

28 KEITH WESTENGARD: It's just -- it's an -- it's an  
29 occasional problem. And it's been --

30 COMMISSIONER WAITS: Okay.

31 KEITH WESTENGARD: -- several different people, several  
32 different county cardholders.

33 COMMISSIONER WAITS: And --

34 KEITH WESTENGARD: And --

35 COMMISSIONER WAITS: -- does --

36 KEITH WESTENGARD: I -- it's just --

37 CHAIRMAN ANCHO: So then can it instead of being flatly for  
38 fuel or whatever, can it be stated in there if -- if there's a  
39 reoccurrence, then it can be brought back. At that time, it can  
40 be brought back in front of the commissioners. If --

1 KEITH WESTENGARD: If it's a --  
2 CHAIRMAN ANCHO: -- you can't --  
3 KEITH WESTENGARD: -- habitual abuse. Absolutely.  
4 CHAIRMAN ANCHO: You know, instead of --  
5 KEITH WESTENGARD: Yes.  
6 CHAIRMAN ANCHO: -- you know. I don't know. I don't know  
7 how you guys feel. Instead of having to go to this extreme, if  
8 there is a problem and it can be brought back in front of us --  
9 COMMISSIONER SPARKS: I --  
10 CHAIRMAN ANCHO: -- instead of changing a whole --  
11 COMMISSIONER SPARKS: Well, I'd just leave it how it is.  
12 And, I mean, he's your day-to-day guy.  
13 So it's like he sees a problem --  
14 KEITH WESTENGARD: I will bring it --  
15 COMMISSIONER CLARK: Yeah.  
16 KEITH WESTENGARD: -- to you.  
17 COMMISSIONER SPARKS: Yeah. Expect --  
18 CHAIRMAN ANCHO: Yeah.  
19 COMMISSIONER CLARK: Yeah.  
20 KEITH WESTENGARD: The last thing --  
21 CHAIRMAN ANCHO: Yeah. And so I mean --  
22 KEITH WESTENGARD: -- we need.  
23 CHAIRMAN ANCHO: -- if that's and if -- it con- --  
24 continues to happen, --  
25 KEITH WESTENGARD: Yes.  
26 CHAIRMAN ANCHO: -- then you -- was to bring it back to us  
27 and we deal with it at that time. Because --  
28 KEITH WESTENGARD: Sure.  
29 CHAIRMAN ANCHO: -- I know that it's a pain. And I  
30 understand and I respect that. But I think that we -- we deal  
31 with it on a case-by-case basis of the person who's not getting  
32 their receipts.  
33 KEITH WESTENGARD: And, like I said, it hasn't been one --  
34 one person over multiple times. It's just been throughout  
35 different employees at different times.  
36 CHAIRMAN ANCHO: So what do we do with that? Do we need --  
37 I mean we could look at --  
38 COMMISSIONER CLARK: It's action.  
39 CHAIRMAN ANCHO: So --  
40 COMMISSIONER ALLAN: You don't have to take an action. If

1 you're not changing anything --  
2 COMMISSIONER CLARK: We did --  
3 COMMISSIONER SPARKS: Well, I --  
4 COMMISSIONER ALLAN: It's been --  
5 COMMISSIONER SPARKS: -- wanted the --  
6 COMMISSIONER ALLAN: -- discussed.  
7 COMMISSIONER SPARKS: I wanted --  
8 COMMISSIONER CLARK: And change --  
9 COMMISSIONER SPARKS: -- something --  
10 COMMISSIONER CLARK: -- date --  
11 COMMISSIONER SPARKS: -- that makes them responsible that  
12 if they don't provide it, that they're going to be responsible  
13 for the money.  
14 KEITH WESTENGARD: We -- yeah. And we -- we will add that.  
15 COMMISSIONER SPARKS: Yeah.  
16 CHAIRMAN ANCHO: So can we just have this brought back with  
17 that -- those --  
18 COMMISSIONER CLARK: Yeah.  
19 CHAIRMAN ANCHO: -- that teeth in it?  
20 UNIDENTIFIED PARTICIPANT: Yeah.  
21 COMMISSIONER CLARK: Okay.  
22 CHAIRMAN ANCHO: Okay? Can we do that?  
23 KEITH WESTENGARD: Yep.  
24 Okay.  
25 CHAIRMAN ANCHO: All right.  
26  
27 17) **COMMISSIONER: For possible action to approve/disapprove the**  
28 **superseding contract and settlement agreement between Lander**  
29 **County and Battle Mountain Land Company, LLC, (BMLC) and to**  
30 **approve the chair or vice chair to sign.**  
31  
32 CHAIRMAN ANCHO: Are we good to go on? Okay. For 17.  
33 For possible action to approve, disapprove the superseding  
34 contract and settlement agreement between Lander County and the  
35 Battle Mountain Lands Company, LLC, BMLC, and to approve the  
36 chair or vice chair to sign.  
37 DISTRICT ATTORNEY HERRERA: This contract -- and -- and  
38 we've discussed this in -- in litigation meetings prior.  
39 We rescinded the contract, if you recall, because there was  
40 a legal misunderstanding in the terms of the contract. So we

1 entered into a rescission, re- -- returned their down payment  
2 and we've been in negotiations with an outside counsel.

3 So this is the new agreement. Now the two points -- the  
4 important points that -- and -- and both of the people are here  
5 to answer these questions. Are the APN numbers correct? And --  
6 and can we make the dates?

7 So Aaron's here. And you can ask him if we can make the  
8 dates. If we can make the dates and the APN numbers are  
9 correct, this is a -- a good negotiation, in my opinion.

10 AARON MARTINEZ: Hello, Commissioners.

11 COMMISSIONER SPARKS: Hey, Aaron.

12 AARON MARTINEZ: Aaron Martinez, owner of A. M.  
13 Engineering, 742 D Street, Elko, Nevada.

14 Yeah. So we've triple-checked the APNs. I want to make it  
15 clear, though, obviously, APNs are a -- a number that's  
16 designated to a parcel at the time of the current ownership. As  
17 that ownership changes, those parcel numbers fluctuate. We  
18 haven't seen anything that showed that that ownership's changed.  
19 So those are -- parcel numbers have not fluctuated since the  
20 contract's initiation.

21 In terms of time frame, we're under a very tight timeframe,  
22 very tight.

23 Essentially, we have a bid opening coming up next week for  
24 this project. This contract that's in front of you today is  
25 contingent on that contract being accepted.

26 So I think that the -- the next step that the commission  
27 needs to understand is once this contract today that's been  
28 accepted, the next thing that will be from you is an acceptance  
29 of the awarded contractor that would -- we would accept their  
30 bid coming up next week. That would then solidify this  
31 agreement, unless I'm mistaken, that once that contract has been  
32 accepted, con- -- construction contract and then this agreement  
33 has been solidified.

34 I believe this agreement comes to terms at the end of  
35 February or very near there. So right now we're on a schedule  
36 to be back in front of you on the first meeting of February to  
37 accept that construction contract, which would, again, then  
38 solidify this agreement. And we would have achieved the  
39 contract terms.

40 DISTRICT ATTORNEY HERRERA: And for the record, our outside



1 counsel, Ted Chrissinger -- they're out of Reno -- and now Hoy  
2 Chrissinger law firm has approved this. And he is available if  
3 you want to talk to him. But he -- he had those two questions.  
4 He said that if the APN numbers are right and we can make the  
5 time -- and -- and I repeated that to you. So those are the  
6 only questions I had on it. And Aaron's answered those to my  
7 satisfaction. And -- and it's up to you at your own  
8 proceedings.

9 CHAIRMAN ANCHO: And with this, is this is because we had  
10 the APNs incorrect last time?

11 DISTRICT ATTORNEY HERRERA: Yes.

12 CHAIRMAN ANCHO: And so now we have to go forward with this  
13 agreement because of the contract we had with the other party?

14 DISTRICT ATTORNEY HERRERA: Well, this is a negotiation.  
15 We tried to rescind the contract. But the -- if -- if we  
16 litigated it, we would be litigating the first contract.

17 CHAIRMAN ANCHO: Okay. All right.

18 DISTRICT ATTORNEY HERRERA: So this -- we're trying to get  
19 rid of the first contract.

20 CHAIRMAN ANCHO: Okay.

21 DISTRICT ATTORNEY HERRERA: And this is how we do it.

22 CHAIRMAN ANCHO: All right.

23 COMMISSIONER SPARKS: Any questions?

24 I'll make a motion that we approve this superseding  
25 contract and settlement agreement between Lander County and  
26 Battle Mountain Land Company, LLC, BLC, and approve the chair or  
27 vice chair to sign. That an appropriate -- that a good  
28 motion, --

29 DISTRICT ATTORNEY HERRERA: Yes.

30 COMMISSIONER SPARKS: -- Ted? Okay.

31 COMMISSIONER CLARK: Second.

32 CHAIRMAN ANCHO: All in favor?

33 COMMISSIONER SPARKS: Aye.

34 CHAIRMAN ANCHO: Aye.

35 COMMISSIONER WAITS: Aye.

36 COMMISSIONER CLARK: Aye.

37 CHAIRMAN ANCHO: Opposed?

38 COMMISSIONER ALLAN: Nay.

39 AARON MARTINEZ: Thank you, Commission.

40 CHAIRMAN ANCHO: All right.

1 COMMISSIONER CLARK: Thank you.  
2 CHAIRMAN ANCHO: All right.  
3 Are we done?  
4 So where are we? Is that our last one?  
5 COMMISSIONER SPARKS: Not every- --  
6 COMMISSIONER CLARK: Seventeen.  
7 COMMISSIONER SPARKS: -- eighteen.  
8 CHAIRMAN ANCHO: Oh, okay.  
9 COMMISSIONER CLARK: Eighteen.  
10 CHAIRMAN ANCHO: All right. Very good.

11  
12  
13 **CORRESPONDENCE**

14  
15 **18) Correspondence, reports, potential upcoming agenda items.**

16  
17 CHAIRMAN ANCHO: So with the correspondence, reports,  
18 potential upcoming agenda items.

19 COMMISSIONER SPARKS: Something I was going to ask and when  
20 the engineer here, J-U-B's here. So we spent a lot of money on  
21 our airport. And that's why I wanted to know kind of what are  
22 we -- what do we capture in revenues from that?

23 KEITH WESTENGARD: Okay. And -- and --

24 COMMISSIONER SPARKS: And it's --

25 KEITH WESTENGARD: -- I have that here. Would you like --

26 COMMISSIONER SPARKS: And it's --

27 KEITH WESTENGARD: -- to hear it?

28 COMMISSIONER SPARKS: And BLM --

29 KEITH WESTENGARD: Or --

30 COMMISSIONER SPARKS: It's like, you know, the firefighting  
31 season is one of our biggest revenue providers.

32 KEITH WESTENGARD: Right.

33 COMMISSIONER SPARKS: My question is -- and -- and you  
34 might be able to answer this too -- is in the grant process  
35 is -- is there any money available to where we could  
36 commercialize that somewhat? Run commercial flights out of  
37 there? Because if you look at it, we're -- we've got all these  
38 mines around us. You have to go to Elko or you have to go to  
39 Reno to fly out. Why couldn't we provide that service here and  
40 capture more revenue out of this airport that we spend so much

1 money on?

2 KEITH WESTENGARD: I see.

3 COMMISSIONER SPARKS: Why --

4 COMMISSIONER CLARK: I have a --

5 COMMISSIONER SPARKS: -- limit ourselves?

6 KEITH WESTENGARD: Right. So I -- I -- I did meet with Tom  
7 and David last night. And that they come up in discussion about  
8 how we might be able to look at some commercial flights  
9 terminally and so forth.

10 COMMISSIONER SPARKS: Yeah.

11 KEITH WESTENGARD: And I believe it was FAA part 139 is  
12 what we talked about.

13 And one of the things we would have to look at would be the  
14 ARFF truck -- the -- the money I put aside last year.

15 I'll probably ask for more this year to finalize that.  
16 ARFF truck runs about three-quarters of a million dollars. And  
17 then there's training and so forth put -- put into that. We --  
18 we talked about other options that -- that we might be able  
19 to -- to try to promote commercial flight into Battle Mountain.  
20 And -- and if I missed something, guys, feel free to jump in.

21 TOM LEMENAGER: Yeah. I guess my comment would be --

22 DAVID MEYER: Tom Lemenager, for the record.

23 TOM LEMENAGER: I'm Tom Lemenager with J-U-B in Boise.  
24 The main thing would be to capture an airline to --

25 COMMISSIONER SPARKS: Uh-huh.

26 TOM LEMENAGER: -- to come in here. And that's difficult  
27 in these days. In fact there's airports that are locked and  
28 loaded with all the facilities and are having trouble getting  
29 air service nowadays. So my first impression on what could be  
30 done is doing air service marketing analysis, feasibility for  
31 this. And they look at your area and see if there's enough  
32 interest, enough population, and enough income to drive that --

33 COMMISSIONER SPARKS: Right.

34 TOM LEMENAGER: -- kind of --

35 COMMISSIONER SPARKS: And I -- I see that. But it --

36 TOM LEMENAGER: Good.

37 COMMISSIONER SPARKS: -- would also be a very -- be a  
38 strong plus point for our industrial park. We have a commercial  
39 we have commercialized --

40 COMMISSIONER CLARK: Yeah.

1 COMMISSIONER SPARKS: -- slice out of our town, you know.  
2 CHAIRMAN ANCHO: Uh-huh.  
3 COMMISSIONER SPARKS: So it's -- I just -- I hate seeing so  
4 much money spent and then not being able to capitalize on all  
5 those dollars. And I think that's a big part of it that we're  
6 missing, you know.  
7 TOM LEMENAGER: The good thing that -- if I might -- you  
8 have the runway. And you're going to have the ramp.  
9 COMMISSIONER SPARKS: Right.  
10 TOM LEMENAGER: You've got a lot of the amenities that  
11 would drive a light, commercial aircraft --  
12 COMMISSIONER SPARKS: Yeah. Exactly.  
13 DAVID MEYER: Yeah.  
14 TOM LEMENAGER: -- for --  
15 DAVID MEYER: Definitely.  
16 TOM LEMENAGER: Sure.  
17 DAVID MEYER: The heavy -- David Meyer, for the record.  
18 The heavy aircrafts that BLM fly for their firefighting, the  
19 C-130s, the RJ-5s, those are -- those are bigger. The same size  
20 are bigger than, you know, a commuter flight. So you do have  
21 most of your air side amenities that you would require.  
22 The one big change that goes from being a general aviation  
23 airport to a commercial airport is you have to go from being an  
24 uncontrolled airfield to a controlled airfield, which means a  
25 tower, you know, paying for people. It would be -- to the best  
26 of my knowledge, there's no commercial service that do not have  
27 a controlled airfield.  
28 TOM LEMENAGER: Well --  
29 DAVID MEYER: I don't think the airliners have any --  
30 TOM LEMENAGER: And then --  
31 DAVID MEYER: -- interest is --  
32 TOM LEMENAGER: -- and then --  
33 DAVID MEYER: -- the --  
34 TOM LEMENAGER: -- there's the --  
35 DAVID MEYER: -- issue.  
36 TOM LEMENAGER: -- terminal itself.  
37 COMMISSIONER SPARKS: Right.  
38 DAVID MEYER: Yeah.  
39 TOM LEMENAGER: And, you know, the FAA may or may not --  
40 AARON MARTINEZ: Yeah.

1 TOM LEMENAGER: -- take part in that terminal.  
2 COMMISSIONER SPARKS: Well, that -- these are all my --  
3 COMMISSIONER CLARK: Yeah.  
4 COMMISSIONER SPARKS: -- questions.  
5 DAVID MEYER: Yeah.  
6 COMMISSIONER SPARKS: It's --  
7 DAVID MEYER: Absolutely.  
8 COMMISSIONER SPARKS: -- just a potential future --  
9 TOM LEMENAGER: And I don't mean --  
10 COMMISSIONER SPARKS: -- item.  
11 TOM LEMENAGER: -- to downplay --  
12 DAVID MEYER: Yeah.  
13 TOM LEMENAGER: -- anything, but I think the first step  
14 would be to get a feasibility plan done --  
15 DAVID MEYER: Yeah.  
16 TOM LEMENAGER: -- by an air service guy and see if the  
17 possibility is even there. And that's pretty cost-effective --  
18 DAVID MEYER: Yeah.  
19 TOM LEMENAGER: -- to get them.  
20 DAVID MEYER: That -- that's --  
21 TOM LEMENAGER: They might just shoot it down right there.  
22 Or they may say anything's a possibility, that you could draw an  
23 airline. You could --  
24 DAVID MEYER: Yeah. And I --  
25 CHAIRMAN ANCHO: How --  
26 DAVID MEYER: -- think --  
27 CHAIRMAN ANCHO: -- do we --  
28 DAVID MEYER: -- the move --  
29 CHAIRMAN ANCHO: -- go about --  
30 DAVID MEYER: -- to commercial, the FAA is -- if you have  
31 interest, the FAA, I think, would be interested in playing  
32 along. The part 139 certification, which is a safety and  
33 security thing, you know, you've got to have a badging now that  
34 you have a controlled airfield. You know, they'd look at your  
35 fencing and everything. That's more about your operation side  
36 in terms of your infrastructure. The big things would be the  
37 tower and the --  
38 COMMISSIONER SPARKS: Uh-huh.  
39 DAVID MEYER: -- terminal.  
40 COMMISSIONER SPARKS: Yeah.

1 CHAIRMAN ANCHO: How do we --  
2 COMMISSIONER SPARKS: Okay.  
3 CHAIRMAN ANCHO: -- move forward doing a feasibility study?  
4 TOM LEMENAGER: Find an outfit. And we can help you with  
5 that, --  
6 DAVID MEYER: Yeah.  
7 TOM LEMENAGER: -- that does that kind of work. That's  
8 pretty specialized work.  
9 DAVID MEYER: Yeah. It's specialized planning --  
10 TOM LEMENAGER: But some planning --  
11 DAVID MEYER: -- outfit would look at that ser- --  
12 TOM LEMENAGER: Some planning, larger planning firms would  
13 have that element within it. But there are a lot of -- I  
14 wouldn't say a lot of. But there's a -- outfits mostly on the  
15 west coast, bigger cities that can do this kind of thing.  
16 They're ex-airport managers who have struggled with this.  
17 Then they got a planner on board too.  
18 So it's kind of a -- a small firm that does -- specializes  
19 in that kind of thing.  
20 CHAIRMAN ANCHO: All right. Very good.  
21 COMMISSIONER SPARKS: For the future, an agenda item,  
22 Keith?  
23 KEITH WESTENGARD: Yes?  
24 COMMISSIONER SPARKS: And MedAirOne. Have we heard  
25 anything back from those folks?  
26 KEITH WESTENGARD: Yes, we have, actually. She -- we'll  
27 probab- --  
28 COMMISSIONER SPARKS: Thanks, guys.  
29 KEITH WESTENGARD: -- chief -- chief --  
30 CHAIRMAN ANCHO: Thank you.  
31 COMMISSIONER CLARK: Thank you.  
32 KEITH WESTENGARD: I think we're -- I'm good.  
33 DAVID MEYER: We're not going to leave right away. We'll  
34 wait for you.  
35 KEITH WESTENGARD: I spoke with Gina Finnaneli  
36 (Faccenetti), I believe's how -- anyway -- yesterday. And I  
37 will have her at the next meeting to talk about memberships, the  
38 franchise agreement, the -- the basic service versus the  
39 nationwide service. And so she will be here at the next --  
40 COMMISSIONER CLARK: Okay.

1 KEITH WESTENGARD: -- meeting.

2

3

4 **PUBLIC COMMENT**

5

6 CHAIRMAN ANCHO: So do we have any public comment?

7 (No comment.)

8 COMMISSIONER SPARKS: I make a -- oh, right there.

9 COMMISSIONER CLARK: How are you doing again, Aaron?

10 AARON MARTINEZ: Aaron Martinez, for the record.

11 Just a quick question for the engineer. Is there a master  
12 plan that's been developed for the airport?

13 TOM LEMENAGER: Yes.

14 DAVID MEYER: Yes. We can get you a copy of that.

15 AARON MARTINEZ: Thank you very much. Thank you.

16

17

18 **ADJOURNMENT**

19

20 COMMISSIONER WAITS: Motion to adjourn.

21 COMMISSIONER CLARK: Second.

22 CHAIRMAN ANCHO: All in favor?

23 COMMISSIONER SPARKS: Aye.

24 COMMISSIONER CLARK: Aye.

25 CHAIRMAN ANCHO: Aye.

26 COMMISSIONER ALLAN: Aye.

27

28 (Meeting adjourned at 12:12 p.m.)

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

**ATTEST:** Sadie Sullivan  
**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 11TH DAY OF FEBRUARY 2016, 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.  
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21  
22 DATED AT \_\_\_\_\_  
23 THIS \_\_\_\_\_ DAY OF \_\_\_\_\_  
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26 \_\_\_\_\_  
27 TIFFANY ELKINGTON, CCR #930  
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