

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 February 13, 2020, at 8:59 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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22 CHAIRMAN ANCHO: -- order the Lander County Commissioner  
23 meeting, Board of -- Town Board of Battle Mountain and Austin  
24 Board of -- County -- County Highway Commissioners, February 13,  
25 2020.

26 So as a call to order, can I have -- Art, you want to lead  
27 us in the Pledge of Allegiance?

28 COMMISSIONER CLARK: Sure.  
29

30 (Pledge of Allegiance)  
31

32 CHAIRMAN ANCHO: All right. We're going to go ahead and  
33 have a moment of silence.  
34

35 (Moment of silence)  
36

37 CHAIRMAN ANCHO: All right. So get started.

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

1 body at -- and items may be pulled or removed from the agenda at  
2 any times.

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5 **COMMISSIONER REPORTS**

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7 CHAIRMAN ANCHO: Commissioners' reports on meetings,  
8 conferences, seminars attended.

9 Patsy?

10 On seminars? Meetings?

11 COMMISSIONER WAITS: Thank you. Yes. I did have a couple  
12 meetings.

13 On the 23rd of January, I attended the Kingston Town Board  
14 meeting. They're busy working on their budgets, of course, and  
15 had some concerns on, actually, safety, regarding a light over  
16 their new mailboxes.

17 But I don't think we can get that in for this year's budget  
18 if they could because Nevada Energy doesn't put them in anymore.  
19 And so we're busy looking at several other ways. But they were  
20 going to try.

21 On the 31st of January, I attended the NACo meeting, which  
22 was in Clark County.

23 I'll -- actually, we had a couple of our other  
24 commissioners too, our representatives and alternates there.

25 So I'll leave some of that.

26 But we did have the installation of officers. And I  
27 reported on who they were last time: Jim French, of course,  
28 being our president this year; and Marilyn Kirkpatrick, which is  
29 the president-elect; and then our vice president, which is Bob  
30 Lucey out of Washoe County.

31 We were busy working on a lot of different things. One, of  
32 course, is our -- our priorities for our legislative conference.  
33 And that's coming up in Washington, D.C., on the 28th of February  
34 through the -- the 4th of March. So we will be having a local  
35 attendance for us on that. That's an extremely important one and  
36 gives you a real nice background for NACo.

37 On February 10th we had an Austin Airport Advisory Board  
38 meeting. And actually, we had a full board. All three members  
39 were there. Again, working on the budget and some problems that  
40 we've got out there that need to be addressed with fencing and

1 safety and some things like that. So we'll be working on that as  
2 it goes on.

3 That's all I have. Thank you.

4 CHAIRMAN ANCHO: Very good. Thank you.

5 Art?

6 COMMISSIONER CLARK: (Off microphone) I went to the NACo  
7 meeting.

8 (On microphone) Thank you. I went to the NACo meeting and a  
9 lot of the things that were discussed were the same things that  
10 have been discussed for a long time: grazing, fires, those  
11 different things.

12 I guess the one thing that stuck out in the meeting was the  
13 increase of insurance premiums for fires. Ours went up \$50,000.  
14 I think Humboldt's went up 200,000, whatever it was.

15 Jim French is -- is looking in- -- into this.

16 Probably the most significant thing about the -- about the  
17 trip was I stopped in Beatty. And we had a guy that used to  
18 come to Battle Mountain and sell military surplus. And, you  
19 know, people have asked me, you know, where's this guy at? He's  
20 been gone for years.

21 So I stopped and talked to him, and he told me that to have  
22 a peddler's license in Battle Mountain, he was told he needed an  
23 FBI background check.

24 So that didn't sound right. I called Ron. I called  
25 Anna. I think we got that situation straightened up.

26 So he may be back up selling military surplus, which I  
27 don't think he ever left empty.

28 And the last thing I want to report on is the rec center.

29 I followed the junior high basketball teams around last  
30 Saturday. And I got to tell you, there was more excitement and  
31 energy in that rec center than you would find in an NBA game.  
32 Those fans and those kids, they yelled, screamed, and hollered.  
33 And those kids played their hearts out.

34 And we need to give a big shout-out to Coach Bert Ramos.  
35 You know, working full-time and -- and being a coach and not  
36 associated with the schools, that's -- that's a tough position.

37 So that's the end of me.

38 CHAIRMAN ANCHO: Very good. Thank you.

39 I attended the hospital board meeting. Just standard  
40 stuff. Their construction is all done. And they don't have any

1 more phases planned at this time. So they're -- they're kind of  
2 just at -- at a stand-o- -- stand still, just doing regular  
3 meetings. Nothing too -- stands out that's reportable.

4 Convention and Tourism, the meeting lasted, like, 15  
5 minutes. So really wasn't much. We just went over the budget,  
6 had to sign some bills.

7 And then I went -- attended my first LEDA meeting. And I  
8 was a little confused on how the whole process worked with that  
9 meeting. So I sat by and kind of watched to see how -- how it  
10 all played out. And so I'm sure in the future I will have more  
11 to report on that. But at this time, I was more of an observer  
12 than a participant within the meeting.

13 So Bryan?

14 COMMISSIONER SPARKS: Nothing.

15 CHAIRMAN ANCHO: Judie?

16 COMMISSIONER ALLAN: Okay. So on February 6th, I did  
17 attend the Livestock Advisory Board meeting. And that was  
18 pretty much business as usual.

19 I -- well, backing up a little bit, January 31st I attended  
20 the NACo meeting in Vegas.

21 So bear with me. I'm trying to decipher my notes. Made  
22 sense when I took them, but --

23 We had an update on the county opioid lawsuits in Nevada.  
24 And, actually, no formal offers have been made or settled yet.  
25 And none of the cases have gone to trial in Nevada.

26 There's a trial date set for 2021. So it's still kind of  
27 an ongoing thing. There's a lot more into it. Like I said,  
28 trying to -- trying to make notes. But, you know, the opioid  
29 lawsuits are progressing, I guess.

30 There are -- so there was an update on the -- there's some  
31 proposed rulemaking on the NEPA Act. And they're proposing  
32 revisions that actually really could impact counties.

33 Basically, it's -- it's changing a time frame and excluding  
34 projects that have mineral -- minimal federal funding  
35 and basically limit the amount of effects.

36 So that's going to be -- you know, NACo's going to be  
37 watching that to -- to see how that progresses.

38 Let's see what else.

39 Oh, another interesting thing that I thought was really  
40 great. So Marilyn Kirkpatrick is the chairman for the Clark

1 County Commission. And Marilyn is -- is a really fantastic  
2 lady. She sits on a lot of boards in Clark County. And she's  
3 chairman of those and super, super busy. But she's also really  
4 involved in the state.

5 So she has a bill before the legislature -- or -- well, the  
6 House, I think? The federal level -- for permanent funding for  
7 PILT.

8 And that's a really big thing because every year they, you  
9 know, try to take away the PILT money.

10 And if they can -- if -- if our government can pass  
11 legislation that says that they will permanently fund PILT, that  
12 would be a big sigh of relief for -- for all these counties.

13 So then on the 11th, we had LEPC -- a LEPC meeting. And it  
14 was pretty much standard business. Although I do want to pretty  
15 much invite everybody. Our next meeting March 10th, we're having  
16 a presentation from Jessica Dugan. She is with Farr Engineering.  
17 She's been working with -- well, it's a tri-county hazardous  
18 mitigation plan. And it's kind of one of those things that the  
19 more people that can get involved in this, the better. So that  
20 will be at 5:30 in the community room on the 10th.

21 And if you know of anybody that would be interested in  
22 going, you know, please feel free to invite them. Because, like  
23 I said, it's -- it's working on the -- the hazard- -- hazardous  
24 mitigation. And as a community, you know, we need to be kind of  
25 aware of a lot of these things too. So --

26 So that's it.

27 CHAIRMAN ANCHO: Very good. Thank you.

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30 **STAFF REPORTS**

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32 CHAIRMAN ANCHO: Staff reports on meetings, conferences,  
33 and seminars.

34 KEITH WESTENGARD: So it's in your books. But we're up  
35 again to lose our SCCRT tax waiver from the state.

36 I have to submit that prior to the 20th, which is before  
37 the next commission meeting. And I'm pretty sure you want me to  
38 consider -- or to go ahead and submit our waiver. So I will  
39 work on that.

40 We met with the Locke group, which is a solar company. I

1 have a booklet here if you'd like to look it over. They are  
2 going to come to the county and propose this solar field south  
3 of -- of Battle Mountain here.

4 I also -- I attended the NACo conference on February 7th. It  
5 had to do with our water resources plan if anybody's interested in  
6 that. It was a good -- a good meeting that we had. And it -- and  
7 we have a pretty good plan in place already.

8 Also got the Nevada Division of Minerals report if  
9 anybody's interested in that as well. I only have one bound  
10 copy, but you're welcome to take it and read over it.

11 The Austin Highway 50 project is going to be a -- a pretty  
12 fast-paced project throughout the summer. So we had a meeting to  
13 talk about the ADA accessible sidewalks and so forth in Austin.  
14 And it sounds like that's -- that's pretty much in place. I  
15 have -- don't have a whole lot to worry about with that.

16 We had a meeting scheduled to meet with Amtrak to talk  
17 about the -- the Amtrak stop in Battle Mountain. That was  
18 postponed, and it was rescheduled till the 24th. So hopefully  
19 I'll -- I'll have a little more information at our next meeting  
20 to talk about where -- where we're at with that potential Amtrak  
21 stop.

22 We have -- the first week of March, we're going to be  
23 talking a lot about our lands bill, getting ready to -- for our  
24 folks in D.C. to present it to the House, hopefully move forward  
25 on that pretty quick.

26 And then we had some conflicts with the budget workshop. So  
27 we had to change the dates to March 18th and 19th. March 18th and  
28 19th for our budget workshop.

29 So if -- if that's not going to fit in schedule, please let  
30 me know. But that's what we're looking at right now.

31 That's it.

32 CHAIRMAN ANCHO: Bryan?

33 COMMISSIONER WAITS: Yes. So how's that going to work?

34 The same times? 9:00 to 5:00 -- 9:00 to 5:00 both days?

35 Whatever you guys would like. Whatever you guys would  
36 like.

37 CHAIRMAN ANCHO: Did you want to change that? Or what --  
38 or are you all right with that, Patsy?

39 Okay. All right.

40 All right.

1     **PUBLIC COMMENT**

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3           CHAIRMAN ANCHO:  Moving on for public comment for  
4 nonagen- -- agendized items only.

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

13           So we're going to move on to the consent item.

14           Now on -- on this part --

15           COMMISSIONER ALLAN:  (Off microphone) Kathy?

16           CHAIRMAN ANCHO:  -- am I --

17           COMMISSIONER ALLAN:  (Off microphone) Are you going to ask  
18 if anybody wants -- has any public comment?

19           CHAIRMAN ANCHO:  Oh, yes.  And I've been doing notes so I  
20 try to remember that, you guys.  So I'm so sorry.

21           So with that, is there anybody who has any public comment?  
22 I'm sorry.

23           (No comment.)

24           CHAIRMAN ANCHO:  All right.

25           So...

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28     **CONSENT AGENDA**

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30           CHAIRMAN ANCHO:  So -- I need -- under the consent items,  
31 am I required, Bryan, to --

32           COMMISSIONER SPARKS:  (Off microphone) Oh.  I'm not sure.  
33 You might --

34           CHAIRMAN ANCHO:  On this?

35           COMMISSIONER SPARKS:  -- ask Ted.

36           CHAIRMAN ANCHO:  So under the consent agenda part, am I  
37 required to read the para- -- that entire paragraph?  Or do we  
38 just go ahead and go into the consent items?

39           DISTRICT ATTORNEY HERRERA:  (Off microphone) You need to  
40 read it.

1 CHAIRMAN ANCHO: Okay. So --  
2 All -- for consent items, all matters listed under the  
3 consent agenda are considered routine and may be acted upon by  
4 the Board of County Commissioners with one action, without  
5 extensive discussion. Any member of the board or any citizen  
6 may request that an item and be taken from the consent agenda  
7 discussed and acted upon separately during the meeting. Consent  
8 agenda materials are available at the Lander County Clerk's  
9 Office for viewing and copies are available for a nominal fee --  
10 charge.

11 So Number 1, approval of February 13, 2020, agen- -- agenda  
12 notice ; Number 2, approval of October 10, 2019, meeting  
13 minutes; approval of October 24, 2019, meeting minutes; Number  
14 4, approval of November 7, 2019, meeting minutes; Number 5,  
15 approval of November 25, 2019, special meeting minutes; approval  
16 of Decem- -- or Number 6 approval of December 5, 2019, meeting  
17 minutes; Number 7, approval of December 19, 2019, meeting  
18 minutes; Number 8, approval of January 9, 2020, meeting minutes;  
19 Number 9, approval of January 23, 2020, meeting minutes; Number  
20 10, approval of payment of bills.

21 So are there -- other than on Number 10, removing the checks  
22 for Bryan that are Number 206475, 206558, 206667 for Bryan's  
23 employer. And then, for Patsy, Check #206471. Do -- do we have  
24 all of the minutes from these meetings?

25 No?

26 COMMISSIONER WAITS: Madam Chair?

27 CHAIRMAN ANCHO: Uh-huh.

28 COMMISSIONER WAITS: I make a motion that we approve the  
29 consent agenda to include Number 1, the February 13 agenda  
30 notice, and Number 2, the October 10 meeting minutes.

31 CHAIRMAN ANCHO: All right.

32 Is there a second?

33 COMMISSIONER ALLAN: I'll second that.

34 CHAIRMAN ANCHO: All right.

35 All in favor?

36 COMMISSIONER CLARK: Aye.

37 COMMISSIONER SPARKS: Aye.

38 COMMISSIONER WAITS: Aye.

39 CHAIRMAN ANCHO: All right.

40 COMMISSIONER ALLAN: Aye.



1 CHAIRMAN ANCHO: Opposed? Aye? All right.  
2 All right.  
3 So then we'll move on to the payment of bills -- the -- for  
4 Bryan's employer for the -- these three checks. Is there a  
5 motion?  
6 COMMISSIONER CLARK: (Off microphone) Yeah. I'll make a  
7 motion we pay them.  
8 CHAIRMAN ANCHO: All right. Have a second?  
9 COMMISSIONER ALLAN: (Off microphone) I'll second.  
10 COMMISSIONER WAITS: Oh, very good.  
11 All in favor?  
12 COMMISSIONER CLARK: Aye.  
13 COMMISSIONER ALLAN: Aye.  
14 CHAIRMAN ANCHO: Aye.  
15 COMMISSIONER WAITS: Aye.  
16 CHAIRMAN ANCHO: Opposed?  
17 COMMISSIONER SPARKS: And I abstain.  
18 CHAIRMAN ANCHO: All right. Very good.  
19 So then on Check #206471 for Patsy, do I have a motion?  
20 COMMISSIONER SPARKS: I'll make a motion to approve.  
21 CHAIRMAN ANCHO: Second?  
22 COMMISSIONER CLARK: Second.  
23 CHAIRMAN ANCHO: All right. Very -- all in favor?  
24 COMMISSIONER SPARKS: Aye.  
25 COMMISSIONER ALLAN: Aye.  
26 CHAIRMAN ANCHO: Opposed?  
27 COMMISSIONER WAITS: And I am abstaining. Thank you.  
28 CHAIRMAN ANCHO: All right. Very good.  
29 COMMISSIONER ALLAN: (Off microphone) Kathy, --  
30 CHAIRMAN ANCHO: Yes.  
31 COMMISSIONER ALLAN: (Off microphone) -- can you stop for  
32 one moment?  
33 CHAIRMAN ANCHO: You may.  
34 COMMISSIONER ALLAN: (Off microphone) Sadie? Is this going  
35 to pick up those motions without turning these on?  
36 SADIE SULLIVAN: Hopefully, if you speak loud enough, yes.  
37 COMMISSIONER ALLAN: (Off microphone) Okay.  
38 COMMISSIONER SPARKS: So every time we speak, no matter if  
39 it's --  
40 SADIE SULLIVAN: (Off microphone) You'll have to --

1 COMMISSIONER SPARKS: -- an (indiscernible), just press it,  
2 even though -- okay. I'll make sure I do --  
3 CHAIRMAN ANCHO: All --  
4 COMMISSIONER SPARKS: -- that.  
5 CHAIRMAN ANCHO: -- right.  
6 COMMISSIONER SPARKS: Thanks.  
7 CHAIRMAN ANCHO: Very good.  
8 It's going to be a little bit to learn how to remember to  
9 do that.  
10 All right. So --  
11 All right.  
12 CHAIRMAN ANCHO: Going on to Number 1 for County Manager.  
13 For possible action to approve/disapprove the abolishment of the  
14 purchase order system within Lander County.  
15 COMMISSIONER SPARKS: We need to make the --  
16 CHAIRMAN ANCHO: I'm sorry.  
17 COMMISSIONER SPARKS: We need to approve bills. We  
18 didn't --  
19 DISTRICT ATTORNEY HERRERA: (Off microphone) You need to --  
20 COMMISSIONER SPARKS: -- approve bills.  
21 DISTRICT ATTORNEY HERRERA: (Off microphone) -- approve the  
22 rest of the --  
23 CHAIRMAN ANCHO: Oh, the rest of the bills.  
24 DISTRICT ATTORNEY HERRERA: (Off microphone, indiscernible)  
25 CHAIRMAN ANCHO: I'm sorry, guys. All right. So I  
26 need to -- a motion to approve the remaining bills.  
27 COMMISSIONER ALLAN: So moved.  
28 CHAIRMAN ANCHO: All right. A second?  
29 COMMISSIONER SPARKS: I'll second.  
30 CHAIRMAN ANCHO: All right. All in favor?  
31 COMMISSIONER SPARKS: Aye.  
32 COMMISSIONER ALLAN: Aye.  
33 COMMISSIONER WAITS: Aye.  
34 COMMISSIONER CLARK: Aye.  
35 CHAIRMAN ANCHO: All right. Aye.  
36 So --  
37 All right.  
38 So --  
39 All right.  
40

1) COUNTY MANAGER: For possible action to approve/disapprove the abolishment of the purchase order system within Lander County.

CHAIRMAN ANCHO: So now I'm good to go into Number 1. County Manager. For possible action to approve/disapprove the abolishment of the purchase order system within Lander County.

All right.

UNIDENTIFIED PARTICIPANT: Why have you guys (indiscernible) when you're not talking.

KEITH WESTENGARD: We did -- I did speak about this earlier that we discussed this with our auditors as well as with the fiscal officer.

And without a purchasing agent, we really don't need a PO system in place. It's just a -- an extra step that's not needed.

So I wanted to bring it to the board to see about just abolishing the whole system.

We had a department head and elected official meeting to discuss it.

There's -- there's no issues with any of the department heads or the elected officials.

Some are going to keep records within their own office, but we don't need -- we don't need to keep the PO system in place.

So that's what I'm asking for.

JEANNE FALZONE: We'll just --

CHAIRMAN ANCHO: So is there --

JEANNE FALZONE: -- leave that on --

CHAIRMAN ANCHO: -- any discussion?

JEANNE FALZONE: -- for them. You guys (indiscernible).

COMMISSIONER WAITS: I'll make a motion that we approve the abolishment of the purchase order system within Lander County.

CHAIRMAN ANCHO: Can I have a second?

COMMISSIONER CLARK: Yeah. I'll second that.

CHAIRMAN ANCHO: Is there any more discussion?

(No comment.)

CHAIRMAN ANCHO: All in favor?

COMMISSIONER SPARKS: Aye.

COMMISSIONER WAITS: Aye.

COMMISSIONER CLARK: Aye.

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CHAIRMAN ANCHO: Aye.  
Opposed?  
COMMISSIONER ALLAN: Nay.  
CHAIRMAN ANCHO: Okay. All right.

2) **COUNTY MANAGER: For possible action to approve/disapprove the Lander County Emergency Operations Plan Letter of Promulgation.**

KATHY ANCHO: So for possible action to approve/disapprove the Lander County Emergency Operation Plan Letter of Prom- -- Promulgation.

KEITH WESTENGARD: This is for LEPC. It's their annual requirement to post the public service announcement in the newspaper and to also -- for them to remain into -- in compliance to have this letter of promulgation that we do annually in order, like I say, in order to keep the LEPC in compliance.

And then for the chair or vice chair to sign.

CHAIRMAN ANCHO: All right.  
So any discussion?  
(No comment.)

CHAIRMAN ANCHO: All right. Is there a motion?

COMMISSIONER ALLAN: I'll make the motion to approve the Lander County Emergency Operations Plan Letter of Promulgation and authorize the chair to sign.

COMMISSIONER WAITS: I'll second the motion.

CHAIRMAN ANCHO: All in favor?

COMMISSIONER WAITS: Aye.  
COMMISSIONER SPARKS: Aye.  
COMMISSIONER ALLAN: Aye.  
COMMISSIONER CLARK: Aye.

CHAIRMAN ANCHO: Aye.  
Opposed?  
All right. Very good. All right. All right.

1     **3)     COUNTY MANAGER: For possible action to approve/disapprove a**  
2     **proposal from AirMedCare Network for nationwide coverage at**  
3     **an amount not to exceed \$66,031.70.**  
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5           CHAIRMAN ANCHO: Number 3. For the possible action  
6 approval/disapproval of the proposal from the AirMedCare  
7 network, the -- the nationwide coverage at the amount not to  
8 exceed \$66,031.70.

9           KEITH WESTENGARD: So this -- this was a -- discussed  
10 earlier with -- with some confusion about how the people are  
11 flown out of the county or how they're covered within this --  
12 with this membership that we have.

13           And what -- what this does currently our membership allows  
14 people to -- with Lander County zip codes to be flown out of  
15 Lander County.

16           This additional cost would cover the county nat- --  
17 nationwide.

18           And I've asked Gina from AirCareMed network to come up and  
19 speak any questions that you guys -- or answer any questions  
20 that you guys might have.

21           CHAIRMAN ANCHO: Can you turn your speaker on and state  
22 your name, please.

23           GINA FACCENETTI: Gina Faccenetti, membership manager,  
24 AirMedCare network.

25           CHAIRMAN ANCHO: Thank you.

26           GINA FACCENETTI: Good morning, Commissioners.

27           Yes. So the -- the full MSP is similar to what they have  
28 in both Elko and White Pine right now.

29           What that does is covers them for all of the bases across  
30 the United States, all 320-some-odd-plus bases.

31           So if they were shopping in Elko and got flown out of there  
32 or traveling somewhere and a base took them, they would not get  
33 balance billed.

34           Another benefit to that is currently in your partial MSP,  
35 if the people are uninsured, they can get billed for the  
36 Medicare allowable rate, which, you know, drops the bill from  
37 whatever it is.

38           The -- the case here that we're dealing with right now is  
39 67,000 down to, like, 11,000 the person was getting billed. And  
40 we're working on paperwork right now to get that additional

1 amount written off because this particular person is unemployed  
2 and we do have mercy billing.

3 But that goes away if you have a full MSP. They don't get  
4 billed the Medicare balance billed rate if they don't have  
5 insurance as well. So that's another benefit for it.

6 Also, the franchise agreement that we sent over for your  
7 review to help cover the mental health patients that you guys were  
8 concerned about getting flown out of the area covers that as well.  
9 So that's some benefit you guys have expressed concerns about that  
10 the full MSP would take care of.

11 CHAIRMAN ANCHO: Very good. Thank you.

12 GINA FACCENETTI: Of course. Any other questions about --

13 COMMISSIONER WAITS: My question is since we have the other  
14 coverage right now, when -- when is this actually effective?

15 KEITH WESTENGARD: I --

16 GINA FACCENETTI: About --

17 KEITH WESTENGARD: -- believe it --

18 GINA FACCENETTI: Oh, --

19 KEITH WESTENGARD: Go ahead.

20 GINA FACCENETTI: -- sorry. Terribly sorry.

21 So what we did is prorated it to take off the cost of the  
22 coverage that you guys paid for now to start it if you were to  
23 vote on it now.

24 The full MSP would take affect whenever you guys vote for it.  
25 And they'll just prorate what you have left on your partial that  
26 you've already paid.

27 COMMISSIONER CLARK: Okay. I --

28 UNIDENTIFIED PARTICIPANT: (Off microphone) I did have a  
29 question.

30 COMMISSIONER CLARK: -- have a question.

31 This additional coverage to cover people from Lander County  
32 and other areas, --

33 GINA FACCENETTI: Uh-huh.

34 COMMISSIONER CLARK: -- that's available to them for a  
35 cost; right?

36 GINA FACCENETTI: It is. Yes.

37 COMMISSIONER CLARK: Because I know I signed up, I think,  
38 for ten years for \$300 or whatever it was.

39 GINA FACCENETTI: It is. They can upgrade it for --

40 COMMISSIONER CLARK: Yeah. You --

1 GINA FACCENETTI: -- the cost --  
2 COMMISSIONER CLARK: -- can --  
3 GINA FACCENETTI: -- for themselves.  
4 COMMISSIONER CLARK: -- upgrade it. So --  
5 GINA FACCENETTI: This --  
6 COMMISSIONER CLARK: -- that upgrade --  
7 GINA FACCENETTI: -- was just substantially discounted  
8 compared to what they had to pay. The cost that it came up  
9 with, like, per residence, I think it was -- was less than,  
10 like, \$15 for a household. As --  
11 COMMISSIONER CLARK: Yeah.  
12 GINA FACCENETTI: -- opposed to what they had to pay.  
13 COMMISSIONER CLARK: What -- what was our cost before? Six  
14 -- six --  
15 KEITH WESTENGARD: Sixty-five hundred dollars --  
16 COMMISSIONER CLARK: 6500?  
17 KEITH WESTENGARD: -- I believe is what it was. Or \$6800  
18 from within the county -- Lander County zip code residents.  
19 COMMISSIONER CLARK: Right.  
20 KEITH WESTENGARD: But they had to be flown out of our --  
21 COMMISSIONER CLARK: Out of our --  
22 KEITH WESTENGARD: -- county.  
23 COMMISSIONER CLARK: -- hospital.  
24 KEITH WESTENGARD: Out of -- yes.  
25 GINA FACCENETTI: Well, out of --  
26 KEITH WESTENGARD: Out of the --  
27 GINA FACCENETTI: -- Lander --  
28 KEITH WESTENGARD: -- county.  
29 GINA FACCENETTI: -- County.  
30 COMMISSIONER CLARK: Out of Lander --  
31 KEITH WESTENGARD: Yeah.  
32 COMMISSIONER CLARK: -- County.  
33 GINA FACCENETTI: Correct. So we do scene calls as well.  
34 So, I mean, --  
35 COMMISSIONER CLARK: So --  
36 GINA FACCENETTI: -- is if --  
37 COMMISSIONER CLARK: -- if -- if --  
38 GINA FACCENETTI: -- they run --  
39 COMMISSIONER CLARK: -- there --  
40 GINA FACCENETTI: -- a --

1 COMMISSIONER CLARK: -- if there was an accident somewhere  
2 on the mountain, the helicopter would come and pick them up in  
3 Lander County?  
4 GINA FACENETTI: Correct. If it was in Lander --  
5 COMMISSIONER CLARK: Okay.  
6 GINA FACENETTI: -- County. Yes. They would not be  
7 balance --  
8 They're going to come get them either way. The only  
9 difference is whether or not they get bill --  
10 COMMISSIONER CLARK: When we started this, I -- I thought  
11 that anything extra that was offered was up to the individual to  
12 purchase. That's why I purchased the extra coverage.  
13 GINA FACENETTI: And that is always an option,  
14 Commissioner. A lot of the reasons that the other counties have  
15 decided to do it is because it also keeps a lot of money in the  
16 county.  
17 Just the two that I'm helping on paperwork with right now, if  
18 this -- they wouldn't have had this coverage. Say, they were on  
19 their way to Elko and this happened right over the county line,  
20 they would have gotten billed.  
21 COMMISSIONER CLARK: Yeah. Yeah.  
22 GINA FACENETTI: And -- and so, you know, that's, in this  
23 case, \$63,000 they would have been sending to West Plains,  
24 Missouri, that wouldn't have stayed in here for one flight.  
25 COMMISSIONER CLARK: Sixty --  
26 GINA FACENETTI: So a lot of the -- the other counties  
27 have taken into consideration too because it does keep a lot of  
28 money in the county when they're not having to send that out for  
29 medical bills.  
30 COMMISSIONER CLARK: Yeah. As long --  
31 GINA FACENETTI: So --  
32 COMMISSIONER CLARK: -- as --  
33 GINA FACENETTI: -- it's --  
34 COMMISSIONER CLARK: -- we --  
35 GINA FACENETTI: -- protecting them financially as well --  
36 COMMISSIONER CLARK: -- as long as we --  
37 GINA FACENETTI: -- as you.  
38 COMMISSIONER CLARK: -- have the kind of funding we do, I'm  
39 willing to help, but my only problem is the -- the citizen's  
40 responsibility for the extra coverage.



1 I'm just mentioning that.  
2 CHAIRMAN ANCHO: Go ahead.  
3 COMMISSIONER ALLAN: So this is nationwide.  
4 GINA FACCENETTI: It is. Yes.  
5 COMMISSIONER ALLAN: If --  
6 GINA FACCENETTI: We are the larger membership based out  
7 of pla- -- in the country.  
8 COMMISSIONER ALLAN: But if I'm in Illinois, --  
9 GINA FACCENETTI: Uh-huh.  
10 COMMISSIONER ALLAN: -- then I can get flown out any -- you  
11 know, it covers me.  
12 GINA FACCENETTI: You can. We have over 320 bases across  
13 the United States that are in the AirMedCare network. If any of  
14 our bases take you, you're covered. No money out of pocket.  
15 COMMISSIONER ALLAN: Okay. So I'm curious if there is a  
16 rate for just Nevada.  
17 GINA FACCENETTI: No. There is not.  
18 That was one thing that we discussed because we knew that  
19 was kind of where you guys were going to cover just Nevada for a  
20 municipal site plan.  
21 And unfortunately it doesn't work like that. It's partial  
22 for the counties only or a full MSP for the entire --  
23 COMMISSIONER ALLAN: Okay.  
24 GINA FACCENETTI: -- footprint.  
25 COMMISSIONER ALLAN: And I guess you mentioned something  
26 that I didn't quite understand, talking about Medicare.  
27 GINA FACCENETTI: Uh-huh.  
28 COMMISSIONER ALLAN: Is -- so if -- if the county covered  
29 this insurance and somebody on Medicare gets flown out and the  
30 Medicare is only going to cover so much, sounds like there was a  
31 balance that you would come --  
32 GINA FACCENETTI: No. Let me clarify that.  
33 So currently how it is right now, in the partial municipal  
34 site plans that they have, if a -- a person has zero insurance,  
35 so if they hadn't signed up for their Medicare or Medicaid even,  
36 then we can -- you can bill them the Medicare-allowable rate.  
37 And we don't run into that a ton because people are all  
38 supposed to have insurance. But if they don't, very for  
39 whatever, they can get billed the Medicare-allowable rate.  
40 In this particular case, like this gentleman is unemployed

1 and stuff and so it's just going to be a lot more paperwork,  
2 which we're going to have to help him with to get that fee  
3 waived as well.

4 But, yes, they will get a Medicare-allowable rate if they  
5 have zero insurance with the partial MSP. If you had a full  
6 municipal site plan, like the one that we're proposing right  
7 now, that goes away. Even if they have no insurance, they do  
8 not get balance billed, not even the Medicare-allowable rate.

9 COMMISSIONER ALLAN: Yeah. See, that's what kind of throws  
10 me is I figured we're paying for this for the citizens of Lander  
11 County that they should get billed absolutely nothing.

12 GINA FACENETTI: And --

13 COMMISSIONER ALLAN: And what you're --

14 GINA FACENETTI: -- most people --

15 COMMISSIONER ALLAN: -- saying --

16 GINA FACENETTI: -- don't. If they have any kind of  
17 insurance, --

18 COMMISSIONER ALLAN: Well --

19 GINA FACENETTI: -- they will not get balance billed at  
20 all.

21 If they have zero insurance, they will get billed the  
22 Medicare-allowable rate, which --

23 COMMISSIONER ALLAN: Yeah. See, and --

24 GINA FACENETTI: -- took it --

25 COMMISSIONER ALLAN: -- I don't --

26 GINA FACENETTI: -- from --

27 COMMISSIONER ALLAN: -- agree with that. I think that is  
28 just kind of -- you know, when -- when we're paying for coverage  
29 for the citizens, we're paying for coverage regardless if they  
30 have insurance or not. And they should not be billed a penny.

31 GINA FACENETTI: Yeah. I completely understand that.  
32 It's just unfortunately not how the -- the municipal site plans  
33 are written.

34 So it took it, you know, from, like I said, his was, I  
35 think, 63,000 down to 11- that he owed. So it was a hugely  
36 substantial savings, even him having no insurance.

37 And in this particular case, he would have been eligible to  
38 sign up for Medicare and Medicaid anyway at any time during,  
39 like, this process before that and just did not.

40 A lot of times in that case is when they sign up, it'll

1 retroactively pay for it anyway. So it's just a matter of  
2 helping them with paperwork, which is where we step in and try  
3 to do that at this --

4 COMMISSIONER ALLAN: Well --

5 GINA FACENETTI: -- point anyway.

6 COMMISSIONER ALLAN: And I appreciate that. I just -- like  
7 I said, is it was kind of a little misconception there that, you  
8 know, who we're telling our citizens that, you know, we have  
9 this coverage, it's not going to cost you a penny, and then come  
10 to find out --

11 So...

12 GINA FACENETTI: Yeah. I do --

13 COMMISSIONER ALLAN: That's --

14 GINA FACENETTI: -- understand. It is in the clause in  
15 the contract.

16 And I'm terribly sorry I wasn't actually at the meeting for  
17 the commissioners for when you guys reviewed the contract,  
18 apparently. But it -- it is in there.

19 Have you guys went through and read the terms in there? I  
20 mean, there's -- there's, like, eight of them.

21 But it's on file at the Recorder's Office, like it would  
22 be -- I mean, if I could answer any questions on that, I would  
23 be more than happy to because apparently there's been some  
24 confusion on exactly this contract and the terms of it.

25 CHAIRMAN ANCHO: I have a question. So if, say, one of our  
26 employees are in Boston and they get picked up by a -- your  
27 helicopter's not the one that picks them up, this is of no  
28 service to them; correct?

29 GINA FACENETTI: Correct. Yeah. It has to be in our  
30 network. However, what we do is we send out the membership  
31 packages. Those are the stickers, the key chains, all that  
32 stuff.

33 Again, we are the largest in the country. So if you were  
34 ever going to get a membership, odds are ours are probably going  
35 to cover you somewhere.

36 But what we try to do is give them the membership cards,  
37 the decals for the automobile, key chains, so that if they're  
38 ever nonverbal, the first responders know that they have a  
39 preferred provider.

40 So we do everything in our power to make sure that even if

1 they're not able to be like, oh, I'm a member of this. This is  
2 who I would like called, we still try to make sure they're with  
3 us.

4 COMMISSIONER CLARK: (Off microphone) I have a question.

5 CHAIRMAN ANCHO: Uh-huh.

6 COMMISSIONER CLARK: Availability.

7 GINA FACCENETTI: Uh-huh.

8 COMMISSIONER CLARK: What happens if you're not available?  
9 There's no coverage?

10 GINA FACCENETTI: In this -- well --

11 COMMISSIONER CLARK: If you don't have an aircraft  
12 available and the doctor has to go to some other agency, some  
13 other company, are we covered?

14 GINA FACCENETTI: That -- that's pretty weird. But, yeah,  
15 if they were already out on a flight or down for maintenance or  
16 weather was imperative and it wasn't safe --

17 COMMISSIONER CLARK: No, no.

18 GINA FACCENETTI: -- to --

19 COMMISSIONER CLARK: I'm --

20 GINA FACCENETTI: -- fly, --

21 COMMISSIONER CLARK: -- talking about -- I'm talking about  
22 leaving the hospital right here and you're not available, all  
23 your aircraft's gone and somebody else is in, are we covered?

24 GINA FACCENETTI: If they fly with us is the time that  
25 they're covered. I'm not covering --

26 COMMISSIONER CLARK: Okay.

27 GINA FACCENETTI: -- the bill for --

28 COMMISSIONER CLARK: That --

29 GINA FACCENETTI: -- any other aircraft.

30 COMMISSIONER CLARK: If they fly with --

31 GINA FACCENETTI: However, --

32 COMMISSIONER CLARK: -- you, --

33 GINA FACCENETTI: -- that --

34 COMMISSIONER CLARK: -- they're covered.

35 GINA FACCENETTI: -- said, we have several bases around the  
36 area that we can pull aircraft from to serve you and no one else  
37 does.

38 COMMISSIONER CLARK: Okay. So availability is 100 percent.

39 GINA FACCENETTI: No, it is not. It's never going to be a  
40 hundred percent. If it's not safe to fly because of inclement

1 weather or --  
2 COMMISSIONER CLARK: Oh, no. I'm not --  
3 GINA FACCENETTI: -- we have --  
4 COMMISSIONER CLARK: -- talking --  
5 GINA FACCENETTI: -- a maintenance --  
6 COMMISSIONER CLARK: -- about --  
7 GINA FACCENETTI: -- issue with --  
8 COMMISSIONER CLARK: -- that. I'm t- --  
9 GINA FACCENETTI: -- an aircraft, then --  
10 COMMISSIONER CLARK: I said --  
11 GINA FACCENETTI: -- they're not --  
12 COMMISSIONER CLARK: -- ava- --  
13 GINA FACCENETTI: -- going to come.  
14 COMMISSIONER CLARK: I said availability of --  
15 GINA FACCENETTI: If -- if --  
16 COMMISSIONER CLARK: -- aircraft.  
17 GINA FACCENETTI: -- they're available and we get called  
18 out, they're not already on a patient flight, and -- and every  
19 -- they're -- they're absolutely going to come. Yes.  
20 COMMISSIONER CLARK: So you have enough aircraft to c- --  
21 to cover three or four accidents in Lander County?  
22 GINA FACCENETTI: We could pull from other bases. Yes.  
23 COMMISSIONER CLARK: Okay. You --  
24 GINA FACCENETTI: But --  
25 COMMISSIONER CLARK: -- can pull --  
26 GINA FACCENETTI: -- here's what I would say is that we  
27 have been covering you guys for several years. Are you having a  
28 problem with availability that I don't know about?  
29 KIM SCHACHT: Yes.  
30 COMMISSIONER CLARK: Have --  
31 GINA FACCENETTI: Okay.  
32 COMMISSIONER CLARK: -- we?  
33 KIM SCHACHT: Can I speak?  
34 CHAIRMAN ANCHO: You can --  
35 COMMISSIONER WAITS: Come on up.  
36 CHAIRMAN ANCHO: -- come up and --  
37 KIM SCHACHT: Please.  
38 CHAIRMAN ANCHO: -- state your --  
39 COMMISSIONER CLARK: Come up --  
40 CHAIRMAN ANCHO: -- name, --

1 COMMISSIONER CLARK: -- Kim.  
2 CHAIRMAN ANCHO: -- please.  
3 KIM SCHACHT: Kim Schacht, Lander County EMS.  
4 GINA FACCENETTI: Hi.  
5 KIM SCHACHT: Hi.  
6 So I do have a couple questions regarding this.  
7 I'm not exactly sure how our dispatch is working. Maybe  
8 Ron can help us out.  
9 Who is our first line that dispatch will call when we are  
10 en route to an accident?  
11 Yes. We do have a problem with ava- -- availability.  
12 They do have a line they go down to -- they go. I mean,  
13 you could call in for sure and say, hey, we want AirMedCare.  
14 Well, they're not available.  
15 And this has been the situation.  
16 So we go down, and maybe it's MedX AirOne next.  
17 Because we're having it -- an issue with that as well  
18 because MedX AirOne, as you know, as issued to Lander County  
19 residents free. You're not going to get a bill. You're not  
20 going to see any paperwork. You're not going to see anything.  
21 Don't get a membership anywhere else you don't need to.  
22 GINA FACCENETTI: Uh-huh.  
23 KIM SCHACHT: I have a problem with that because if they  
24 are not available, we're not now calling Care Flight, which is  
25 not under your umbrella?  
26 GINA FACCENETTI: Care Flight is. Is that --  
27 KIM SCHACHT: Okay.  
28 GINA FACCENETTI: -- out of Reno? The one you're talking  
29 about?  
30 KIM SCHACHT: The REMSA?  
31 GINA FACCENETTI: Okay. Yes.  
32 KIM SCHACHT: Yes.  
33 GINA FACCENETTI: REMSA.  
34 KIM SCHACHT: Okay.  
35 GINA FACCENETTI: Yes. That is --  
36 KIM SCHACHT: Okay.  
37 GINA FACCENETTI: -- under our umbrella.  
38 KIM SCHACHT: Because --  
39 GINA FACCENETTI: So two out --  
40 KIM SCHACHT: -- I keep --

1 GINA FACCENETTI: -- of the three --  
2 KIM SCHACHT: -- getting --  
3 GINA FACCENETTI: -- you're calling are ours is what  
4 you're --  
5 KIM SCHACHT: Okay.  
6 GINA FACCENETTI: -- saying so far; right?  
7 KIM SCHACHT: Well. Right.  
8 So --  
9 GINA FACCENETTI: Okay.  
10 KIM SCHACHT: -- the issue is we get whatever's available  
11 being's is our location is so remote.  
12 GINA FACCENETTI: Okay.  
13 KIM SCHACHT: Down in southern Lander County, you know, we  
14 want the quickest one. We may not be able to wait until you  
15 have one available. We need somebody coming now because it's an  
16 hour or more before a flight gets to us.  
17 The problem we're having -- and this was an issue with Care  
18 Flight recently -- and I've had people come to me because I get  
19 all the flak for it -- is -- all right -- MedX AirOne's saying  
20 it's free. Lander County's saying it's free. But you flew me out  
21 Care Flight or flew my wife out and now we're stuck with this bill  
22 because we don't have any insurance.  
23 And now it's all my fault. So --  
24 GINA FACCENETTI: Right.  
25 KIM SCHACHT: -- when did Care Flight come in effect with  
26 you guys?  
27 GINA FACCENETTI: We've had Care Flight for a while -- for  
28 a long --  
29 KIM SCHACHT: Because --  
30 GINA FACCENETTI: -- time.  
31 KIM SCHACHT: -- they're getting --  
32 GINA FACCENETTI: Are they getting --  
33 KIM SCHACHT: -- billed --  
34 GINA FACCENETTI: -- a bill --  
35 KIM SCHACHT: -- and they're not --  
36 GINA FACCENETTI: -- because they didn't have insurance?  
37 Or --  
38 KIM SCHACHT: That may very well be. That's -- that's the  
39 issue I have as well with the commissioners is because --  
40 because MedX is claiming every resident in Lander County and our

1 surrounding counties will not see a bill, will not see any paper  
2 whatsoever.

3 GINA FACCENETTI: Uh-huh.

4 KIM SCHACHT: So, yeah, we do have some residents that are  
5 not covered by insurance.

6 COMMISSIONER CLARK: I -- I've got a question.  
7 Do we need to develop a -- establish a dispatch protocol?

8 GINA FACCENETTI: That's actually what the franchise  
9 agreement would do.

10 So the franchisee agreement that comes with these full MSPs  
11 that we talked about, an excess first call all the time. And  
12 then, of course, if weren't available, it'd be closest  
13 appropriate, which the only other one here is Air MedX One.

14 COMMISSIONER CLARK: Kim, how --

15 GINA FACCENETTI: So --

16 COMMISSIONER CLARK: -- how do we dispatch? Do we go  
17 through the sheriff?

18 KIM SCHACHT: Sheriff's Office do. When we are in route to  
19 a 911, we say, Can you get us a helicopter on standby or in  
20 route?

21 COMMISSIONER CLARK: Right.

22 KIM SCHACHT: Now, I don't know what their first line is to  
23 call.

24 They'll ask us, Who do you want us to call? And if the  
25 patient has a preference.

26 But my response always is the first one that can get here.  
27 I mean --

28 COMMISSIONER CLARK: Yeah.

29 KIM SCHACHT: -- the closest one is -- is my answer just  
30 for patient safety and patient care.

31 However, we have had the issues with REMSA not covering. And  
32 then --

33 GINA FACCENETTI: So you're --

34 KIM SCHACHT: -- this other --

35 GINA FACCENETTI: -- talking --

36 KIM SCHACHT: -- one --

37 GINA FACCENETTI: -- about Grand Ambulance for REMSA?

38 KIM SCHACHT: No, we're talking about a flight.

39 GINA FACCENETTI: Okay. So Care Flight?

40 KIM SCHACHT: Uh-huh.



1 GINA FACCENETTI: Because REMSA's the ground ambulance  
2 portion.

3 KIM SCHACHT: Yeah. But isn't --

4 GINA FACCENETTI: Correct?

5 KIM SCHACHT: -- it's run by REM- -- REMSA?

6 GINA FACCENETTI: They own REMSA, which is the ground  
7 portion. Care Flight --

8 KIM SCHACHT: Okay.

9 GINA FACCENETTI: -- owns --

10 KIM SCHACHT: So --

11 GINA FACCENETTI: -- REMSA.

12 KIM SCHACHT: -- Care Flight. Yes.

13 GINA FACCENETTI: So Care -- Okay.

14 KIM SCHACHT: Uh-huh.

15 GINA FACCENETTI: So yes. Care flight -- and, again, if  
16 they get a bill or they have a problem with that, with anyone in  
17 our umbrella -- because sometimes it works like that, you know.  
18 Sometimes it takes a while for this to work and they'll get a  
19 bill. They simply call; we help them with that.

20 They're -- you know, they're really great about helping  
21 them out with that.

22 But, again, unless it's a situation that I look into that I  
23 can help them, I don't know p- --

24 KIM SCHACHT: Right.

25 GINA FACCENETTI: -- like why --

26 KIM SCHACHT: Right.

27 GINA FACCENETTI: -- they would have got a bill.

28 KIM SCHACHT: Uh-huh.

29 GINA FACCENETTI: With municipal site plans, especially  
30 sometimes people get a bill, because it's not like a normal  
31 membership where they get assigned a household ID and we have  
32 their name and their phone number and everything in there. It's  
33 just saying, oh, well, they cover this county. So typically  
34 they'll get a bill. They'll call us and say, hey, my county  
35 covers this for us.

36 We'll say, Okay. Can we get a proof of your address? Like  
37 a piece of mail, a tax return, or something?

38 And then they'll write it off at that point. So them  
39 getting a bill in the mail is not uncommon.

40 Them having to actually pay the bill would be. But in this

1 particular situation, you know, you'd have to -- I would need a  
2 little more information than what you're telling me. But  
3 basically what you're saying is two out of the three that are in  
4 the rotation that get called are ours and covered under our area.  
5 The other one is Air MedX One who for the time being anyway  
6 is saying that you guys are just covered.  
7 KIM SCHACHT: Right. So that's --  
8 COMMISSIONER CLARK: I thought --  
9 KIM SCHACHT: -- the only issue I'm -- I'm going to have to  
10 be able to tell my people if we're telling our first line is to  
11 call -- especially if they're uninsured patients -- our first  
12 line is to call AirMedCare. And if they're going to get a bill,  
13 they're --  
14 GINA FACCENETTI: And, again, --  
15 KIM SCHACHT: -- going to say, Why --  
16 GINA FACCENETTI: -- if --  
17 KIM SCHACHT: -- didn't you --  
18 GINA FACCENETTI: -- it was a --  
19 KIM SCHACHT: -- call --  
20 GINA FACCENETTI: -- full MSP, they would not get a bill.  
21 The only time that they're going to get that  
22 Medicare-allowable rate is if it's a partial municipal site plan  
23 in a county. Both the MSPs that are in effect right now for  
24 Elko and White Pine, they don't get a bill at all even if they  
25 have zero insurance.  
26 The only time this comes into effect is if you only have a  
27 partial one.  
28 COMMISSIONER CLARK: I need to ask Keith a question.  
29 Has anyone in Lander County that's come to you to pay the  
30 bill, have they been responsible for the bill? Or have we  
31 covered it?  
32 KEITH WESTENGARD: We -- we have -- I'm aware of two that  
33 were not -- that they ended up getting bills.  
34 COMMISSIONER CLARK: Uh-huh.  
35 KEITH WESTENGARD: And I referred them to Gina. And my  
36 understanding is -- is they've been taken care of.  
37 GINA FACCENETTI: They are getting -- yes -- taken --  
38 KEITH WESTENGARD: So --  
39 GINA FACCENETTI: -- care of.  
40 COMMISSIONER CLARK: Okay.

1 GINA FACCENETTI: Yes.  
2 KEITH WESTENGARD: -- were --  
3 GINA FACCENETTI: We're in the --  
4 KEITH WESTENGARD: -- two.  
5 GINA FACCENETTI: -- process of doing it.  
6 KEITH WESTENGARD: And they were taken -- as -- as far as I  
7 know, they were taken care of.  
8 COMMISSIONER CLARK: Okay. How long --  
9 KEITH WESTENGARD: And with --  
10 GINA FACCENETTI: And -- and --  
11 KEITH WESTENGARD: -- no --  
12 GINA FACCENETTI: -- that --  
13 KEITH WESTENGARD: -- expense.  
14 GINA FACCENETTI: -- was quite simple, just a matter of  
15 paperwork, again, like proving an address, you know, for them to  
16 write the bill off.  
17 COMMISSIONER CLARK: How -- how long is this present  
18 policy?  
19 When -- when's the termination date for this present policy?  
20 KEITH WESTENGARD: The one we're in now, I believe, is in  
21 April. It --  
22 COMMISSIONER CLARK: April?  
23 KEITH WESTENGARD: -- it expires in --  
24 GINA FACCENETTI: It is.  
25 KEITH WESTENGARD: -- April.  
26 GINA FACCENETTI: Yes. I believe so.  
27 KEITH WESTENGARD: Yes.  
28 COMMISSIONER WAITS: Just a comment, back to what Kim was  
29 talking about, you know, if they were uninsured, you'd want to  
30 call them. We're going, but many times when you know it's a  
31 rollover or you know what's happening, --  
32 GINA FACCENETTI: Right.  
33 COMMISSIONER WAITS: -- you call that way before you even  
34 get --  
35 KIM SCHACHT: Yes.  
36 COMMISSIONER WAITS: -- there.  
37 KIM SCHACHT: We don't --  
38 COMMISSIONER WAITS: And --  
39 KIM SCHACHT: -- even know.  
40 COMMISSIONER WAITS: -- that's not anything that EMTs ask.

1 "Excuse me. What's your insurance?"  
2 KIM SCHACHT: No.  
3 COMMISSIONER WAITS: You don't even know that till they're  
4 in the back of your -- of your --  
5 KIM SCHACHT: No, it's --  
6 COMMISSIONER WAITS: -- ambulance --  
7 KIM SCHACHT: -- two weeks --  
8 COMMISSIONER WAITS: -- usually.  
9 KIM SCHACHT: -- later or whenever we get that --  
10 COMMISSIONER WAITS: So with this, what we're saying is any  
11 resident from Lander County, anywhere they're picked up is going  
12 to be covered with your company. Period.  
13 GINA FACENETTI: Right. Whether --  
14 COMMISSIONER WAITS: With --  
15 GINA FACENETTI: -- or not they have insurance.  
16 COMMISSIONER WAITS: -- with the misunderstanding that we  
17 had last time, we thought that was true. But then we find out  
18 it's only if you transported them from Lander County.  
19 And now we understand that this one -- if the commissioners  
20 decide to go that extra amount and pay for that, again, it  
21 takes -- it isn't anything that EMTs even have to be concerned  
22 about.  
23 But it certainly is nice to know if they start talking to  
24 you about it on the way -- and very often they do -- you say,  
25 but you don't even know if they're a resident of Lander County  
26 when you get out to them.  
27 KIM SCHACHT: Right. No. But I have had people near death  
28 telling me, Am I going to get billed for this? Please don't  
29 call a helicopter. Please don't call a hel- -- that's going to  
30 ruin my life. I can't pay for that.  
31 COMMISSIONER WAITS: No. You're -- you're absolutely --  
32 GINA FACENETTI: And just --  
33 COMMISSIONER WAITS: -- right.  
34 GINA FACENETTI: -- for --  
35 COMMISSIONER WAITS: But -- but --  
36 GINA FACENETTI: -- some history on --  
37 COMMISSIONER WAITS: -- you don't know --  
38 GINA FACENETTI: -- this --  
39 COMMISSIONER WAITS: -- that till you're on scene --  
40 KIM SCHACHT: Right.

1 COMMISSIONER WAITS: -- and sometimes in the back, --  
2 KIM SCHACHT: Uh-huh.  
3 COMMISSIONER WAITS: -- you know, later.  
4 But, then again, you don't even know, like I said, if  
5 they're a resident from Lander County.  
6 KIM SCHACHT: Absolutely. Absolutely.  
7 GINA FACCENETTI: So a couple of things I should ask to  
8 clarify just for some history on this.  
9 When we were contacted about doing this municipal site plan  
10 for you guys, when we got called to see if this was even an  
11 option, I believe you guys were in one that you had paid for  
12 with Air MedX One. Is that correct?  
13 KEITH WESTENGARD: No.  
14 KIM SCHACHT: We never paid --  
15 GINA FACCENETTI: Oh, you --  
16 KEITH WESTENGARD: We had --  
17 GINA FACCENETTI: -- didn't?  
18 KEITH WESTENGARD: We did --  
19 GINA FACCENETTI: Okay.  
20 KEITH WESTENGARD: -- we did not pay for any -- anything  
21 else other than what --  
22 GINA FACCENETTI: With --  
23 KEITH WESTENGARD: -- they came and presented. But --  
24 GINA FACCENETTI: Oh, --  
25 KEITH WESTENGARD: -- we did --  
26 GINA FACCENETTI: -- but you --  
27 KEITH WESTENGARD: -- not --  
28 GINA FACCENETTI: -- did not go forward --  
29 KEITH WESTENGARD: That is --  
30 GINA FACCENETTI: -- with them.  
31 KEITH WESTENGARD: -- correct.  
32 GINA FACCENETTI: Okay. So we got contacted about doing  
33 one for you guys. And the -- the full was always an option.  
34 So the partial is what everybody decided to go forward with  
35 at the time. So this full municipal site plan has always been  
36 like an option on the table. It just was not the one that you  
37 guys chose.  
38 And secondly, I think we should clarify as far as REMSA and  
39 care credit -- that's interesting -- we actually will pretty  
40 soon here have a -- a membership plan for even the ground

1 ambulance if people wanted that for a care credit.

2 We've been in the process of working that out for about a  
3 year. So right now we have the -- the flight portion of it  
4 covered, but pretty soon we'll have ground coverage on that as  
5 well.

6 KIM SCHACHT: Okay. Now the upgrade with the -- if you  
7 were not insured, can you call AirMedCare and get the upgrade to  
8 be flown out wherever and wherever?

9 GINA FACCENETTI: You could get the upgrade for the full  
10 membership. However, I think because of the partial MSP in the  
11 county they would still bill at the Medicare-level rate.

12 KIM SCHACHT: Okay.

13 CHAIRMAN ANCHO: Can we get a question?

14 COMMISSIONER CLARK: Kim, you made up my mind for me,  
15 telling me you have people near death asking about a bill.

16 GINA FACCENETTI: If you look at it this way,  
17 Commissioners, you know, what they're asking you for as -- and I  
18 realize it's not a -- an insubstantial amount that they're  
19 asking for these MSPs. But at the same time, if you look at  
20 these bills historically, it's about one flight that they're  
21 asking you to pay to cover every resident household for the  
22 entire year in the full footprint. So when you look at it like  
23 that, it actually does keep a lot of money in the counties and  
24 protects the patients financially as well.

25 I think that's why the other counties have decided to --

26 COMMISSIONER CLARK: I need to --

27 GINA FACCENETTI: -- go forward --

28 COMMISSIONER CLARK: -- ask --

29 GINA FACCENETTI: -- with it.

30 COMMISSIONER CLARK: -- Keith a question. Do we have the  
31 money?

32 KEITH WESTENGARD: Yes.

33 COMMISSIONER CLARK: Okay.

34 COMMISSIONER ALLAN: So I -- I see what Commissioner Clark  
35 was getting at before.

36 And with some of what Kim has stated, --

37 GINA FACCENETTI: Uh-huh.

38 COMMISSIONER ALLAN: -- you know, it is kind of -- I know  
39 it's a long shot sometimes. You can't always predict what's  
40 going to happen.

1 GINA FACCENETTI: Correct.

2 COMMISSIONER ALLAN: But, as Kim has stated, a lot of  
3 times, you know, you're -- they're not going to get AirMedCare.  
4 And -- and maybe it might be an affiliate of yours or something,  
5 but not necessarily.

6 So if by, you know, whatever chance, there is not an ambu- --  
7 or a -- a flight available, we've paid for this insurance --

8 GINA FACCENETTI: Uh-huh.

9 COMMISSIONER ALLAN: -- and our -- our coverage -- our --  
10 our citizens are covered. And all of a sudden then, you know,  
11 we have to bring somebody else in that we don't have coverage  
12 for because of no fault of our own. You know, is that something  
13 we can write into a contract that you'll assume that liability  
14 of that?

15 GINA FACCENETTI: They were -- they'll -- they're never  
16 going to pay for anybody else's other than their own.

17 However -- so basically what we've covered today is two out  
18 of the three that are serving your area are ours.

19 Have you brought in helicopters from anywhere else? Like  
20 that -- is there --

21 KIM SCHACHT: It -- it is Air -- or MedX AirOne, Care  
22 Flight. In our area, Care Flight or --

23 GINA FACCENETTI: REACH.

24 KIM SCHACHT: -- REACH.

25 GINA FACCENETTI: Okay. So two out of the three of those  
26 that are in the rotation, they're covered for anyway.

27 The only one that they're not is MedX One, which at this  
28 time currently they don't have a membership program. And I  
29 imagine that'll eventually happen.

30 What I tell people, I guess, if I'm understanding where  
31 you're going with this, is if they travel somewhere like quite a  
32 bit where they have multiple providers in an area -- say,  
33 Idaho -- say they spend a ton of time in Idaho and they were  
34 worried that another helicopter was going to come get them, my  
35 suggestion to them is always to have more than one membership if  
36 they were to buy it for themselves. Because you -- it's  
37 honestly going to be who is closest to you.

38 In our area, there's not a ton of multiple providers like  
39 there is in different areas in the country. So here, it's --  
40 it's more of a moot point because two out of the three that

1 serve the area are covered under this membership. The other one  
2 doesn't have a membership program.

3 So getting the full MSP would protect them in this area.

4 I think your question would apply more, like, if they were  
5 traveling areas where there're just a ton of multiple providers.  
6 Then my suggestion to them would always be, find out. You know,  
7 get another membership. They're inexpensive. I mean \$65 a year  
8 versus those, you know, medical bills.

9 But, again, we're only ever going to pay if it's our  
10 aircraft.

11 KIM SCHACHT: Will you guys bill car insurance if it's a  
12 vehicle accident?

13 GINA FACENETTI: Yeah. They will. They'll work with  
14 them. If it's -- you mean the other vehicle?

15 KIM SCHACHT: Yeah. Either -- either one.

16 If it's a vehicle accident, I mean, c- -- is that an option  
17 if somebody is medically uninsured to bill the --

18 GINA FACENETTI: Yeah. They ask --

19 KIM SCHACHT: -- vehicle --

20 GINA FACENETTI: -- them --

21 KIM SCHACHT: -- insurance?

22 GINA FACENETTI: -- if there's any third party, any other  
23 people that have responsibility for that billing. You know,  
24 they'll -- they'll send them a thing saying, Hey. How are you  
25 doing? Sorry you were in an accident. Do you have any other  
26 people you want us to --

27 KIM SCHACHT: Sure.

28 GINA FACENETTI: -- contact at that time. So --

29 KIM SCHACHT: Okay.

30 GINA FACENETTI: -- yes, they will.

31 KIM SCHACHT: Do they have to call you to get a membership  
32 in order for this to be covered? Or are they automatically  
33 covered under --

34 GINA FACENETTI: They're automatically --

35 KIM SCHACHT: Okay.

36 GINA FACENETTI: Right -- right now they're all  
37 automatically covered if they're a resident of Lander County and  
38 they get flown out of Lander. They're -- they're covered now.  
39 If they were to do this, they're covered for the full footprint.  
40 And, no, they don't have to call.



1 Typically, the only calls they get in areas like this are  
2 if they need new decals or they lost their card or they want --  
3 you know, something along those lines. Need help with paperwork  
4 if they did get in an accident.

5 So it's really when there's a full MSP in effect. It's  
6 more maintenance is my job in those particular areas.

7 KIM SCHACHT: Okay.

8 COMMISSIONER WAITS: Gina, just a clarification on that  
9 when you were saying how you prove you're a resident.

10 We have a lot of folks that have homes in Kingston --

11 GINA FACENETTI: Uh-huh.

12 COMMISSIONER WAITS: -- that also live other places and  
13 sometimes out of state. So what are you requiring? Are you  
14 requiring a driver's license? Or just the fact that they --  
15 they pay electricity and -- and --

16 GINA FACENETTI: They're really pretty lenient on that.

17 So on your partial right now, if they ask for a proof of  
18 address for Lander County it'll be a piece of mail, a tax  
19 return, a school transcript, something showing that they live at  
20 that address.

21 COMMISSIONER WAITS: Okay. So they could have dual --

22 GINA FACENETTI: They could. Yes.

23 COMMISSIONER WAITS: -- residency, --

24 GINA FACENETTI: And --

25 COMMISSIONER WAITS: -- actually? And --

26 GINA FACENETTI: Yes. And, again, --

27 COMMISSIONER WAITS: -- as long as they have a --

28 GINA FACENETTI: If you have the --

29 COMMISSIONER WAITS: -- home --

30 GINA FACENETTI: -- full --

31 COMMISSIONER WAITS: -- here, they're --

32 GINA FACENETTI: That --

33 COMMISSIONER WAITS: -- okay.

34 GINA FACENETTI: -- that's really only matters with the  
35 partial right now.

36 But, yes, for the partial MSP to prove they're a resident  
37 of Lander, it's a piece of mail or a school transcript or a tax  
38 return or a license, whatever they can give us showing the  
39 address on there.

40 COMMISSIONER CLARK: When we started this, it was \$1200 for

1 6 months based upon the number of physical properties that were  
2 taxed in the county or something. There was some kind of form-  
3 -- formula like that.

4 What formula do you use?

5 GINA FACCENETTI: To tell you the tr- -- when they come --  
6 they go through and they look at how many people are currently  
7 Medicare/Medicaid households. They take that out of the  
8 equation. When they're pricing this, they have their whole  
9 formula. That's why it takes a very long time. That's really  
10 above my pay grade.

11 But I'm guessing the one you're talking about was probably  
12 not our company. It was Air MedX One, how they figure it out.

13 COMMISSIONER CLARK: Keith, was it the same company?

14 KEITH WESTENGARD: Yeah. It -- it was your company. They  
15 based it on the population within the county.

16 When Chris was here, --

17 GINA FACCENETTI: Uh-huh.

18 KEITH WESTENGARD: -- that's the way he explained it to us.

19 GINA FACCENETTI: They're basing it on the population in  
20 the county now. And what they do is take out households that  
21 are Medicare/Medicaid covered and go off of that. And then they  
22 come up -- they look at the number of flights they do out of the  
23 area and then they come up with a number.

24 COMMISSIONER CLARK: Okay. Yeah. That's what I  
25 remembered, Keith, was something to do with physical structures.

26 GINA FACCENETTI: I don't remember the \$1200 for 6 months.  
27 That was --

28 KEITH WESTENGARD: Well, it --

29 GINA FACCENETTI: -- never a --

30 KEITH WESTENGARD: -- it --

31 GINA FACCENETTI: -- contract that we did, though.

32 KEITH WESTENGARD: What they --

33 GINA FACCENETTI: That's what's throwing me off here.

34 KEITH WESTENGARD: What they did was because it was only a  
35 partial year, it was prorated.

36 GINA FACCENETTI: Oh, got it. Okay.

37 KEITH WESTENGARD: So that's --

38 COMMISSIONER CLARK: (Off microphone) And then the --

39 KEITH WESTENGARD: -- why --

40 COMMISSIONER CLARK: (Off microphone) -- next -- and then

1 the (On microphone) next year it was twice that. It went up to  
2 2400.

3 KEITH WESTENGARD: Correct.

4 COMMISSIONER CLARK: And then it's just like everything  
5 else gone up.

6 KEITH WESTENGARD: Yes.

7 CHAIRMAN ANCHO: All right. Do you have anything else?

8 KIM SCHACHT: How many aircraft are available to Lander  
9 County at any given time? Helicopters and planes?

10 GINA FACCENETTI: So we have a helicopter and a plane in  
11 Elko. We have a helicopter and plane in Ely. We have two  
12 helicopters out of Ogden. We have Reno. So we have aircraft  
13 there, a plane. And I believe they have a helicopter there now,  
14 but I'm not a hundred percent on that.

15 KIM SCHACHT: So Care Flight is actually a plane and  
16 helicopter?

17 GINA FACCENETTI: I believe so. I think they have a  
18 helicopter there now. I'm not a hundred percent.

19 But I bel- -- you said you've --

20 KIM SCHACHT: Well, I mean, --

21 GINA FACCENETTI: -- got a helicopter --

22 KIM SCHACHT: -- Care Flight --

23 GINA FACCENETTI: -- here --

24 KIM SCHACHT: -- has --

25 GINA FACCENETTI: -- out of --

26 KIM SCHACHT: -- helicopters based in, like, Gardnerville,  
27 Fallon.

28 GINA FACCENETTI: Yeah. Correct. So the Reno-based, I'm  
29 not sure if they have a chopper. But we have helicopters, like,  
30 with Care Flight in those -- in those places.

31 So those are all places that would be within flight  
32 distance that could serve this area. Typically it's been Elko  
33 or Ely, sometimes, apparently, Reno.

34 KIM SCHACHT: So all of those helicopters that are Care  
35 Flight are covered under this because -- not just the Reno-based  
36 one?

37 GINA FACCENETTI: No Care Flight -- Care Flight is covered  
38 under this; --

39 KIM SCHACHT: Okay.

40 GINA FACCENETTI: -- correct. Yes.

1 KIM SCHACHT: So whether they come out of Gardnerville or  
2 Fallon or wherever.  
3 GINA FACCENETTI: Yes.  
4 KIM SCHACHT: Okay.  
5 CHAIRMAN ANCHO: Do you want --  
6 KIM SCHACHT: Okay.  
7 KEITH WESTENGARD: Okay. Thank you.  
8 I did have one question, Gina. What -- what are -- are our  
9 average number or -- of transports per year? helicopter? fixed  
10 wing?  
11 If -- if you have that. I'm -- I'm curious.  
12 GINA FACCENETTI: You know, I don't. Let me call Stacy and  
13 see if I can get ahold of her. She's the operations manager.  
14 That is --  
15 COMMISSIONER CLARK: Take a --  
16 GINA FACCENETTI: -- (indiscernible) --  
17 KEITH WESTENGARD: Well, it was just --  
18 CHAIRMAN ANCHO: Hm?  
19 KEITH WESTENGARD: -- a question.  
20 COMMISSIONER CLARK: Give her a couple minutes.  
21 CHAIRMAN ANCHO: Okay. So you guys want -- we'll take a  
22 few minutes for a break while you're --  
23 COMMISSIONER CLARK: Five minutes.  
24 CHAIRMAN ANCHO: -- finding that --  
25 GINA FACCENETTI: Thank you.  
26 CHAIRMAN ANCHO: -- information.  
27 GINA FACCENETTI: Yeah.  
28 CHAIRMAN ANCHO: All right.  
29 COMMISSIONER CLARK: Okay.  
30 GINA FACCENETTI: And she actually might be able to answer  
31 that for you. Your EMS person will probably know about how many  
32 flights they request a year out of here. But let me call --  
33 COMMISSIONER CLARK: Okay.  
34 CHAIRMAN ANCHO: Okay.  
35 GINA FACCENETTI: -- just my company and --  
36 CHAIRMAN ANCHO: Okay.  
37 GINA FACCENETTI: -- find out.  
38  
39 (Break taken between 9:47 a.m. and 9:52 a.m.)  
40

1 CHAIRMAN ANCHO: Coming back to order, please.  
2 COMMISSIONER CLARK: I guess she's still getting info for  
3 us.  
4 UNIDENTIFIED PARTICIPANT: Gina, you'll have to turn that  
5 back on.  
6 GINA FACCENETTI: (Off microphone) Oh, yes. Sorry. She  
7 just texted me something.  
8 (On microphone) Okay. So 2018, for Battle Mountain,  
9 requested 43 flights; 2019, 65. They canceled five of those.  
10 And we declined six out of all those flights. So that will give  
11 you some numbers if you cl- -- if we decline them it was because  
12 we were already on another flight, weather was inclement, or  
13 whatever.  
14 So that's the numbers that were requested and the numbers  
15 that we flew for 2018-2019.  
16 CHAIRMAN ANCHO: So if someone was to be flown out, what is  
17 the base rate if they have no coverage at all?  
18 GINA FACCENETTI: There's not a base rate. I mean, it  
19 basically depends on where they're taking him, what aircraft  
20 they use, what they --  
21 CHAIRMAN ANCHO: To Reno.  
22 GINA FACCENETTI: -- do.  
23 CHAIRMAN ANCHO: From here to Reno.  
24 GINA FACCENETTI: Yeah. Again, it depends on what they're  
25 doing. And there -- there's not a base rate.  
26 They say the average out of pocket usually for people is  
27 more than 10,000 through any company, not just mine, if you were  
28 to Google that. But there's not a base rate of, like, what a  
29 flight would cost.  
30 I use the \$63,000 example just because that's a bill that  
31 was current in this particular area. And I believe he got flown  
32 to Utah, but I could be wrong. It might have been Renown.  
33 But one of the -- the closers hospitals. It was either  
34 U of U or Renown. And that flight bill was 63,000.  
35 CHAIRMAN ANCHO: Uh-huh.  
36 UNIDENTIFIED PARTICIPANT: (Off microphone) Kathy?  
37 CHAIRMAN ANCHO: Go ahead.  
38 COMMISSIONER ALLAN: Can you tell me again how many flights  
39 were refused?  
40 GINA FACCENETTI: Six, I believe. Let me make sure,

1     though.

2             Yes. Six declines. Five canceled on your end. Like they  
3 would --

4             COMMISSIONER ALLAN: Right.

5             GINA FACENETTI: -- request a helicopter and then decide  
6 they were going to take them by ground.

7             Forty-three requested in 2016; 65 in 2019.

8             CHAIRMAN ANCHO: All right.

9             So do we have a motion?

10            COMMISSIONER CLARK: (Off microphone) I'll -- I'll make a  
11 motion that we --

12            (On microphone) Thanks, Patsy.

13            I make a motion that we upgrade our coverage in Lander  
14 County to AirMedCare network, a total of 66,031.70 -- thirty-one  
15 dollars and 70 cents. And in my motion I also would like an  
16 update from Keith when he finds out that we've used the service  
17 and just report on if they had to pay anything or, you know,  
18 what the -- what the deal was just so that we know how viable  
19 this is for -- for our -- for our residents.

20            CHAIRMAN ANCHO: (Indiscernible.)

21            COMMISSIONER ALLAN: I'll second --

22            COMMISSIONER CLARK: I'm just going to --

23            COMMISSIONER ALLAN: -- that.

24            COMMISSIONER CLARK: -- say one -- one more thing.

25            There are just some people in this county that we have to  
26 take care of because they're ours. And that's how I see this.  
27 So...

28            CHAIRMAN ANCHO: Do I have a second?

29            COMMISSIONER ALLAN: I second.

30            CHAIRMAN ANCHO: All right.

31            All in favor?

32            COMMISSIONER SPARKS: Aye.

33            COMMISSIONER CLARK: Aye.

34            COMMISSIONER ALLAN: Aye.

35            COMMISSIONER WAITS: Aye.

36            CHAIRMAN ANCHO: Aye.

37            Opposed?

38            (No comment.)

39            CHAIRMAN ANCHO: All right. Motion carries.

40            COMMISSIONER CLARK: Thank you, young lady.

1 GINA FACCENETTI: Thank you for your time.  
2 CHAIRMAN ANCHO: Thank you.  
3 All right.  
4 COMMISSIONER WAITS: Just a clarification on --  
5 UNIDENTIFIED PARTICIPANT: Judie.  
6 COMMISSIONER WAITS: -- that. Is that effective this date?  
7 Today?  
8 COMMISSIONER ALLAN: (Off microphone) I believe so.  
9 DISTRICT ATTORNEY HERRERA: The --  
10 COMMISSIONER ALLAN: (Off microphone) It'll be retro.  
11 GINA FACCENETTI: (Off microphone) For the -- the -- yes.  
12 We can make it effective today if that's what you'd like.  
13 COMMISSIONER CLARK: They're --  
14 DISTRICT ATTORNEY HERRERA: Could you -- are -- you're  
15 going to follow up with the contract?  
16 GINA FACCENETTI: (Off microphone) Oh, no. Yes. Actually,  
17 --  
18 DISTRICT ATTORNEY HERRERA: This is just a --  
19 GINA FACCENETTI: (Off microphone) -- we sent a --  
20 DISTRICT ATTORNEY HERRERA: -- proposal.  
21 GINA FACCENETTI: (Off microphone) -- contract over. I'll  
22 just have to have them updated for the intel today.  
23 DISTRICT ATTORNEY HERRERA: Okay.  
24 GINA FACCENETTI: (Off microphone) So the contracts --  
25 COMMISSIONER WAITS: (Off microphone) Yeah.  
26 GINA FACCENETTI: (Off microphone, indiscernible.)  
27 COMMISSIONER WAITS: (Off microphone) I saw them.  
28 CHAIRMAN ANCHO: Okay.  
29 COMMISSIONER WAITS: (Off microphone, indiscernible.)  
30 CHAIRMAN ANCHO: All right. Very good.  
31 So effective today?  
32 All right.  
33  
34 4) **BUILDING DEPARTMENT: For possible action to**  
35 **approve/disapprove the contract submitted by Stanley Security**  
36 **for the installation of the camera and security system.**  
37  
38 CHAIRMAN ANCHO: So for possible action to  
39 approve/disapprove the contract submitted by Stanley Security  
40 for the installation of a cam- -- a camera and security system.

1 ANNA PENOLA: Anna Penola with the Building Department.  
2 DON TENNYSON: Don Tennyson with Stanley Convergent  
3 Security Solutions. And hello again.  
4 CHAIRMAN ANCHO: Hello.  
5 COMMISSIONER ALLAN: (Off microphone) Hi, Don.  
6 DON TENNYSON: Hi.  
7 ANNA PENOLA: So we -- you guys approved the proposal.  
8 This is the contract.  
9 CHAIRMAN ANCHO: Okay. I --  
10 ANNA PENOLA: We're not -- we're going one year without the  
11 service fees because it's manufactured warranty. Before the  
12 second year starts, we'll negotiate the service fees for the  
13 year 2 through fi- --  
14 DON TENNYSON: Four.  
15 ANNA PENOLA: -- four.  
16 DON TENNYSON: It's (indiscernible). Two --  
17 CHAIRMAN ANCHO: And --  
18 DON TENNYSON: -- through five.  
19 CHAIRMAN ANCHO: -- so did we have the -- the breakdowns of  
20 what the monthly service fee was going to be in the last --  
21 ANNA PENOLA: We -- we've been negotiating. And this first  
22 year's going to give us the time to see what our service calls  
23 are, how we're running, what's going to run, give us a feel to  
24 negotiate.  
25 CHAIRMAN ANCHO: Okay.  
26 ANNA PENOLA: So we were negotiating, but we decided to  
27 take the first year free. Well, it's covered anyways.  
28 DON TENNYSON: And the warranty.  
29 ANNA PENOLA: Then we'll discuss it before the second  
30 year --  
31 CHAIRMAN ANCHO: Okay.  
32 ANNA PENOLA: -- and bring it before you guys.  
33 CHAIRMAN ANCHO: All right. Very good. So some  
34 discussion? Go ahead.  
35 COMMISSIONER WAITS: Yeah. Just a clarification.  
36 How long are we looking at to have this up all installed and  
37 running and back on track?  
38 COMMISSIONER CLARK: Thank you, Patsy.  
39 SCOTT GRABOWSKI: (Off microphone) If you don't mind me  
40 answering that.



1 CHAIRMAN ANCHO: Do you want to --  
2 SCOTT GRABOWSKI: (Off microphone) We were --  
3 CHAIRMAN ANCHO: -- come up?  
4 SCOTT GRABOWSKI: (Off microphone) -- going to do it in  
5 stages.  
6 CHAIRMAN ANCHO: Come up here, --  
7 SCOTT GRABOWSKI: (Off microphone) I'm --  
8 CHAIRMAN ANCHO: -- please.  
9 SCOTT GRABOWSKI: (Off microphone) -- sorry.  
10 CHAIRMAN ANCHO: State your --  
11 SCOTT GRABOWSKI: I'm --  
12 CHAIRMAN ANCHO: -- name.  
13 SCOTT GRABOWSKI: -- Scott Grabowski with Stanley Security  
14 as well, regional manager.  
15 Because of the county's needs and making sure we do it  
16 correctly, we do it in phases.  
17 So we actually do the first part is the kickoff and make  
18 sure we have the stages where we are. And we want to do it in  
19 the first part that's not as necessary in requirements that if  
20 an event happens, where -- where the system's down.  
21 So it actually will take the place of three months. That  
22 way we have you secured at all times.  
23 And as we're doing this, for example -- I used an example  
24 earlier -- the county prison, something takes place and you have  
25 a walk -- you want to make sure that's working. You don't want  
26 that in the beginning. You want that in the middle because we  
27 have everything -- the software and the programming, all the  
28 systems already up and operating correctly.  
29 That also takes care of the time that we have to kick off  
30 so we have the reviews and the trainings done before we do any  
31 very serious items.  
32 CHAIRMAN ANCHO: All right.  
33 SCOTT GRABOWSKI: Okay?  
34 COMMISSIONER WAITS: (Off microphone, indiscernible.)  
35 COMMISSIONER ALLAN: So, Anna, --  
36 ANNA PENOLA: Yes.  
37 COMMISSIONER ALLAN: -- I do have some questions.  
38 The agenda item itself does not state an amount. And there's  
39 a couple different amounts in the backup.  
40 So what are we --

1 ANNA PENOLA: For the -- for the key card, the access, is  
2 one thousand nine -- nine hundred and --  
3 COMMISSIONER ALLAN: One hundred and ninety-five --  
4 ANNA PENOLA: -- five thousand --  
5 COMMISSIONER ALLAN: -- thousand, ninety-five --  
6 SCOTT GRABOWSKI: Right.  
7 COMMISSIONER ALLAN: -- dollars and --  
8 ANNA PENOLA: Yeah.  
9 COMMISSIONER ALLAN: -- forty-five --  
10 ANNA PENOLA: Forty-five --  
11 COMMISSIONER ALLAN: -- cents.  
12 ANNA PENOLA: -- cents.  
13 COMMISSIONER ALLAN: Okay. And then the other one is a  
14 hundred and forty-three --  
15 ANNA PENOLA: Forty-three.  
16 COMMISSIONER ALLAN: -- thousand.  
17 ANNA PENOLA: Yes.  
18 COMMISSIONER ALLAN: Okay. So, like I said, I would like  
19 to have those written in the --  
20 COMMISSIONER SPARKS: (Off microphone, indiscernible.)  
21 COMMISSIONER ALLAN: -- agenda.  
22 COMMISSIONER SPARKS: (Off microphone) Oh, sorry.  
23 (On microphone) It has it in the agenda request form an  
24 amount of 338,184 for equipment and 144 -- 14,400 for a monthly  
25 service fee. That's what's in the request form.  
26 ANNA PENOLA: We -- I whited that out because we weren't  
27 going to do that.  
28 So you -- you didn't --  
29 CHAIRMAN ANCHO: Ours --  
30 ANNA PENOLA: -- get the whited version.  
31 CHAIRMAN ANCHO: Oh, okay.  
32 ANNA PENOLA: Sorry.  
33 COMMISSIONER SPARKS: So the two amounts that Judie spoke  
34 of, that total's that three hundred thirty-eight thousand --  
35 ANNA PENOLA: I believe so.  
36 DON TENNYSON: Correct.  
37 COMMISSIONER SPARKS: -- four hundred eighty-four?  
38 COMMISSIONER ALLAN: I'll make a motion to approve the  
39 \$338,184.07 for the Stanley Security system for installation.  
40 CHAIRMAN ANCHO: Do we have a second?

1 COMMISSIONER SPARKS: (Off microphone.) I'll second it.  
2 CHAIRMAN ANCHO: All in favor?  
3 COMMISSIONER SPARKS: Aye.  
4 COMMISSIONER WAITS: Aye.  
5 CHAIRMAN ANCHO: Oppo- --  
6 Oh, I'm sorry.  
7 COMMISSIONER ALLAN: And -- and --  
8 COMMISSIONER CLARK: (Off microphone) I just --  
9 COMMISSIONER ALLAN: -- cameras.  
10 COMMISSIONER CLARK: (Off microphone) -- have one question.  
11 Did we talk about interfacing cameras with dispatch?  
12 DON TENNYSON: That's still on the --  
13 COMMISSIONER CLARK: (Off microphone) Okay.  
14 DON TENNYSON: -- table. That's still a yes or --  
15 COMMISSIONER CLARK: (Off microphone) Okay.  
16 DON TENNYSON: -- no.  
17 That did not go away.  
18 COMMISSIONER CLARK: (Off microphone) Okay.  
19 SCOTT GRABOWSKI: Right.  
20 COMMISSIONER CLARK: (Off microphone) That was my only  
21 concern.  
22 DON TENNYSON: Yep.  
23 SADIE SULLIVAN: (Off microphone) Judie.  
24 CHAIRMAN ANCHO: Did you --  
25 COMMISSIONER CLARK: My -- let me.  
26 I was concerned about interfacing the cameras with dispatch  
27 at the S.O. That was my concern.  
28 DON TENNYSON: Okay.  
29 COMMISSIONER CLARK: Thank you.  
30 COMMISSIONER ALLAN: And --  
31 DON TENNYSON: We were --  
32 COMMISSIONER ALLAN: -- I'd like --  
33 DON TENNYSON: We're providing a --  
34 COMMISSIONER WAITS: (Off microphone) Did you vote?  
35 DON TENNYSON: -- workstation.  
36 COMMISSIONER ALLAN: Authorize --  
37 COMMISSIONER CLARK: Aye.  
38 COMMISSIONER ALLAN: -- the chair --  
39 COMMISSIONER CLARK: Aye.  
40 COMMISSIONER ALLAN: -- to sign.

1 ANNA PENOLA: Thank you.  
2 CHAIRMAN ANCHO: All right.  
3 And who -- did we get approval for him -- Bert?  
4 LURA DUVALL: (Off microphone) My main concern is the  
5 record where the funds is coming from to pay for the security  
6 system.  
7 CHAIRMAN ANCHO: Okay.  
8 LURA DUVALL: (Off microphone) I'm going to use my Assessor  
9 Technology Fund and do a grant to the county computer line to  
10 cover the cost for the security system.  
11 CHAIRMAN ANCHO: All right. Very good. Did we get a  
12 second? Because it was said so quickly. Who was -- who  
13 seconded --  
14 LURA DUVALL: I just think it needs to be --  
15 CHAIRMAN ANCHO: -- that?  
16 LURA DUVALL: -- on record. Nobody's --  
17 CHAIRMAN ANCHO: Okay.  
18 LURA DUVALL: -- saying where the money's coming from.  
19 So...  
20 COMMISSIONER ALLAN: Okay.  
21 COMMISSIONER SPARKS: (To Chairman Ancho) I did.  
22 CHAIRMAN ANCHO: Okay.  
23 COMMISSIONER ALLAN: (Off record) Lura, can you -- I'll --  
24 I'll change the motion. I'll amend my motion, but can you  
25 repeat what you said, please?  
26 UNIDENTIFIED PARTICIPANT: Can you move forward?  
27 CHAIRMAN ANCHO: Come up here so you --  
28 COMMISSIONER ALLAN: (Off microphone) Either that --  
29 CHAIRMAN ANCHO: -- we can hear --  
30 COMMISSIONER ALLAN: (Off microphone) -- or --  
31 CHAIRMAN ANCHO: -- you, please.  
32 COMMISSIONER WAITS: Excuse me, --  
33 COMMISSIONER ALLAN: (Off microphone) So we can get it  
34 on --  
35 COMMISSIONER WAITS: -- Madam Chair.  
36 LURA DUVALL: Lura Duvall, assessor.  
37 The funds to cover this cost will come from the Assessor  
38 Technology Fund as a grant to the county computer line to cover  
39 the cost.  
40 CHAIRMAN ANCHO: Okay.

1 LURA DUVALL: Okay?  
2 CHAIRMAN ANCHO: All right. Very good. Thank you.  
3 LURA DUVALL: You're welcome.  
4 DON TENNYSON: Thanks.  
5 CHAIRMAN ANCHO: So we don't need -- we don't need to  
6 change anything?  
7 DISTRICT ATTORNEY HERRERA: I -- I believe --  
8 COMMISSIONER WAITS: I mean, we just authorized the amount.  
9 We didn't say where it --  
10 COMMISSIONER CLARK: (Off microphone) No.  
11 COMMISSIONER WAITS: -- was coming from.  
12 DISTRICT ATTORNEY HERRERA: Right. But I believe that it  
13 was seconded before -- before Judie added in the -- the second  
14 part of it, which was the camera.  
15 CHAIRMAN ANCHO: Okay.  
16 COMMISSIONER ALLAN: So I'll just --  
17 DISTRICT ATTORNEY HERRERA: So that's --  
18 COMMISSIONER ALLAN: -- start all --  
19 DISTRICT ATTORNEY HERRERA: -- why she --  
20 COMMISSIONER ALLAN: -- over.  
21 DISTRICT ATTORNEY HERRERA: -- withdrew --  
22 CHAIRMAN ANCHO: Okay.  
23 DISTRICT ATTORNEY HERRERA: -- her motion.  
24 CHAIRMAN ANCHO: Okay.  
25 COMMISSIONER CLARK: Okay.  
26 DISTRICT ATTORNEY HERRERA: -- so she could make it again.  
27 So we have to withdraw the second too.  
28 CHAIRMAN ANCHO: Okay.  
29 COMMISSIONER CLARK: Okay.  
30 Withdraw.  
31 COMMISSIONER WAITS: No. But we've already voted so we  
32 can't amend it.  
33 DISTRICT ATTORNEY HERRERA: I don't believe --  
34 COMMISSIONER ALLAN: (Off microphone) We did vote.  
35 DISTRICT ATTORNEY HERRERA: -- that it --  
36 COMMISSIONER WAITS: No. We have to start over with a new  
37 motion.  
38 DISTRICT ATTORNEY HERRERA: That's what I'm --  
39 CHAIRMAN ANCHO: Yes.  
40 COMMISSIONER CLARK: Yeah.

1 DISTRICT ATTORNEY HERRERA: -- saying.  
2 COMMISSIONER WAITS: Yeah.  
3 CHAIRMAN ANCHO: Yes.  
4 COMMISSIONER ALLAN: All right. So I will make a motion  
5 that we approve the contract to Stanley Security for the  
6 installation of the camera and security system in the amount not  
7 to exceed \$338,184.07 to be taken out of the Assessor Tech Fund  
8 and authorize the chair to sign.  
9 CHAIRMAN ANCHO: Okay.  
10 COMMISSIONER SPARKS: And I will second.  
11 CHAIRMAN ANCHO: All right.  
12 All in favor?  
13 COMMISSIONER CLARK: Aye.  
14 COMMISSIONER SPARKS: Aye.  
15 COMMISSIONER WAITS: Aye.  
16 CHAIRMAN ANCHO: Op- --  
17 COMMISSIONER ALLAN: Aye.  
18 CHAIRMAN ANCHO: -- -posed?  
19 All right.  
20 COMMISSIONER CLARK: Aye.  
21 CHAIRMAN ANCHO: Very good.  
22 ANNA PENOLA: Thank you very --  
23 DON TENNYSON: Thank you.  
24 ANNA PENOLA: -- much.  
25 CHAIRMAN ANCHO: All right. Thank you very much.  
26 Okay.  
27

28 5) **PUBLIC WORKS: For possible action to accept one of the**  
29 **following bids for the Lander County Airport Transmission**  
30 **Main Line Project (PWP-LA-2018-195): 1) Hunewill**  
31 **Construction, \$4,845,450.48; 2) Canyon Construction,**  
32 **\$7,221,343.34; 3) Q & D Construction, \$5,989,901.52; 4)**  
33 **Granite Construction, \$8,165,165.00.**  
34

35 CHAIRMAN ANCHO: So for Public Works for po- -- for  
36 possible action to accept one of the following bids for the  
37 Lander County Airport Transmission Main Line Project,  
38 PWP-LA-2018-195: Number 1, Hunewill Construction,  
39 \$4,845,450.48; Canyon Construction, \$7,221,343.34; Q & D  
40 Construction, \$5,989,901.52; Granite Construction,

1 \$8,165,165.00.

2 COMMISSIONER CLARK: (Off microphone) That's a  
3 (indiscernible).

4 CHAIRMAN ANCHO: So --  
5 Can you turn on your little speaker? Thank you.

6 COMMISSIONER CLARK: (Off microphone) Gentlemen.

7 AARON MARTINEZ: Hello, Commissioners. Aaron Martinez with  
8 A. M. Engineering, for the record.

9 And the item in front of you today is the bids that we had  
10 received for the airport water line project.

11 And we have provided Lander County a recommendation for  
12 award, to award Hunewill Construction as the low bidder.

13 As part of that process, we did a bid evaluation with the  
14 County Clerk's Office. And the bids -- the bid that was  
15 accepted -- all bids that were accepted were deemed appropriate.  
16 They had all the proper documentation, bonding, and all of those  
17 aspects.

18 So after that, the recommendation for award analysis looked  
19 at items such as price loading, certain aspects within the bid  
20 for any irregularities that could outline any anomalies later.

21 We didn't see any of those irregularities and so we issued  
22 that recommendation for award to Lander County.

23 CHAIRMAN ANCHO: All right.

24 AARON MARTINEZ: And just a little bit more. I have some  
25 information for you if I could hand this to you folks.

26 (Off microphone) As part of Addendum Number 5 for this  
27 project, we issued some critical information to the contractors  
28 before they actually placed their bid. So all this information  
29 was available to them prior to placing of that bid.

30 The critical information in there, you can find it under  
31 Item 10.

32 So this project in particular is kind of going an abnormal  
33 route due to a development agreement that you folks have already  
34 considered and approved.

35 That development agreement has some time frames in there  
36 that are -- were contingent on the agreement being approved.  
37 Those time frames were essentially outlined by other parties,  
38 not myself.

39 So the project has been trying to conform to those target  
40 dates in order to achieve that development agreement requirements.

1           That development agreement, essentially the last  
2 requirement that's hanging out there -- and -- and council can  
3 discuss this further -- is essentially towards the end of this  
4 month, Lander County has to enter into a construction agreement  
5 in order to fully solidify that agreement that you folks  
6 approved last meeting.

7           And so that's what this item is in front of you today is to  
8 approve that construction contract.

9           One of the caveats to that that's in the addendum for the  
10 contract as well in the contract for the development agreement has  
11 some contingency items in there, discussing approval from NDEP.

12           Right now we are at the tail end of that approval from  
13 NDEP. We've had some pretty at-length discussions and comments  
14 and revisions from them. And everything is looking very  
15 positive to receive that approval from them. We have not heard  
16 from them as of late, but we're hoping to receive an approval or  
17 a notice very soon.

18           Some of those target dates I have identified in this  
19 addendum.

20           So we are asking to approve this construction contract  
21 contingent on the items that I've identified here, which is  
22 essentially this contract can go forward without NDEP approval,  
23 essentially.

24           CHAIRMAN ANCHO: So was this -- these documents sent to  
25 Austin?

26           KEITH WESTENGARD: I didn't know they were going to be  
27 presented.

28           CHAIRMAN ANCHO: Okay.

29           KEITH WESTENGARD: I had no --

30           AARON MARTINEZ: Yeah.

31           KEITH WESTENGARD: -- idea.

32           CHAIRMAN ANCHO: So --

33           SADIE SULLIVAN: Maybe I'll go copy and --

34           CHAIRMAN ANCHO: Okay. Please.

35           SADIE SULLIVAN: Thank you much.

36           AARON MARTINEZ: Sorry about that.

37           COMMISSIONER ALLAN: So I have a couple of questions. 7.

38           Good morning, Aaron.

39           AARON MARTINEZ: Good morning.

40           COMMISSIONER ALLAN: Just one thing I want to also comment



1 on the agenda itself is I actually would have liked to, for the  
2 back documentation, to see the actual bid numbers, I mean, the  
3 break out from the different contractors.

4 AARON MARTINEZ: So all that information is available at  
5 your clerk's office. And so the commission, of course, has due  
6 access to that at any time.

7 They've made full copies of all the bids, including the  
8 actual documentation. So feel free to go through  
9 that (indiscernible) --

10 COMMISSIONER ALLAN: Well, I'm just --

11 AARON MARTINEZ: -- (indiscernible) --

12 COMMISSIONER ALLAN: -- saying that I think that it -- it  
13 would have been nice to be, you know in the backup, but --

14 So couple other questions. Do we have a time on this? Do  
15 we have a -- a number of days for this contract?

16 AARON MARTINEZ: Yes. Also should have been provided in  
17 your packet the -- we prepared for Lander County, as typical,  
18 the notice of award and notice to proceed documentation.

19 In that documentation, you'll see 180-day construction  
20 contract period. But we anticipate that construction time frame  
21 to be reduced.

22 Essentially, there's some added time frames in there due to  
23 the length of the project. We're staring at about 53,000 linear  
24 feet of pipe. And so we wanted to make sure and give that  
25 contract an adequate amount of time to be able to successfully be  
26 completed.

27 COMMISSIONER ALLAN: All right. So there is --

28 Unless I'm missing something, it does not say in our back up.

29 AARON MARTINEZ: And that's not something I prepared.

30 COMMISSIONER ALLAN: No, I understand --

31 AARON MARTINEZ: Yeah.

32 COMMISSIONER ALLAN: -- that. I'm not --

33 AARON MARTINEZ: Okay.

34 COMMISSIONER ALLAN: -- I'm just --

35 AARON MARTINEZ: Gotcha.

36 COMMISSIONER ALLAN: -- you know, just asking these  
37 questions in --

38 The other thing is, is are there liquid a- -- liquidated --  
39 liquidated damages on this project?

40 AARON MARTINEZ: I'll have to confirm that with you. I'll

1 have to double-check.

2 In my brain, I see this thousand dollar liquidated damage  
3 text floating around in my head. But it -- there may not be.

4 I will have to get back to you on that one.

5 Typically, on a project of this nature, the liquidated  
6 damages are limited, more of like a B2 construction. You start  
7 to look at those liquidated damages for typical time frame  
8 constraints.

9 But I'll have to get back to you on that particular one.

10 COMMISSIONER ALLAN: Well, because I also know that, you  
11 know, new -- Battle Mountain Land Company is kind of -- they  
12 want this thing done too. I mean, we all want it done, but, --

13 AARON MARTINEZ: Uh-huh.

14 COMMISSIONER ALLAN: -- you know, they've sort of put us on  
15 a -- a time notice.

16 I guess the other question I have for Keith, then, is, I did  
17 not go back and check the budget. For some reason, I -- I don't  
18 believe we have that in the budget for last -- for some reason,  
19 I'm thinking we only had 2.5 million budgeted for this project.

20 KEITH WESTENGARD: I've discussed this with the public  
21 works director, and -- and the money is there. And I'll let  
22 Bert get into that.

23 BERT RAMOS: Bert Ramos, for the record. So we --

24 SADIE SULLIVAN: Thank you.

25 BERT RAMOS: -- do. We have two -- I believe -- don't  
26 quote me exact numbers. I can go pull them if you'd like. But  
27 we have 2.5 million for the -- for the water line and then an  
28 additional, like, 2.4 something that is for the spur line.

29 So with -- which this includes as well. This project  
30 actually includes even more than that because it includes hooking  
31 up to the racetrack and the airport.

32 So we do have the combined budget. We do have the budget for  
33 this project. Yes.

34 COMMISSIONER ALLAN: Okay. I wasn't aware that we'd had a  
35 separate budget for the spur line. I just remember 2.5 million  
36 for -- for the water line. And I think also, like, a million  
37 discussed for the road.

38 BERT RAMOS: Correct.

39 COMMISSIONER ALLAN: I don't recall -- and I'm not saying  
40 that -- you know, I'm just saying, I don't remember

1 specifically. But I don't remember, you know, additional  
2 funding for the spur line.

3 So I was just curious if we had the funding now or if this  
4 was going to be split between two fiscal periods.

5 BERT RAMOS: And it -- and it probably will end up rolling  
6 between two physical [verbatim] periods.

7 There are -- there are some -- new legislation that's just  
8 been passed as SB 206, I believe it is, for -- it -- the --  
9 myself and the contractor have to get more familiar with.

10 But is what it is now is the -- we might be back before  
11 this board later when -- when -- to ask for an extension of time  
12 on this project because the unions are coming forward and they  
13 want for every three operators in one class to add a --

14 COMMISSIONER ALLAN: Apprentice.

15 COMMISSIONER SPARKS: Apprentice.

16 BERT RAMOS: -- an apprentice. And the issue with that is,  
17 is not every contractor's union. And then getting a union hall  
18 and getting somebody out here and all the -- the things that  
19 come with it.

20 So before I speak too much on it and -- and put my foot in  
21 my mouth, there's -- there's a lot to this that -- that may  
22 extend this where we may not be able to get as many employees on  
23 this job as -- as we would like until we have a full  
24 understanding of what is required by the state for that.

25 COMMISSIONER ALLAN: And I'm not going to, you know, swear  
26 to this either, but I do believe that you can get a waiver --

27 COMMISSIONER SPARKS: (Off microphone) That's what I was  
28 thinking.

29 CHAIRMAN ANCHO: No.

30 COMMISSIONER ALLAN: (Off microphone) -- for that.

31 AARON MARTINEZ: Yes.

32 BERT RAMOS: Well, you -- you can -- you -- so you -- we  
33 did meet with the -- with the labor board?

34 AARON MARTINEZ: Labor commissioner.

35 BERT RAMOS: And they -- you can get a waiver. However,  
36 there's some caveats. You have to apply first. They have to  
37 have nobody available in their union hall to send you.

38 CHAIRMAN ANCHO: Uh-huh.

39 BERT RAMOS: You have to prove all of that and then -- and  
40 then send in for your waiver.

1 Now, if you do get the waiver, then you can throw as many  
2 people as you'd like at it. If you don't get that waiver, then  
3 the county is the one that's -- who's responsible for five -- a  
4 \$5,000 fee for every infraction, not the -- not the contractor.

5 So --

6 And that falls back on -- on myself, who -- whoever signs  
7 certified payroll for the contractor on the job, whatever  
8 municipality that is.

9 So, like I say, there's just -- there's a lot more to this  
10 bill than -- than I understand right now. And we're trying to  
11 get our heads wrapped around it so we can move forward in the  
12 best way possible.

13 COMMISSIONER CLARK: So there's some things that are out of  
14 your control, as usual.

15 BERT RAMOS: Yeah. Yeah, this is -- I mean, --

16 COMMISSIONER CLARK: Yeah.

17 BERT RAMOS: -- and -- and this is brand new to me.

18 There's another question that -- that I have to get  
19 clarification from the -- is if they're working off of a public  
20 works number. Because if that's the case, then this -- the  
21 public works number that was issued to this job was issued prior  
22 to this bill.

23 So then it wouldn't -- it wouldn't ad- -- it wouldn't --

24 COMMISSIONER SPARKS: Uh-huh.

25 BERT RAMOS: -- affect us.

26 COMMISSIONER CLARK: Okay.

27 BERT RAMOS: But if they're working off of when we award  
28 this contract, which would be today, then it would affect us.  
29 So there's some --

30 COMMISSIONER CLARK: Okay.

31 BERT RAMOS: -- there's some things that we've got to get  
32 clarification on. I'm waiting for answers.

33 CHAIRMAN ANCHO: And I have a question going back to  
34 something that she said, because I don't understand all of --  
35 everything that you guys are talking about.

36 So what is the liquid- -- what are liquidated damages?  
37 What does that even mean?

38 BERT RAMOS: So in a lot of jobs, the liquidated damages we  
39 can't really go back and -- and make it affect because you have  
40 to show where the damages come from.

1           And so, for example, if we were to go across the street  
2 down here and our -- we gave our contractor two weeks to get  
3 across that street and they're three weeks in so a business  
4 can't be accessed, then we could apply some liquidated damages.  
5 Say, hey, you guys are costing this --  
6           CHAIRMAN ANCHO: Oh.  
7           BERT RAMOS: -- much.  
8           CHAIRMAN ANCHO: Okay.  
9           BERT RAMOS: So we're --  
10          COMMISSIONER CLARK: Okay.  
11          BERT RAMOS: -- so we --  
12          CHAIRMAN ANCHO: Okay.  
13          BERT RAMOS: -- have some --  
14          CHAIRMAN ANCHO: All right.  
15          BERT RAMOS: -- damages.  
16          But, --  
17          CHAIRMAN ANCHO: Okay.  
18          BERT RAMOS: -- for example, being out here in the desert,  
19 there's not a lot of -- of area where we can really say this is  
20 really costing us money unless somebody like Nevada Lands said,  
21 hey, we have a business that's going in. You guys haven't got  
22 your water line through it in time.  
23          CHAIRMAN ANCHO: Okay.  
24          BERT RAMOS: If that makes sense.  
25          CHAIRMAN ANCHO: Go ahead.  
26          COMMISSIONER ALLAN: All right. So my understanding --  
27 and -- in -- in the years that I have worked construction, which  
28 has been in other states, various other states -- I've worked  
29 for federal highways in national parks -- liquidated damages in  
30 those contracts were you had so many number of days to do --  
31 complete the job.  
32          In this case it's 180 days.  
33          And if the job was not completed by that time, you were  
34 assessed liquidated damages at -- at the rate per day until that  
35 job was completed.  
36          You were allowed some days for -- for weather and whatnot.  
37 But that's -- basically what it's doing also is forcing the  
38 contractor to get the job done.  
39          CHAIRMAN ANCHO: Okay.  
40          COMMISSIONER ALLAN: And so that's where I'm looking at and

1 questioning the liquidated damages.  
2 It's not an impact on the businesses and whatnot. It's  
3 making sure that the contract is completed in a timely manner.  
4 CHAIRMAN ANCHO: Okay.  
5 COMMISSIONER CLARK: I'm ready to make a motion.  
6 CHAIRMAN ANCHO: All right. So --  
7 COMMISSIONER CLARK: I'm ready --  
8 CHAIRMAN ANCHO: So you --  
9 COMMISSIONER CLARK: -- to make --  
10 CHAIRMAN ANCHO: -- want to --  
11 COMMISSIONER CLARK: -- a motion.  
12 CHAIRMAN ANCHO: -- go some -- make the motion?  
13 COMMISSIONER CLARK: Yeah. I'll make a motion that we  
14 approve the PWP-LA-2018-195 project, give it to Hunewill for  
15 four million, eight hundred and forty-five thousand --  
16 COMMISSIONER WAITS: Not to exceed. Not to exceed.  
17 COMMISSIONER CLARK: Oh. Give it to Hunewill not to exceed  
18 four million, eight hundred and fifty-four thousand, five --  
19 four hundred and fifty dollars and 48 cents.  
20 COMMISSIONER ALLAN: That's not the correct --  
21 COMMISSIONER WAITS: You need --  
22 COMMISSIONER ALLAN: -- amount.  
23 COMMISSIONER WAITS: -- to clarify --  
24 CHAIRMAN ANCHO: Yeah. You --  
25 COMMISSIONER WAITS: -- that --  
26 COMMISSIONER CLARK: And --  
27 COMMISSIONER WAITS: -- figure again, Art.  
28 CHAIRMAN ANCHO: You read it backwards.  
29 COMMISSIONER WAITS: Read the figure again.  
30 CHAIRMAN ANCHO: You read --  
31 COMMISSIONER CLARK: Oh.  
32 CHAIRMAN ANCHO: -- your numbers backwards.  
33 COMMISSIONER CLARK: Oh. \$4,845,450.48 --  
34 CHAIRMAN ANCHO: Right.  
35 COMMISSIONER CLARK: -- to be signed by the chair.  
36 COMMISSIONER SPARKS: I'll second the motion.  
37 CHAIRMAN ANCHO: All right.  
38 All in favor?  
39 COMMISSIONER WAITS: Aye.  
40 COMMISSIONER CLARK: Aye.

1 COMMISSIONER SPARKS: Aye.  
2 CHAIRMAN ANCHO: Aye.  
3 Opposed?  
4 COMMISSIONER ALLAN: Nay.  
5 CHAIRMAN ANCHO: All right.  
6 BERT RAMOS: I'd like to just point out one more thing.  
7 I know Loren, who's in the room, he still is -- he doesn't  
8 get very many pats on the back. But to come in over a million  
9 dollars under the closest bidder and he continuously does this  
10 for the citizens of Lander County. And these -- these -- these  
11 are dollars we can put other places. It's -- I want Loren to  
12 know we sure appreciate it.  
13 And we -- typically in all these jobs, we've had very few  
14 change orders from Hunewill that haven't been to the credit of  
15 Lander County.  
16 COMMISSIONER CLARK: And, you know, --  
17 BERT RAMOS: So --  
18 COMMISSIONER CLARK: -- I brought that concern to you about  
19 the number and you assured me that it's top quality work.  
20 That's all I've been concerned about.  
21 BERT RAMOS: Oh, yeah.  
22 COMMISSIONER CLARK: I mean, it's a great rate. And I  
23 understand Hunewill's here -- their plant's here -- and that  
24 gives them a big advantage.  
25 And thank you very much.  
26 AARON MARTINEZ: Thank you --  
27 CHAIRMAN ANCHO: Thank you.  
28 AARON MARTINEZ: -- for your time, --  
29 UNIDENTIFIED PARTICIPANT: (Indiscernible.)  
30 AARON MARTINEZ: -- Commissioners.  
31 CHAIRMAN ANCHO: Yes. Can we take a break for a few  
32 minutes?  
33  
34 (Break taken between 10:17 a.m. and 10:23 a.m.)  
35  
36 CHAIRMAN ANCHO: Thank you.  
37 All right.  
38  
39  
40

1       6)    COMMISSIONERS: For possible action to approve submitting  
2            comments on the proposed revisions by the Bureau of Land  
3            Management who have recently been tasked with updating its  
4            regulations for grazing (43 CFR Part 4100) -- Grazing  
5            Administration Exclusive of Alaska with comments accepted  
6            online through March 6, 2020.  
7

8           CHAIRMAN ANCHO: Get going on Item Number 6. For possible  
9           action to approve submitting comments on the proposed revisions  
10          by the BL- -- or the Bureau of Land Management who have recently  
11          been tasked with updating its regulations for grazing, 43 CFR  
12          Part 4100, grazing administration executi- -- executive for  
13          Alaska with comments accepted online through March 6, 2020.

14          KEITH WESTENGARD: So this is a -- a pretty hot topic right  
15          now, the -- the grazing.

16                 I wanted to get some feedback from the commission.

17                 There is a meeting coming up in Elko on the 18th of  
18          February that may shed some new light on some of this stuff.

19                 So I wanted to make you aware of this.

20                 And I'll attend the meeting. And I believe Commissioner  
21          Clark is talking about attending it as well.

22                 If anybody else who wants to attend, that would be great.

23          COMMISSIONER SPARKS: When is the meeting?

24          KEITH WESTENGARD: February 18th.

25          COMMISSIONER CLARK: At 1:30.

26          KEITH WESTENGARD: At 1:00 -- in -- in Elko at the  
27          convention center there.

28          COMMISSIONER CLARK: I'll be there.

29          COMMISSIONER WAITS: So 1:30 --

30          KEITH WESTENGARD: And --

31          COMMISSIONER WAITS: -- or 4:30?

32          KEITH WESTENGARD: Oh, I'm -- it is 4:30. You're right.

33          COMMISSIONER CLARK: Is it 4:30?

34          KEITH WESTENGARD: Yeah. It is 4:30. I -- it's -- it  
35          should be in your backup, the email.

36          COMMISSIONER CLARK: Because I got information that it was  
37          1:30 by one of the --

38                 One of the local ranchers told me it was 1:30. I'll have  
39          to let them know.

40          KEITH WESTENGARD: I -- I will double-check and see.



1 COMMISSIONER CLARK: Okay.  
2 KEITH WESTENGARD: But let me see. Elko is -- just says at  
3 the convention center.  
4 Closed meetings. February 18th.  
5 Oh. Meetings are held from 4:30 to 7:30 p.m. It's the --  
6 COMMISSIONER CLARK: Oh, okay.  
7 KEITH WESTENGARD: -- second page of your -- of your --  
8 COMMISSIONER CLARK: I thought it was --  
9 KEITH WESTENGARD: -- backup --  
10 COMMISSIONER CLARK: -- 1:30.  
11 KEITH WESTENGARD: -- there.  
12 And they'll get into some -- some detail.  
13 COMMISSIONER CLARK: This is up by the -- at the college;  
14 right?  
15 KEITH WESTENGARD: Yes.  
16 COMMISSIONER CLARK: Okay.  
17 KEITH WESTENGARD: Yeah. It's the one -- the new one that  
18 they built behind the -- the city offices there.  
19 COMMISSIONER CLARK: Okay.  
20 KEITH WESTENGARD: By -- by the swimming pool.  
21 COMMISSIONER CLARK: You're going. I'll find you.  
22 KEITH WESTENGARD: Okay. All right.  
23 And -- and then --  
24 COMMISSIONER WAITS: I have a --  
25 KEITH WESTENGARD: -- we can come back. And -- and if --  
26 if the commission wants to write a letter, then we can  
27 certainly -- you can instruct me to do that.  
28 COMMISSIONER WAITS: I do have just a couple comments on it  
29 because our ranchers have been working under this ran- --  
30 rangeland reform from the '90s. And we all know what's been  
31 happening the last number of years.  
32 There's been some of our really top people, like  
33 J. J. Goicoechea that sits on so many of our -- our different state  
34 association meetings and committees. And he said he really has  
35 encouraged everyone to get their comments in. This is the one time  
36 that we have an opportunity to do so.  
37 So what I asked for was to have this on the agenda so that we  
38 could ask for the comment letters to be written and then have it  
39 before us for the next agenda. Because if we don't approve it  
40 today, there's no way we're going to be able to get it approved in

1 the next one and then write our letter because it's due March 6th.  
2 So I'll make a motion that the commissioners do write a  
3 letter regarding the proposed revisions by the Bureau of Land  
4 Management and that they have that letter before us for our next  
5 commission.

6 CHAIRMAN ANCHO: I'll --

7 COMMISSIONER ALLAN: I'll --

8 CHAIRMAN ANCHO: -- second.

9 COMMISSIONER ALLAN: -- second.

10 COMMISSIONER CLARK: I'll second it.

11 CHAIRMAN ANCHO: All in favor?

12 COMMISSIONER CLARK: Aye.

13 COMMISSIONER ALLAN: Aye.

14 COMMISSIONER WAITS: Aye.

15 COMMISSIONER SPARKS: Aye.

16 CHAIRMAN ANCHO: Opposed?

17 (No comment.)

18 COMMISSIONER WAITS: Thank you.

- 19  
20 7) **COMMISSIONERS: For possible action to adopt the current rate**  
21 **fees of Battle Mountain Water and Sewer or to set new water**  
22 **and sewer rates for Water & Sewer District #2 and to set a**  
23 **date when Lander County will assume the responsibilities of**  
24 **Water & Sewer District #2.**  
25

26 CHAIRMAN ANCHO: (Indiscernible) Number 7 for possible  
27 action to adopt the current rate fees for the Battle Mountain  
28 Water and Sewer or set new water and sewer rates for the  
29 Water & Sewer District #2 and to set a date when Lander County will  
30 assume the responsibilities of the Water & Sewer District #2.

31 COMMISSIONER WAITS: Thank you.

32 I have a couple comments on this. One is when we decided  
33 we were going to -- to look at the -- taking over the GID from  
34 Austin, one of our big reasons -- well, there were several  
35 reasons, but one of a very important reason was the rates.

36 And they would have to borrow more money to finish some of  
37 their construction and that we didn't want the rates to go up.

38 I've taken a look at the different rates. And this would  
39 be a real special hardship on the businesses, which would raise  
40 the rates considerably because they're actually attributed to

1 different am- -- different amounts of RV sites, different  
2 amounts of hotel rooms and such.

3 And I'm going, I don't think what's good for Battle  
4 Mountain is good for Austin because we're talking two entirely  
5 different types of -- of the businesses and -- and how much  
6 business they do in Austin and how much business they do in  
7 Battle Mountain.

8 So my recommendation would be just to stay with the rates  
9 that they have now, and we'll work with that to see how -- how  
10 that all comes out.

11 Because one of the things we promised in the committee  
12 meetings was that we were not going to raise their rates.

13 COMMISSIONER SPARKS: Do we have a copy of the rates?

14 COMMISSIONER CLARK: We have --

15 COMMISSIONER WAITS: We don't have a copy of their rates.

16 But --

17 COMMISSIONER SPARKS: (Indiscernible.)

18 COMMISSIONER WAITS: -- but I didn't know this was on  
19 the -- the agenda and we were going to look at their rates.

20 So if we can just say we'll just keep the current rates --

21 In fact, I'll make a motion that we keep the current rates  
22 that Austin has now for the Water & Sewer District for #2.

23 COMMISSIONER ALLAN: I'll second that.

24 COMMISSIONER CLARK: I just want to talk to Bert for a  
25 second.

26 How does that sound, Bert?

27 BERT RAMOS: Bert Ramos, for the record. I'm not -- I'm  
28 not familiar with Austin's rates. I guess if they're -- if  
29 they're a low rate, I'm -- I'm all for that. I think that's  
30 probably what our word was when we started this thing is that we  
31 were -- like Patsy said, you know, or Commissioner Waits said  
32 that we're trying to uphold our word.

33 COMMISSIONER CLARK: Yeah. Why -- why would you need at a  
34 business like the International in Austin, what would their  
35 connection be? Three quarters or six-inch? I mean.

36 BERT RAMOS: Oh. Oh, no. That's just so -- I believe that  
37 the -- the paper you're looking at, that's -- a six-inch is --  
38 is a water meter that maybe go in for a park or something like  
39 that. Most of our parks here only have a four-inch.

40 So that -- them are different fee schedules for different

1 size meters.

2 The -- they probably have a 3/4-inch to a 1-inch meter and,  
3 you know, for most of the places all throughout Austin. I don't  
4 believe there's anything down there that has a six-inch or even  
5 four-inch, for that matter.

6 COMMISSIONER CLARK: So you have no opposition to the --

7 BERT RAMOS: No. The --

8 COMMISSIONER CLARK: -- motion?

9 BERT RAMOS: -- the only thing that I think that maybe  
10 needs to be addressed is the system obligation fees that are  
11 currently being charged down there in Austin.

12 I think that is one of the concerns that I heard from some of  
13 the members of the community down there is that --

14 COMMISSIONER CLARK: Is that --

15 BERT RAMOS: -- they --

16 COMMISSIONER CLARK: -- where you have the --

17 BERT RAMOS: -- they --

18 COMMISSIONER CLARK: -- water line in front of your  
19 property and you pay even if you're not hooked up?  
20 Because that's the thing --

21 BERT RAMOS: Well, --

22 COMMISSIONER CLARK: -- I --

23 BERT RAMOS: -- if you --

24 COMMISSIONER CLARK: -- want gone.

25 BERT RAMOS: If you -- if, say, if you -- if you vacate  
26 your property and you -- and you're not there but you have a --  
27 a -- a meter pit on-site, you pay a system obligation fee. So  
28 every month you pay for having that meter pit, even though you  
29 aren't using any water or anything's being --

30 COMMISSIONER CLARK: We do --

31 BERT RAMOS: -- being used.

32 COMMISSIONER CLARK: -- that here?

33 BERT RAMOS: No.

34 COMMISSIONER CLARK: Okay.

35 That's what --

36 BERT RAMOS: So that --

37 COMMISSIONER CLARK: -- I want to --

38 BERT RAMOS: -- that might be something that you guys might  
39 want to address in this.

40 I'm not -- because that's the only concern that I've heard.

1 COMMISSIONER CLARK: That's the concern I --  
2 COMMISSIONER WAITS: You know --  
3 COMMISSIONER CLARK: -- have.  
4 COMMISSIONER WAITS: -- what? I would say, Let's put that  
5 on as a separate agenda item.  
6 BERT RAMOS: Okay.  
7 COMMISSIONER WAITS: And I'd be happy to do that. And  
8 we'll get the infor- -- more information and more input on it.  
9 Because I know they do that in Kingston. And we do it in  
10 Gilman. I mean, it's just part of -- of -- and then -- and, of  
11 course, the big cities do. It's an obligation fee because you  
12 have the right to have your water.  
13 So if people are there during the summertime, they pay. In  
14 the winter, they still pay.  
15 And that's the key because you're still running the whole  
16 system.  
17 So I think we need to take a look at that separately if we  
18 could use that as a separate.  
19 But for the rates right now, we're leaving everything the  
20 same.  
21 COMMISSIONER SPARKS: So we're voting on rates that we  
22 don't --  
23 COMMISSIONER WAITS: Is the --  
24 COMMISSIONER SPARKS: -- know what --  
25 COMMISSIONER WAITS: -- motion.  
26 COMMISSIONER SPARKS: -- they are. I mean, I'd --  
27 BERT RAMOS: Yes. Should we bring this --  
28 COMMISSIONER SPARKS: -- like to --  
29 BERT RAMOS: -- back with the -- can we bring this whole  
30 item back and -- and then with the sys- --system obligation fee  
31 as well?  
32 Because I know, like, here in Battle Mountain instead of an  
33 obligation fee is what we do is we charge for a turn on and we  
34 charge for a turn off, as opposed to charging everybody monthly.  
35 Right?  
36 So that ch- -- makes kind of -- that's more or less the  
37 obligation. And some --  
38 COMMISSIONER WAITS: (Off microphone) I --  
39 BERT RAMOS: -- of the bigger cities do that. Most of GIDs  
40 have an obligation because they're so small they can't keep up

1 with the infrastructure.  
2 COMMISSIONER WAITS: (Off microphone) You know, I --  
3 BERT RAMOS: But I --  
4 COMMISSIONER WAITS: (Off microphone) But --  
5 BERT RAMOS: -- think that it might be better if we brought  
6 all the rates back up, Austin's, and so for everybody to see.  
7 Because I'm --  
8 COMMISSIONER SPARKS: Yeah.  
9 BERT RAMOS: -- I'm slightly confused by this one as well.  
10 COMMISSIONER SPARKS: I agree.  
11 COMMISSIONER ALLAN: I --  
12 COMMISSIONER CLARK: (Off microphone) I --  
13 COMMISSIONER ALLAN: -- agree --  
14 COMMISSIONER CLARK: (Off microphone) -- agree.  
15 COMMISSIONER ALLAN: -- with that --  
16 CHAIRMAN ANCHO: (Indiscernible.)  
17 COMMISSIONER ALLAN: -- too.  
18 CHAIRMAN ANCHO: All right. So...  
19 COMMISSIONER WAITS: Okay.  
20 BERT RAMOS: If that --  
21 CHAIRMAN ANCHO: (Indiscernible) --  
22 COMMISSIONER WAITS: So we still --  
23 CHAIRMAN ANCHO: -- experienced.  
24 COMMISSIONER WAITS: -- we still have a motion on the  
25 floor. And I'm okay to keep the rates but to take the  
26 obligation fee and bring that in separately.  
27 COMMISSIONER CLARK: Yeah. Okay. Yeah.  
28 BERT RAMOS: Yeah. However you guys would like  
29 (indiscernible).  
30 CHAIRMAN ANCHO: So yeah. We have a first and a second.  
31 COMMISSIONER SPARKS: Well, we're --  
32 COMMISSIONER ALLAN: (Off microphone) Yeah.  
33 COMMISSIONER SPARKS: -- approving --  
34 COMMISSIONER WAITS: (Off microphone) You had --  
35 COMMISSIONER SPARKS: -- rates.  
36 COMMISSIONER WAITS: (Off microphone) -- a first.  
37 COMMISSIONER SPARKS: I mean --  
38 COMMISSIONER WAITS: There was a first --  
39 CHAIRMAN ANCHO: I know --  
40 COMMISSIONER WAITS: -- and a second.

1 COMMISSIONER SPARKS: We're --  
2 CHAIRMAN ANCHO: (Indiscernible) --  
3 COMMISSIONER SPARKS: -- approving rates that I haven't --  
4 CHAIRMAN ANCHO: -- through --  
5 COMMISSIONER SPARKS: -- seen. So I'll --  
6 COMMISSIONER ALLAN: Bert, don't go --  
7 COMMISSIONER SPARKS: If we're --  
8 COMMISSIONER ALLAN: -- yet.  
9 COMMISSIONER SPARKS: -- going to put it through, I'm going  
10 to vote nay on it. But --  
11 COMMISSIONER WAITS: Okay. But the whole idea was: Does  
12 it make a difference since --  
13 COMMISSIONER SPARKS: It does make --  
14 COMMISSIONER WAITS: -- that's what --  
15 COMMISSIONER SPARKS: -- a --  
16 COMMISSIONER WAITS: -- they're --  
17 COMMISSIONER SPARKS: -- difference.  
18 COMMISSIONER WAITS: -- running on --  
19 COMMISSIONER SPARKS: I want to see what they're -- what  
20 I'm -- what --  
21 COMMISSIONER WAITS: And we --  
22 COMMISSIONER SPARKS: -- I'm approving.  
23 COMMISSIONER WAITS: -- promised --  
24 COMMISSIONER SPARKS: What am I --  
25 COMMISSIONER WAITS: -- to keep --  
26 COMMISSIONER SPARKS: -- voting?  
27 COMMISSIONER WAITS: -- them the same.  
28 COMMISSIONER SPARKS: So I want to see the rates. So...  
29 COMMISSIONER WAITS: Well. So...  
30 COMMISSIONER ALLAN: Okay. Well, --  
31 COMMISSIONER CLARK: My --  
32 COMMISSIONER ALLAN: -- I did second Patsy's motion. So...  
33 COMMISSIONER CLARK: My --  
34 CHAIRMAN ANCHO: So --  
35 COMMISSIONER CLARK: -- my biggest concern since I've been  
36 a commissioner is the way I understood it, I buy property down  
37 in Austin and I don't have a meter or anything, but there's  
38 water that goes in front of the lot, you have to pay.  
39 BERT RAMOS: And they may have it set up that way. I'm  
40 not --

1 COMMISSIONER CLARK: Yeah.  
2 BERT RAMOS: -- I'm not familiar with how they have --  
3 COMMISSIONER CLARK: So, --  
4 BERT RAMOS: -- that.  
5 COMMISSIONER CLARK: -- yeah, I'd -- I mean, I'm willing to  
6 pass this if you're going to bring it back. And then we'll --  
7 UNIDENTIFIED PARTICIPANT: Uh-huh.  
8 COMMISSIONER CLARK: -- do that one item. I mean --  
9 And we can always rectify it at that point if there's an  
10 issue. But if you need to get going on this --  
11 BERT RAMOS: No, no. I -- it -- we have --  
12 COMMISSIONER CLARK: Okay.  
13 BERT RAMOS: -- a lot to budget for on this, a lot of stuff  
14 that I'm really unfamiliar with.  
15 COMMISSIONER CLARK: Okay.  
16 BERT RAMOS: It's going to -- it's going to --  
17 COMMISSIONER CLARK: Well --  
18 BERT RAMOS: -- it's going to be a crapshoot this -- this  
19 first year.  
20 COMMISSIONER CLARK: Perhaps it'd be better to -- if we did  
21 bring it back and waited.  
22 CHAIRMAN ANCHO: So then we'll go -- since we have a first  
23 and a second, we'll go --  
24 All in favor?  
25 COMMISSIONER ALLAN: Aye.  
26 COMMISSIONER WAITS: Aye.  
27 CHAIRMAN ANCHO: Opposed?  
28 COMMISSIONER SPARKS: I vote nay for the simple fact --  
29 CHAIRMAN ANCHO: Nay.  
30 COMMISSIONER SPARKS: -- I don't know what the rates are.  
31 COMMISSIONER CLARK: Nay. Just wait for it to come back  
32 with all the information.  
33 COMMISSIONER SPARKS: Yeah. I --  
34 CHAIRMAN ANCHO: I agree --  
35 COMMISSIONER SPARKS: -- agree.  
36 CHAIRMAN ANCHO: -- with that.  
37 COMMISSIONER ALLAN: Okay. So I do have one more question  
38 just so I don't forget.  
39 What is the -- the shut off and, you know, shut off, shut  
40 on fee here in Battle Mountain?



1 BERT RAMOS: That, I'm not familiar with. I'll have to go  
2 grab the paper.  
3 COMMISSIONER ALLAN: Oh, okay.  
4 BERT RAMOS: Yeah. They -- they call the office. The  
5 secretaries call us out, and then they do it in their books.  
6 COMMISSIONER ALLAN: Yeah. No. I was just curious. So...  
7 CHAIRMAN ANCHO: Okay. All right. Moving on. Okay.  
8 COMMISSIONER SPARKS: (Off microphone) So did it pass?  
9 Or --  
10 CHAIRMAN ANCHO: No, it -- it failed. The three --  
11 KEITH WESTENGARD: And I got --  
12 CHAIRMAN ANCHO: -- nay.  
13 KEITH WESTENGARD: Oh, okay.  
14 ELIZABETH BARELA: To set a rate.  
15 COMMISSIONER ALLAN: (Off microphone) It's not right.  
16 DISTRICT ATTORNEY HERRERA: Did --  
17 KEITH WESTENGARD: (Off microphone, indiscernible)  
18 DISTRICT ATTORNEY HERRERA: -- did you --  
19 Commission, did you want to set a date? Or -- to take  
20 over?  
21 COMMISSIONER CLARK: We'll bring it back on the 27th.  
22 COMMISSIONER SPARKS: Yeah. Put it --  
23 COMMISSIONER ALLAN: (Off microphone) Next meeting.  
24 COMMISSIONER SPARKS: -- on the next meeting.  
25 CHAIRMAN ANCHO: On the next meeting?  
26 DISTRICT ATTORNEY HERRERA: Oh. To set it -- because  
27 there's two different parts to this.  
28 There's the fees and then set a day to take it over.  
29 COMMISSIONER CLARK: Right. Well, we can have two  
30 different --  
31 COMMISSIONER ALLAN: (Off microphone) Oh.  
32 COMMISSIONER CLARK: We can have --  
33 COMMISSIONER ALLAN: (Off microphone) Okay.  
34 COMMISSIONER CLARK: -- two different --  
35 DISTRICT ATTORNEY HERRERA: No, I understand.  
36 COMMISSIONER CLARK: -- motions.  
37 DISTRICT ATTORNEY HERRERA: But I don't believe you -- you  
38 even --  
39 CHAIRMAN ANCHO: Oh.  
40 DISTRICT ATTORNEY HERRERA: -- discussed --

1 CHAIRMAN ANCHO: Addressed. We didn't address the --  
2 DISTRICT ATTORNEY HERRERA: The --  
3 COMMISSIONER CLARK: Oh.  
4 DISTRICT ATTORNEY HERRERA: -- the date.  
5 CHAIRMAN ANCHO: The taking --  
6 COMMISSIONER CLARK: Taking it --  
7 DISTRICT ATTORNEY HERRERA: And --  
8 COMMISSIONER CLARK: -- over.  
9 CHAIRMAN ANCHO: -- over.  
10 DISTRICT ATTORNEY HERRERA: -- Keith has some information  
11 from the --  
12 CHAIRMAN ANCHO: On the taking --  
13 DISTRICT ATTORNEY HERRERA: -- tax --  
14 CHAIRMAN ANCHO: -- over part.  
15 DISTRICT ATTORNEY HERRERA: -- authorities that I would  
16 like at least you to -- to -- whether you make a motion or  
17 not, --  
18 CHAIRMAN ANCHO: Okay.  
19 DISTRICT ATTORNEY HERRERA: -- I'd like you to hear his  
20 information.  
21 CHAIRMAN ANCHO: Okay. So, yeah. We need to address the  
22 second part of it as far as the taking over of the district.  
23 KEITH WESTENGARD: Okay. So the tax -- Department of  
24 Taxation recommends that we take this over the first of the  
25 fiscal year. It makes it easier. It's -- it's more convenient.  
26 It's cleaner to take it over July 1st than to try to take it  
27 over April or May or -- or something --  
28 COMMISSIONER CLARK: (Off microphone) Okay.  
29 KEITH WESTENGARD: -- like that.  
30 So --  
31 COMMISSIONER CLARK: (Off microphone) That makes sense.  
32 KEITH WESTENGARD: -- that's their recommendation. And  
33 that would have been my recommendation once we got to the  
34 takeover date would be first of the fiscal year.  
35 COMMISSIONER CLARK: (Off microphone) Okay.  
36 COMMISSIONER WAITS: So the question on that, then, is  
37 since we have to -- we have to commit the funds for NDOT because  
38 they're going to be starting in April or May.  
39 KEITH WESTENGARD: Yes.  
40 COMMISSIONER WAITS: So are they running it? Or are we

1 going to be running it? And we've got an awful lot of stuff  
2 that needs to be coordinated through those months before we ever  
3 get to the fiscal year.

4 KEITH WESTENGARD: We will be working with DOT and Water  
5 and Sewer 2 on the onset of the project.

6 And then after July 1st, we'll -- we'll be working solely --  
7 or with DOT.

8 DISTRICT ATTORNEY HERRERA: Commissioner, Water and Sewer  
9 District 2 has now done a resolution saying they will cooperate  
10 with Lander County, which is good because at first they said  
11 they wouldn't.

12 So the reason I'd like some idea is when to do the final  
13 resolution, finalizing the resolution.

14 The protests are due February 26th, I believe.

15 And we have a meeting the day after that.

16 But just a general sense because I need to put whether  
17 there are protest letters or not protest letters into the  
18 finalized resolution. And I can't do it up until I have what  
19 we're going to charge and the date we're going to take over.

20 So that's what I'm waiting for.

21 And it doesn't matter when that happens. But I just need  
22 some type of -- I can't submit the final resolution until I have  
23 that information.

24 COMMISSIONER CLARK: So --

25 CHAIRMAN ANCHO: Wait. One sec. (indiscernible) --

26 DISTRICT ATTORNEY HERRERA: If that --

27 CHAIRMAN ANCHO: -- please.

28 DISTRICT ATTORNEY HERRERA: -- makes any sense.

29 CHAIRMAN ANCHO: Go ahead, Judie.

30 COMMISSIONER ALLAN: All right. So we can set the rates at  
31 any time. It --

32 DISTRICT ATTORNEY HERRERA: I'd like --

33 COMMISSIONER ALLAN: -- doesn't matter.

34 DISTRICT ATTORNEY HERRERA: -- to put it in the resolu- --  
35 or in the --

36 COMMISSIONER ALLAN: Okay. But -- okay. So -- right.

37 DISTRICT ATTORNEY HERRERA: Yeah. But yes.

38 COMMISSIONER ALLAN: You would like to put it in the  
39 resolution.

40 COMMISSIONER CLARK: Okay.

1 COMMISSIONER ALLAN: And so we can do that any time. But  
2 officially, we wouldn't take over until the first of July.  
3 DISTRICT ATTORNEY HERRERA: If you so decide.  
4 COMMISSIONER ALLAN: Okay.  
5 DISTRICT ATTORNEY HERRERA: If you -- that's -- it would  
6 help me on -- on doing the -- the finalizing ordinance because  
7 then -- like if you -- if you decide to take it over at the  
8 beginning of the fiscal year that gives us all more time to  
9 address how much the -- the -- the rates and the charges.  
10 COMMISSIONER CLARK: (Off microphone) Okay.  
11 COMMISSIONER ALLAN: Well, basically, you know, other than  
12 getting your resolution and -- and whatnot, we're not really  
13 under the gun timewise.  
14 DISTRICT ATTORNEY HERRERA: No.  
15 COMMISSIONER ALLAN: Okay.  
16 DISTRICT ATTORNEY HERRERA: We could be if you decide to  
17 take it over a month from now.  
18 CHAIRMAN ANCHO: Okay.  
19 DISTRICT ATTORNEY HERRERA: So...  
20 But since the tax authority's recommending the fiscal year,  
21 that gives us some time. And we wanted you to discuss that or  
22 think about it or make a motion that that would be a good time.  
23 It -- it's up to you, but I think --  
24 COMMISSIONER ALLAN: Now, if we change the rates, though,  
25 when we haven't officially taken it over, can we actually do  
26 that?  
27 DISTRICT ATTORNEY HERRERA: Well, it -- they wouldn't apply  
28 until we take it over, but --  
29 COMMISSIONER ALLAN: Okay.  
30 DISTRICT ATTORNEY HERRERA: -- it would --  
31 COMMISSIONER ALLAN: Okay.  
32 DISTRICT ATTORNEY HERRERA: -- be in the ordinance. I  
33 could put it in --  
34 COMMISSIONER ALLAN: Okay.  
35 DISTRICT ATTORNEY HERRERA: -- the ordinance. And then  
36 when I give notice to everybody, all the property owners, they'd  
37 know what their rates were going to be for both --  
38 COMMISSIONER ALLAN: That makes sense.  
39 DISTRICT ATTORNEY HERRERA: -- water and sewer.  
40 COMMISSIONER ALLAN: Yeah. That makes sense. Okay.

1 CHAIRMAN ANCHO: So I have a quick question. So within the  
2 way this is written so today are they making a motion to go into  
3 effect in July? Or does it have to come back written  
4 differently?  
5 COMMISSIONER CLARK: (Off microphone) I -- I'll make a --  
6 DISTRICT ATTORNEY HERRERA: No. If you make a motion that  
7 you'll take it over at the beginning of the fiscal year or at  
8 the end of this fiscal year, that will give us --  
9 CHAIRMAN ANCHO: Okay.  
10 DISTRICT ATTORNEY HERRERA: -- all --  
11 COMMISSIONER CLARK: (Off microphone) Right.  
12 CHAIRMAN ANCHO: Okay.  
13 DISTRICT ATTORNEY HERRERA: -- an understanding of -- of  
14 when we have to --  
15 COMMISSIONER CLARK: Well, I'll make a motion that we  
16 follow the tax commission's recommendation and we take over  
17 Water and Sewer District 2 the end of this fiscal year, which  
18 would be July 30th?  
19 COMMISSIONER WAITS: (Off microphone) No.  
20 DISTRICT ATTORNEY HERRERA: By finalizing ordinance.  
21 COMMISSIONER WAITS: (Off microphone) Ju- --  
22 COMMISSIONER CLARK: And finalize --  
23 COMMISSIONER WAITS: (Off microphone) -- July 1st.  
24 COMMISSIONER CLARK: -- the ordinance. July 1st.  
25 CHAIRMAN ANCHO: June thir- --  
26 COMMISSIONER WAITS: July 1st.  
27 CHAIRMAN ANCHO: July 1st.  
28 KEITH WESTENGARD: Ju- -- July --  
29 COMMISSIONER CLARK: Oh.  
30 KEITH WESTENGARD: -- 1st, --  
31 COMMISSIONER CLARK: It's --  
32 KEITH WESTENGARD: -- Commissioner.  
33 COMMISSIONER CLARK: -- not the very last day in --  
34 COMMISSIONER WAITS: No, end of June, --  
35 COMMISSIONER CLARK: Okay.  
36 COMMISSIONER WAITS: -- first of July.  
37 COMMISSIONER CLARK: Okay. We'll take it over July 1st, --  
38 CHAIRMAN ANCHO: Okay.  
39 COMMISSIONER CLARK: -- the beginning of the fiscal year.  
40 CHAIRMAN ANCHO: All right.

1 COMMISSIONER ALLAN: I'll second that.  
2 DISTRICT ATTORNEY HERRERA: Of what year?  
3 COMMISSIONER CLARK: Of twen- -- of 2020.  
4 CHAIRMAN ANCHO: All right. We have a --  
5 COMMISSIONER CLARK: Okay.  
6 CHAIRMAN ANCHO: -- second.  
7 COMMISSIONER CLARK: And --  
8 CHAIRMAN ANCHO: Oh.  
9 COMMISSIONER CLARK: -- give the chair to sign. You need  
10 to sign.  
11 DISTRICT ATTORNEY HERRERA: Well, there's nothing to sign.  
12 CHAIRMAN ANCHO: (Indiscernible.)  
13 COMMISSIONER CLARK: Okay.  
14 CHAIRMAN ANCHO: All right.  
15 All in favor?  
16 COMMISSIONER SPARKS: Aye.  
17 CHAIRMAN ANCHO: Aye.  
18 COMMISSIONER ALLAN: Aye.  
19 COMMISSIONER CLARK: Aye.  
20 CHAIRMAN ANCHO: Opposed? All right.  
21 COMMISSIONER WAITS: Aye.  
22 CHAIRMAN ANCHO: Okay.  
23 SADIE SULLIVAN: Can you make it clearer? Art first and  
24 Judie second? Is that correct?  
25 CHAIRMAN ANCHO: Yes.  
26 SADIE SULLIVAN: Thank you.  
27 CHAIRMAN ANCHO: So...  
28 DISTRICT ATTORNEY HERRERA: Thank you.  
29  
30 8) **COMMISSIONERS: For possible action to approve/disapprove the**  
31 **credit card agreement for Lander County credit card use.**  
32  
33 CHAIRMAN ANCHO: All right. So for possible action to  
34 approve/disapprove the credit card agreement with Lander County  
35 credit card use.  
36 KEITH WESTENGARD: This is the agreement we discussed at  
37 their last meeting. And we made the appropriate changes, which  
38 are outlined 8 and 9 and see if you're -- the board would accept  
39 these.  
40 COMMISSIONER WAITS: I'll make a motion we approve the

1 credit card agreement for Lander County credit card use that is  
2 in our book.

3 COMMISSIONER CLARK: I'll second it.

4 CHAIRMAN ANCHO: All in favor?

5 COMMISSIONER SPARKS: Aye.

6 COMMISSIONER WAITS: Aye.

7 COMMISSIONER CLARK: Aye.

8 We -- have we had a problem, Keith?

9 CHAIRMAN ANCHO: Op- -- opposed?

10 COMMISSIONER ALLAN: Nay.

11 CHAIRMAN ANCHO: Okay.

12 KEITH WESTENGARD: We -- we've had some -- some minor  
13 problems, but we're -- we take care of them --

14 COMMISSIONER CLARK: Okay.

15 KEITH WESTENGARD: -- regularly.

16 This will alleviate that.

17 CHAIRMAN ANCHO: Go ahead.

18 COMMISSIONER ALLAN: Well, I -- I just -- I'm opposed to  
19 this, just my personal feelings that if we'd had problems and,  
20 you know, I understand that, you know, occasionally you don't  
21 always get your receipt. But, you know, last meeting you did  
22 state that you've only had a couple little issues with it. So I  
23 didn't understand why we were changing a policy on something  
24 that we didn't have a whole lot of issue with.

25 And then, now you're saying that we've had some issues and  
26 we're dealing with it.

27 So my idea of dealing with it would be whoever is creating  
28 these issues be held accountable, not changing the rules.

29 That's all I have to say.

30 COMMISSIONER SPARKS: My -- just a comment. Wasn't it --  
31 it -- this was something that was kind of -- it was our -- with  
32 our audit; right? We had to -- wasn't -- didn't this change  
33 come about partly because --

34 KEITH WESTENGARD: There -- there was --

35 COMMISSIONER SPARKS: -- that, they seen a weakness there?

36 KEITH WESTENGARD: There was discussion within our audit,  
37 yes, related to our -- the credit card.

38 CHAIRMAN ANCHO: And isn't this wor- -- because I remember  
39 them speaking and saying the fuel cards were the ones or the --  
40 when we receive fuel that --

1 KEITH WESTENGARD: Uh-huh.  
2 CHAIRMAN ANCHO: -- wasn't such a dire necessity because it  
3 was reading when we got -- when they got fuel and that it was  
4 for fuel.  
5 KEITH WESTENGARD: Yes.  
6 CHAIRMAN ANCHO: Correct?  
7 KEITH WESTENGARD: That's -- that -- that was the reason is  
8 credit card state- -- or receipts sometimes aren't available  
9 at -- at the serve-yourself pumps. And people were not be --  
10 not getting the receipt. Either the -- the -- the paper was out  
11 or the -- the office was closed. It was early in the morning or  
12 late at night so they wouldn't be able to get a receipt for  
13 fuel. This -- it's --  
14 COMMISSIONER CLARK: Wow.  
15 KEITH WESTENGARD: -- the fuel is just -- or the exception  
16 is with fuel receipts only.  
17 COMMISSIONER SPARKS: Another comment too. And -- wouldn't  
18 you -- I mean, if you're going to address the person who's not  
19 following the procedure, you'd want policy for that --  
20 KEITH WESTENGARD: In order --  
21 COMMISSIONER SPARKS: -- to be able --  
22 KEITH WESTENGARD: -- in order --  
23 COMMISSIONER SPARKS: -- to --  
24 KEITH WESTENGARD: -- to -- in order to suspend --  
25 COMMISSIONER SPARKS: Yeah.  
26 KEITH WESTENGARD: -- the card.  
27 COMMISSIONER SPARKS: Exa- --  
28 KEITH WESTENGARD: That is --  
29 COMMISSIONER SPARKS: Yeah. Exactly.  
30 KEITH WESTENGARD: -- correct.  
31 COMMISSIONER SPARKS: So --  
32 KEITH WESTENGARD: Yes.  
33 COMMISSIONER SPARKS: Okay. Just wanted to make sure.  
34 CHAIRMAN ANCHO: All right. So we're all done with that  
35 one?  
36 Okay. All right.  
37  
38  
39  
40



1 9) COMMISSIONERS: For possible action to set policy on who sits  
2 on the Board of Equalization pursuant to NRS 361.340.  
3 Currently there are three voting members, two appointed  
4 members from the public and one county commissioner appointed  
5 by the Board of Lander County Commissioners. The board needs  
6 to determine if they want the three voting members to all be  
7 from the public, or two (2) from the public and one (1) from  
8 the Board of Lander County Commissioners as is the present  
9 situation. Further, the board needs to decide if they wish  
10 to appoint an alternate from the public pursuant to NRS  
11 361.340.  
12  
13

14 CHAIRMAN ANCHO: So for possible action to set policy on  
15 who -- on who sits on the Board of Equalization pursuant to  
16 NRS 361.340. Currently there are three voting members, two appointed  
17 members from the public and one county commissioner appointed by the  
18 Board of Lander County Commissioners. The board needs to determine  
19 if they want the three voting members to all be from the public, or  
20 two from the public and one from the Board of Lander County  
21 Commissioners as this is present situation.

22 Further, the board needs to decide if they wish to appoint  
23 an alternative -- an alternate -- excuse me -- from the public  
24 pursuant to NRS 361.340.

25 COMMISSIONER SPARKS: So, basically, we have a three-member  
26 board. I sit on it as a commissioner.

27 The only weakness I see in it is if one of us couldn't  
28 attend, what do you do?

29 KEITH WESTENGARD: Right.

30 COMMISSIONER SPARKS: Because you'd only have a two-member  
31 board.

32 KEITH WESTENGARD: And that's what -- that's what happened  
33 in the past is there was only two members. So because in -- in  
34 the past the commissioner was a nonvoting member.

35 But it was -- it was determined that the commissioner needed  
36 to be a voting member because we couldn't get --

37 COMMISSIONER CLARK: Okay.

38 KEITH WESTENGARD: -- three --

39 COMMISSIONER CLARK: That -- okay.

40 KEITH WESTENGARD: -- on -- on the board. So that way that

1 gave us the -- the three.

2 COMMISSIONER SPARKS: And if I'm -- if I'm clear, I think  
3 we have a -- a member of the public that's interested in sitting  
4 on that board currently; correct?

5 KEITH WESTENGARD: Yes.

6 DISTRICT ATTORNEY HERRERA: Okay. Commissioner, if I may.

7 The coun- -- Lander County Assessor Lura Duvall asked me  
8 to -- to state for the record -- and this is not my opinion --  
9 this is from her since she couldn't attend this particular  
10 session -- that she believes that we should have three voting  
11 members from the public because there may be situations that  
12 arise. And Sadie Sullivan has -- has mentioned these same  
13 things to me that they would both prefer three voting members  
14 from the public because if a mem- -- if someone from the public  
15 contests the amount of money or the amount that their land is  
16 worth, let's say, that may put a county commissioner in a  
17 conflict of interest. It may.

18 COMMISSIONER SPARKS: But would --

19 DISTRICT ATTORNEY HERRERA: Because --

20 COMMISSIONER SPARKS: -- wouldn't it --

21 DISTRICT ATTORNEY HERRERA: -- they will want to vote  
22 toward -- for the county. And they -- they may not be able to  
23 be objective.

24 COMMISSIONER SPARKS: Oh.

25 DISTRICT ATTORNEY HERRERA: So I'm just stating what --  
26 what they both told me. The reason we have two members from the  
27 public and one county commissioner is because we used to have  
28 two from the north, one from the south. And we lost the south  
29 and no one was interested from the south.

30 COMMISSIONER SPARKS: Yeah.

31 DISTRICT ATTORNEY HERRERA: So that's why we have -- so we  
32 have two choices here.

33 You can -- you can say we want three voting members from the  
34 public and/or plus an alternate. Because we don't have an  
35 alternate now, and the statute allows it. And I believe the  
36 statute -- I asked them to attach the statute as -- as background.  
37 The statute says --

38 COMMISSIONER SPARKS: And are you saying that alternate  
39 would be another public member? Or -- or one of the commission?

40 DISTRICT ATTORNEY HERRERA: Another public member.

1 COMMISSIONER SPARKS: Okay. Just to avoid the conflict.  
2 DISTRICT ATTORNEY HERRERA: Yeah. But since we don't -- we  
3 put that on the agenda because you've never decided to have an  
4 alternate. And the statute requires --  
5 COMMISSIONER SPARKS: Right.  
6 DISTRICT ATTORNEY HERRERA: -- that you can do it. But we  
7 have to ask permission if you want to proceed.  
8 So they're two separate things.  
9 First, do you want three voting members from the public if  
10 possible. And if not possible, then obviously the county  
11 commissioner could vote unless we have an alternate. Then the  
12 alternate would take over.  
13 COMMISSIONER SPARKS: Uh-huh.  
14 DISTRICT ATTORNEY HERRERA: So it depends. If that makes  
15 any sense.  
16 COMMISSIONER SPARKS: Yeah, It does. I'm fine with the  
17 three from the public if that's how it was done and we --  
18 DISTRICT ATTORNEY HERRERA: Well, if -- that's what is  
19 recommended by two of our elected officials. And I'm not trying  
20 to put words in Sadie's mouth, but that's what she advised me.  
21 And Lura advised me --  
22 CHAIRMAN ANCHO: One sec.  
23 DISTRICT ATTORNEY HERRERA: -- that this morning.  
24 CHAIRMAN ANCHO: Go ahead.  
25 COMMISSIONER WAITS: Thank you. I -- I like the idea of  
26 three from the public and -- and removing. Because it can be a  
27 conflict of interest when you're here trying to work for the  
28 county and for all of your --  
29 DISTRICT ATTORNEY HERRERA: Right.  
30 COMMISSIONER WAITS: -- citizens.  
31 But I'm wondering can we designate two from the south -- or  
32 two from the north and one from the south?  
33 DISTRICT ATTORNEY HERRERA: You can. But I would suggest  
34 if we can't get one from the south that you also allow us to ask  
35 for an alternate so the alternate can be --  
36 COMMISSIONER WAITS: From anywhere.  
37 DISTRICT ATTORNEY HERRERA: -- at large.  
38 COMMISSIONER WAITS: In ca- --  
39 DISTRICT ATTORNEY HERRERA: And the alternate --  
40 COMMISSIONER WAITS: -- in case no one steps up from the

1 south, --

2

3 (Commissioner Clark left commissioner chambers.)

4

5 DISTRICT ATTORNEY HERRERA: Yes.

6 COMMISSIONER WAITS: -- we would have three. But that  
7 would be --

8 DISTRICT ATTORNEY HERRERA: So if you go to --

9 COMMISSIONER WAITS: Okay.

10 DISTRICT ATTORNEY HERRERA: -- one from the south, I  
11 would -- I would suggest we also go with an alternate.

12 COMMISSIONER WAITS: Got it. Thank you.

13 CHAIRMAN ANCHO: Judie?

14 COMMISSIONER ALLAN: I guess I was just going to make a  
15 motion. And in light of what Counselor said, I'll make a motion  
16 that we go with three voting members from the public, two from  
17 the north, one from -- from the south, that we also add an  
18 alternate that can be at large.

19 COMMISSIONER WAITS: I'll second --

20 COMMISSIONER SPARKS: I'll --

21 COMMISSIONER WAITS: -- that motion.

22 CHAIRMAN ANCHO: All right.

23 We are -- like to -- oh. Sadie.

24 DISTRICT ATTORNEY HERRERA: And the statute does allow if  
25 there's only two there that even with an alternate for the  
26 county commissioner to be a voting member.

27 COMMISSIONER ALLAN: Well, if we have three members from  
28 the public now, it's a three-member board. We don't have a  
29 commissioner sitting on the board.

30 DISTRICT ATTORNEY HERRERA: Well, you have one appointed to  
31 it and we do every year. So if they don't show up for that  
32 particular meeting, --

33 COMMISSIONER ALLAN: Okay.

34 DISTRICT ATTORNEY HERRERA: -- is all I'm saying,  
35 Commissioner, that the county commissioner could vote at that  
36 meeting.

37 COMMISSIONER SPARKS: Is that how it was done in the past,  
38 Ted? Was there three members and then a commissioner sat as  
39 well?

40 DISTRICT ATTORNEY HERRERA: Yeah. But the commissioner

1 never voted because the three members would --  
2 COMMISSIONER SPARKS: Al- --  
3 DISTRICT ATTORNEY HERRERA: -- show --  
4 COMMISSIONER SPARKS: -- -ways --  
5 DISTRICT ATTORNEY HERRERA: -- up.  
6 COMMISSIONER SPARKS: -- showed up? Right.  
7 DISTRICT ATTORNEY HERRERA: But then when we lost by  
8 attrition, the member from the south, that's when you stood up  
9 and -- and started voting.  
10  
11 (Commissioner Clark returned to chambers.)  
12  
13 COMMISSIONER ALLAN: Would you like me to amend my motion  
14 to state that fact?  
15 DISTRICT ATTORNEY HERRERA: It would be clearer.  
16 COMMISSIONER ALLAN: Okay. So I will amend the motion to  
17 also include a -- an appointed commissioner who will serve as a  
18 voting member only in the case of a tie if there's not enough  
19 members to create the quorum.  
20 DISTRICT ATTORNEY HERRERA: Right.  
21 COMMISSIONER SPARKS: I'll second it.  
22 COMMISSIONER WAITS: And I'll amend my second to go with --  
23 COMMISSIONER SPARKS: Oh.  
24 COMMISSIONER WAITS: -- that.  
25 CHAIRMAN ANCHO: All right.  
26 DISTRICT ATTORNEY HERRERA: Okay.  
27 COMMISSIONER SPARKS: Okay.  
28 CHAIRMAN ANCHO: All right. Okay. All in favor?  
29 COMMISSIONER CLARK: Aye.  
30 COMMISSIONER SPARKS: Aye.  
31 CHAIRMAN ANCHO: Aye.  
32 COMMISSIONER WAITS: Aye.  
33 CHAIRMAN ANCHO: Against?  
34 (No comment.)  
35 CHAIRMAN ANCHO: All right. Very good.  
36 UNIDENTIFIED PARTICIPANT: You didn't have to say anything,  
37 Sadie.  
38 CHAIRMAN ANCHO: So question, Ted. When I'm reading Number  
39 11 and I'm going -- am I going through and reading the whole  
40 thing? Or am I waiting for the motion --

1 COMMISSIONER SPARKS: Number 10?  
2 DISTRICT ATTORNEY HERRERA: You mean 10?  
3 CHAIRMAN ANCHO: On 10? Am I waiting for the -- that just  
4 to be read into motion?  
5 DISTRICT ATTORNEY HERRERA: It depends on how you want to  
6 do it. But you have to read the whole thing.  
7 CHAIRMAN ANCHO: Well, I know. It has to be read into the  
8 motion for sure. But I didn't know if I had to do it and then  
9 it was again read -- read in.  
10 DISTRICT ATTORNEY HERRERA: It would be a lot easier if you  
11 read the whole thing and ask for one motion to cover  
12 everything --  
13 CHAIRMAN ANCHO: Okay.  
14 DISTRICT ATTORNEY HERRERA: Unless you want to pull --  
15 CHAIRMAN ANCHO: Oh. Yeah.  
16 DISTRICT ATTORNEY HERRERA: -- one out.  
17 CHAIRMAN ANCHO: No.  
18 DISTRICT ATTORNEY HERRERA: But otherwise you'd be making  
19 motion on each one of them. So I --  
20 CHAIRMAN ANCHO: Oh, I --  
21 DISTRICT ATTORNEY HERRERA: -- would --  
22 CHAIRMAN ANCHO: -- see. I see what you --  
23 DISTRICT ATTORNEY HERRERA: I would --  
24 CHAIRMAN ANCHO: -- meant.  
25 DISTRICT ATTORNEY HERRERA: -- suggest you --  
26 CHAIRMAN ANCHO: Okay. Yeah. No. All right. I get it.  
27 All right.  
28 Oh.  
29 COMMISSIONER ALLAN: (Off microphone) (Indiscernible) me?  
30 CHAIRMAN ANCHO: Okay.  
31 COMMISSIONER ALLAN: (Off microphone) And if this is okay,  
32 you can go ahead and read the -- the first part and I'll read  
33 the others in --  
34 CHAIRMAN ANCHO: Okay. Okay. I just --  
35 COMMISSIONER ALLAN: -- as a motion.  
36 CHAIRMAN ANCHO: Okay.  
37  
38  
39  
40

1 10) COMMISSIONERS: For possible action regarding the Nevada  
2 Division of Water Resources FY 2020-2021 groundwater basin  
3 budgets and adjustments for the following basins:  
4 a) Antelope Valley Groundwater Basin in the amount of  
5 \$20,106.34; b) Big Smoky Valley -- Northern Part Groundwater  
6 Basin in the amount of \$513.28; c) Boulder Flat Groundwater  
7 Basin in the amount of \$1,287.00; d) Buffalo Valley  
8 Groundwater Basin in the amount of \$2,623.28; e) Carico Lake  
9 Valley Groundwater Basin in the amount of \$2,593.42; f)  
10 Clovers Area Groundwater Basin in the amount of \$20,796.42;  
11 g) Crescent Valley Groundwater Basin in the amount of  
12 \$48,762.02; h) Kobeh Valley Groundwater Basin in the amount  
13 of \$182.97; i) Lower Reese River Groundwater Basin in the  
14 amount of \$14,399.60; j) Middle Reese River Groundwater Basin  
15 in the amount of \$26,104.87; k) Upper Reese River Groundwater  
16 Basin in the amount of \$7,866.53; l) Whirlwind Valley  
17 Groundwater Basin in the amount of \$26,928.49; m) Kingston  
18 Creek (Big Smoky Creek) in the amount of \$3,144.54; n)  
19 Humboldt River in the amount of \$25,149.61.  
20

21 CHAIRMAN ANCHO: So for possible action regarding the  
22 Nevada Division of Water Resources FY 2020-2021 -- through 2021  
23 groundwater basin budgets and adjustments for the following  
24 basins.

25 COMMISSIONER ALLAN: (Off microphone) Do you want me to go  
26 ahead and read it? Or you want me to just --

27 CHAIRMAN ANCHO: Yeah. If you -- if we're making the  
28 motion, you can --

29 COMMISSIONER ALLAN: (Off microphone) Okay.

30 CHAIRMAN ANCHO: -- go ahead.

31 COMMISSIONER ALLAN: (Off microphone) So I'll make a motion  
32 that we approve the Nevada Division of Water Resources fiscal  
33 year 2020-2021 groundwater basin budgets and adjustments for the  
34 following basins: Antelope Valley Groundwater Basin in the  
35 amount of \$20,106.34; --

36 (On microphone) Shoot. I got to start all over. Sorry.

37 I'll make the motion to approve the Nevada Division of  
38 Water Resources fiscal year 2020-2021 groundwater basin budgets  
39 and adjustments for the following basins: Antelope Valley  
40 Groundwater Basin in the amount of \$20,106.34; Big Smoky Valley,

1 Northern Part Groundwater Basin in the amount of \$513.28;  
2 Boulder Flat Groundwater Basin in the amount of \$1,287.00;  
3 Buffalo Valley Groundwater Basin in the amount of \$2,623.28;  
4 Carico Lake Valley Groundwater Basin in the amount of \$2,593.42;  
5 Clovers Area Groundwater Basin in the amount of \$20,796.42;  
6 Crescent Valley Groundwater Basin in the amount of \$48,762.02;  
7 Kobeh Valley Groundwater Basin in the amount of \$182.97; Lower  
8 Reese River Groundwater Basin in the amount of \$14,399.60;  
9 Middle Reese River Groundwater Basin in the amount of  
10 \$26,104.87; Upper Reese River Groundwater Basin in the amount of  
11 \$7,866.53; Whirlwind Valley Groundwater Basin in the amount of  
12 \$26,928.49; Kingston Creek, Big Smoky Creek, in the amount of  
13 \$3,144.54; and the Humboldt River in the amount of \$25,149.61.  
14 COMMISSIONER WAITS: I'll --  
15 COMMISSIONER SPARKS: So a --  
16 COMMISSIONER WAITS: -- second --  
17 COMMISSIONER SPARKS: -- question.  
18 COMMISSIONER WAITS: -- the motion.  
19 COMMISSIONER SPARKS: Have those -- have those fees  
20 increased? Or are they -- have they stayed the same from --  
21 COMMISSIONER CLARK: (Indiscernible.)  
22 COMMISSIONER SPARKS: -- year to year?  
23 COMMISSIONER CLARK: They fluctuate.  
24 COMMISSIONER WAITS: They --  
25 COMMISSIONER SPARKS: They fluctuate?  
26 COMMISSIONER WAITS: -- they fluctuate a little bit. But  
27 they're all pretty close. There's nothing huge.  
28 CHAIRMAN ANCHO: Okay. We need a second.  
29 COMMISSIONER WAITS: I did second that.  
30 CHAIRMAN ANCHO: Okay.  
31 COMMISSIONER WAITS: Uh-huh.  
32 CHAIRMAN ANCHO: Very good.  
33 All in favor?  
34 COMMISSIONER CLARK: Aye.  
35 COMMISSIONER SPARKS: Aye.  
36 CHAIRMAN ANCHO: Opposed?  
37 COMMISSIONER ALLAN: Aye.  
38 COMMISSIONER WAITS: Aye.  
39 CHAIRMAN ANCHO: All right. Very good.  
40 SADIE SULLIVAN: Who seconded that? Please.



1 COMMISSIONER ALLAN: (Off microphone) Patsy.  
2 CHAIRMAN ANCHO: Patsy.  
3 All right.  
4  
5

6 **CORRESPONDENCE**  
7

8 **11) Correspondence, reports, potential upcoming agenda items.**  
9

10 CHAIRMAN ANCHO: So correspondence?  
11

12 (The following correspondence was received:

13 1) Monthly reports to the Lander County Commissioners for  
14 December 2019.

15 2) United States Department of the Interior, Bureau of  
16 Land Management, Tonopah Field Office, regarding public  
17 consultation for the proposed San Antonio Wildlife Water  
18 Development Tonopah Field Office.

19 3) United States Department of the Interior, Bureau of  
20 Land Management, Tonopah Field Office, regarding the Decision  
21 Record and Finding of No Significant Impact (FONSI) for the  
22 final Environmental Assessment (EA) for the Reveille Herd  
23 Management Area (HMA) Gather.)  
24

25 COMMISSIONER SPARKS: We've got that letter from Nevada  
26 Lands Council, which I think we should write a letter from this  
27 commission in support of --

28 Yeah. That's what I think.

29 COMMISSIONER CLARK: (Off microphone) I have something for  
30 the next meeting.

31 DISTRICT ATTORNEY HERRERA: (Off microphone) Commissioner,  
32 if you're talking about the lawsuit --

33 COMMISSIONER CLARK: No.

34 DISTRICT ATTORNEY HERRERA: (Off microphone) Oh, okay.

35 COMMISSIONER CLARK: No. This is something different.

36 I talked to Keith about it.

37 I'd like to look into making Rush Limbaugh an honorary  
38 commissioner in Lander County and send him a plaque, a letter,  
39 whatever.

40 I mean, just a great guy. And he's facing a hard road.

1 I'd like to look into that.  
2 Send him a gavel or something and a plaque and say, hey, we  
3 appreciate everything that you've done.  
4 COMMISSIONER SPARKS: So would you make him an honorary  
5 commissioner? Or are we just honoring him as a --  
6 COMMISSIONER CLARK: Well, I'd like to make him an  
7 honorary --  
8 COMMISSIONER SPARKS: How --  
9 COMMISSIONER CLARK: -- commissioner.  
10 COMMISSIONER SPARKS: -- would we go about doing something  
11 like that?  
12 COMMISSIONER CLARK: I don't know. That's why I'm throwing  
13 it out.  
14 DISTRICT ATTORNEY HERRERA: (Off microphone) I have no  
15 idea.  
16 COMMISSIONER CLARK: I -- I think we have time. But just a  
17 thought that I've had.  
18 DISTRICT ATTORNEY HERRERA: I -- I think we can honor him.  
19 Off the top of my head, we can certainly honor him. But I've --  
20 I've never heard of an honorary --  
21 COMMISSIONER CLARK: Okay.  
22 DISTRICT ATTORNEY HERRERA: -- commissioner.  
23 COMMISSIONER CLARK: Well, --  
24 COMMISSIONER SPARKS: Did you --  
25 COMMISSIONER CLARK: -- some --  
26 COMMISSIONER SPARKS: -- would you --  
27 COMMISSIONER CLARK: -- kind --  
28 COMMISSIONER SPARKS: -- do it in the form of, like, a  
29 resolution? Or --  
30 DISTRICT ATTORNEY HERRERA: Yes.  
31 COMMISSIONER SPARKS: Uh-huh.  
32 DISTRICT ATTORNEY HERRERA: Whatever we could, we'd use.  
33 COMMISSIONER CLARK: Yeah.  
34 DISTRICT ATTORNEY HERRERA: Do it by resolution.  
35 COMMISSIONER CLARK: Declare a national Rush Limbaugh day  
36 in Lander County.  
37 Something. Let's just get the ball rolling and see where  
38 we wind up.  
39 CHAIRMAN ANCHO: All right.  
40 So any other upcoming agenda items?

1 KEITH WESTENGARD: (Off microphone) Did the commission ever  
2 decide or do we need to agendize this for a time on the budget  
3 workshop?

4 COMMISSIONER ALLAN: Normal time.

5 COMMISSIONER SPARKS: Oh, I thought we were doing it --

6 CHAIRMAN ANCHO: Just --

7 COMMISSIONER SPARKS: -- 9:00 to 5:00.

8 KEITH WESTENGARD: But that's what I'm asking.

9 COMMISSIONER SPARKS: Oh.

10 CHAIRMAN ANCHO: Yeah.

11 KEITH WESTENGARD: It was kind of presented as a question  
12 from Commissioner Waits. So I just wanted to be sure that's  
13 what we're going to do.

14 COMMISSIONER CLARK: Tell them about money.

15 SADIE SULLIVAN: Thanks, Art.

16 Mine's for public comment when you get to it.

17 CHAIRMAN ANCHO: I can't hear you. I'm sorry.

18 SADIE SULLIVAN: When I -- when you get to public comment.

19 CHAIRMAN ANCHO: Okay. So all right. Are we good for  
20 agendized items? All right. So...

21  
22  
23 **PUBLIC COMMENT**

24  
25 CHAIRMAN ANCHO: Under public comment for nonagendized  
26 items only.

27 Persons are invited to submit comments in writing and/or  
28 attend and make comments on any nonagendized items at the board  
29 meeting, if any, and discussion of the comments is at the  
30 discretion of the board. All public comment may be limited to  
31 three minutes per person, again at the discretion of the board.  
32 Reasonable restrictions may be placed on the public comment  
33 based upon time, place, and manner, but no public comment based  
34 on viewpoint may be restricted.

35 So public comment, please.

36 SADIE SULLIVAN: Okay. I'm just going to give you an  
37 update.

38 Sadie Sullivan, Lander County clerk, for the record.

39 Tyler has taken over the portion of my office of the  
40 fictitious firm names, notary, and marriage license. And so

1 that's been quite interesting.  
2 They were able to push us through quite quickly.  
3 DevNet was going to be the company to do that portion of  
4 it. And I lucked out in a roundabout way that I didn't have to  
5 deal with the DevNet. So Tyler has been the company that we've  
6 gone with in that area.  
7 We've gone live. So that's been interesting.  
8 And at the same time, we had where the DMV is linked to the  
9 elections. So they -- any time a person goes into the DMV, like  
10 I've mentioned to you guys, there's two forms that they have to  
11 fill out. And it's pertaining to their voter registration.  
12 So at the beginning of the week, I believe the account was  
13 53,000 that has gone through the State of Nevada.  
14 So any time you go into DMV, those are forms that have to  
15 be submitted to them. And it's affected all the counties.  
16 We've gotten some that's came into our county that are not our  
17 county, even though the zip code was correct. But the town was  
18 left blank. So it's created additional work.  
19 Basically our whole morning has been taken up, one staff  
20 member, just because DMV has come on. And that's what the  
21 legislature passed. So hopefully next legislature they will take  
22 it away. And then we can have all controls again.  
23 So it's been a struggle.  
24 COMMISSIONER CLARK: (Off microphone) Just as long as we  
25 don't have any dimples or hanging chads.  
26 SADIE SULLIVAN: Yeah. Exactly. I agree a thousand  
27 percent.  
28 On the archive portion, we have on base that we have -- it  
29 was through High Desert Microimaging. And now it's PDI.  
30 And what we've done is we've scanned all the documents into  
31 the system. I have not had the monies to put to a CD or the  
32 microfilm since I've been in office. So I have a lot hanging  
33 out there for any and all archives for the scanning.  
34 So we have it. It's in the system but has not been  
35 submitted and put over. And I have a quote coming in for that.  
36 And then also something I touched based with Art and I think  
37 possibly Kathy. I may be wrong on that one.  
38 All the old books that we have, some are in okay shape.  
39 Some you open and they're falling apart. So I had a gentleman  
40 that flew in in 2017 to give us a quote to have our books

1 restored.

2 In the Recorder's Office what they've done is they would  
3 ship out a couple books at a time, pay for that shipping --  
4 they're the old big heavy ones -- pay for the shipping back, and  
5 then they're preserved.

6 This company actually comes here, has a trailer, sets it  
7 up. And they take the book apart. They preserve. Put a spray  
8 over the pages, front and back. Put them in a slip thing. And  
9 they've put a new book.

10 At that time, the books were between -- if you had a  
11 hundred or -- one to 50, it was 14-, 1500. No. Seventeen.  
12 About 1700, I believe.

13 If you had over 50 to 200, it dropped to the 1495.

14 So you save about a couple hundred dollars per books.

15 Something I had got with with Commissioner Clark was if  
16 it's something I have it for the budget -- if it is something  
17 that we are able to move forward on for the archiving portion of  
18 my office, I could get with the schools.

19 And with the trailer being here -- there's a Plexiglass --  
20 the kids could watch, come as, you know, first grade, bring the  
21 class. And they can see how they're preserving those old books.  
22 So it'd be something that, you know, would be a possibility to  
23 have them be a part of it.

24 So we have a lot of crazy things all at once going on. And I  
25 just wanted to give you a heads-up on those things so you know.

26 COMMISSIONER SPARKS: (Off microphone) Thank you.

27 CHAIRMAN ANCHO: (Off microphone) Very, very good.

28 COMMISSIONER ALLAN: Thanks, --

29 SADIE SULLIVAN: Thank you.

30 COMMISSIONER ALLAN: -- Sadie.

31 SADIE SULLIVAN: Thanks.

32 COMMISSIONER SPARKS: (Off microphone) I have a question  
33 for Ted.

34 Back to Item 1. Ted, on the PO system, should I have  
35 abstained from that for the simple fact that my employer  
36 submitted -- they submit quotes for purchase orders from Lander  
37 County. Would it be considered a conflict of interest for me to  
38 have voted on that item? And should we reopen it? And should I  
39 abstain from that?

40 And with the other (indiscernible), I could see how it could

1 be construed as a conflict of interest.

2 DISTRICT ATTORNEY HERRERA: (Off microphone) Well, I don't  
3 know if it's a direct conflict of interest. It's more like do  
4 you feel you can be objective on that? Or do you feel --

5 COMMISSIONER SPARKS: (Off microphone) I would feel better  
6 if I just -- if we reopened it and I was able to abstain from  
7 it, honestly.

8 DISTRICT ATTORNEY HERRERA: (Off microphone) Okay.

9 COMMISSIONER SPARKS: (Off microphone) Just --

10 DISTRICT ATTORNEY HERRERA: (Off microphone) Then see --

11 COMMISSIONER SPARKS: (Off microphone) -- bec- -- clean  
12 conscience.

13 DISTRICT ATTORNEY HERRERA: (Off microphone) -- most  
14 conflicts are personal things --

15 COMMISSIONER SPARKS: (Off microphone) Yeah.

16 DISTRICT ATTORNEY HERRERA: (Off microphone) Only the  
17 person can determine if -- if they --

18 COMMISSIONER SPARKS: (Off microphone) Yeah.

19 DISTRICT ATTORNEY HERRERA: (Off microphone) -- can remain  
20 objective --

21 COMMISSIONER SPARKS: (Off microphone) So if --

22 DISTRICT ATTORNEY HERRERA: (Off microphone) -- or not.

23 CHAIRMAN ANCHO: (Off microphone) Which one are we on?

24 COMMISSIONER SPARKS: (Off microphone) Number 1. If we  
25 could reopen that and revote.

26 DISTRICT ATTORNEY HERRERA: (Off microphone) And -- and  
27 before we do that, Madam Chair, after the meeting is concluded,  
28 we need to have a litigation meeting. And there's three parts  
29 to it.

30 And I would ask the commission to allow the sheriff who's  
31 in attendance today to be at one of those parts. It's about a  
32 lawsuit on the red flag laws. And he has information on that --  
33 on that and -- and some thoughts on it.

34 CHAIRMAN ANCHO: (Off microphone) Okay.

35 DISTRICT ATTORNEY HERRERA: (Off microphone) So if that's  
36 all right with you, Madam.

37 CHAIRMAN ANCHO: (Off microphone) That's fair. So we're  
38 going to go ahead and reopen Number 1.

39  
40

1) COUNTY MANAGER: For possible action to approve/disapprove the abolishment of the purchase order system within Lander County.

CHAIRMAN ANCHO: (Off microphone) For possible action to approve/disapprove abolish of the purchase order system within Lander County.

COMMISSIONER SPARKS: (Off microphone) Yeah. And I just wanted to state that. In -- in the relationship that my employer has with Lander County, quotes are submitted for purchase orders. And I just -- I need to abstain from that. I don't --

CHAIRMAN ANCHO: (Off microphone) Okay.

COMMISSIONER SPARKS: (Off microphone) -- want to have a voice and vote on that.

COMMISSIONER CLARK: (Off microphone) Thank you.

CHAIRMAN ANCHO: (Off microphone) You're micro- -- your thing is not on. So do you want to repeat?

COMMISSIONER SPARKS: Yeah. So I just -- I asked for it to be reopened just for the simple fact that the relationship between my employer and the county, quotes are submitted for purchase orders. And I feel that it's a -- I'm in -- it's a conflict of interest so I want to abstain from that.

CHAIRMAN ANCHO: Okay.

COMMISSIONER SPARKS: Thank you.

COMMISSIONER WAITS: So I'll make a motion that -- that we -- well, now, I have to pull those back out. Did we pay?

COMMISSIONER ALLAN: No. This is on the purchase orders, not the checks.

COMMISSIONER WAITS: Just the purchase order?

CHAIRMAN ANCHO: This is all just --

COMMISSIONER CLARK: Yeah.

CHAIRMAN ANCHO: -- on the --

COMMISSIONER CLARK: Yeah. This is --

CHAIRMAN ANCHO: -- purchase orders. Number --

COMMISSIONER WAITS: Oh. Okay.

CHAIRMAN ANCHO: -- 1.

COMMISSIONER ALLAN: Agenda Number 1.

CHAIRMAN ANCHO: Yeah. (Indiscernible.)

COMMISSIONER ALLAN: Item Number 1.

1 COMMISSIONER WAITS: Okay.  
2 COMMISSIONER CLARK: We're just going to --  
3 SADIE SULLIVAN: (Off microphone) So for the --  
4 COMMISSIONER CLARK: -- redo --  
5 SADIE SULLIVAN: -- clarification, --  
6 COMMISSIONER CLARK: -- this.  
7 SADIE SULLIVAN: -- Patsy.  
8 COMMISSIONER CLARK: Redo the motion so that Bryan doesn't  
9 vote. It's the same thing.  
10 COMMISSIONER WAITS: Okay. So I'll make a motion that  
11 we a- -- we approve the abolishment of the purchase order system  
12 within Lander County. And this is a second go-around so that  
13 one of our commissioners can abstain.  
14 COMMISSIONER CLARK: Second.  
15 CHAIRMAN ANCHO: All right.  
16 All in favor?  
17 Aye.  
18 COMMISSIONER WAITS: Aye.  
19 COMMISSIONER CLARK: Aye.  
20 CHAIRMAN ANCHO: Abstain?  
21 COMMISSIONER SPARKS: And I abstain.  
22 CHAIRMAN ANCHO: Okay. (Indiscernible.)  
23 Against?  
24 COMMISSIONER ALLAN: Can I vote nay?  
25 CHAIRMAN ANCHO: Okay.  
26 COMMISSIONER WAITS: Passes with three.  
27 CHAIRMAN ANCHO: Okay.  
28 There we go. All right.  
29 So we can (indiscernible). That's all good? We can go ahead  
30 and adjourn the meeting.

31  
32  
33 **ADJOURNMENT**


34  
35 COMMISSIONER CLARK: Make a motion to adjourn.  
36 COMMISSIONER WAITS: Second.  
37 CHAIRMAN ANCHO: (Indiscernible.)  
38 COMMISSIONER SPARKS: All in favor?  
39 COMMISSIONER WAITS: When he --  
40 CHAIRMAN ANCHO: All in --



1 COMMISSIONER WAITS: -- came out --  
2 CHAIRMAN ANCHO: -- favor?  
3 COMMISSIONER WAITS: -- and he said --  
4 COMMISSIONER SPARKS: Aye.  
5 COMMISSIONER WAITS: -- read the --  
6 COMMISSIONER ALLAN: Aye.  
7 COMMISSIONER WAITS: -- (indiscernible) --  
8 CHAIRMAN ANCHO: Aye.  
9 COMMISSIONER WAITS: -- again, rather than (indiscernible)  
10 --  
11 COMMISSIONER CLARK: Oh.  
12 COMMISSIONER WAITS: -- a couple of the numbers.  
13 CHAIRMAN ANCHO: Opposed?  
14 COMMISSIONER WAITS: So thank you.



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

**ATTEST:**   
**LANDER COUNTY CLERK**

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

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

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

21  
22 DATED AT \_\_\_\_\_  
23 THIS \_\_\_\_\_ DAY OF \_\_\_\_\_  
24

25  
26 \_\_\_\_\_  
27 TIFFANY ELKINGTON, CCR #930  
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<p>AARON MARTINEZ: [19] 47/7 47/24 48/30 48/36 48/39 49/4 49/11 49/16 49/29 49/31 49/33 49/35 49/40 50/13 51/31 51/34 55/26 55/28 55/30 ANNA PENOLA: [23] 40/1 40/7 40/10 40/15 40/21 40/26 40/29 40/32 41/36 42/1 42/4 42/8 42/10 42/12 42/15 42/17 42/26 42/30 42/32 42/35 44/1 46/22 46/24 BERT RAMOS: [55] 50/23 50/25 50/38 51/5 51/16 51/32 51/35 51/39 52/15 52/17 52/25 52/27 52/31 52/38 53/7 53/9 53/11 53/13 53/15 53/18 53/24 55/6 55/17 55/21 59/27 59/36 60/7 60/9 60/15 60/17 60/21 60/23 60/25 60/31 60/33 60/36 60/38 61/6 61/27 61/29 61/39 62/3 62/5 62/9 62/20 62/28 63/39 64/2 64/4 64/11 64/13 64/16 64/18 65/1 65/4 CHAIRMAN ANCHO: [296] COMMISSIONER ALLAN: [159] COMMISSIONER CLARK: [252] COMMISSIONER SPARKS: [134] COMMISSIONER WAITS: [149] DISTRICT ATTORNEY HERRERA: [110] DON TENNYSON: [17] 40/2 40/6 40/14 40/16 40/18 40/28 42/36 43/12 43/14 43/16 43/22 43/28 43/31 43/33 43/35 45/4 46/23 ELIZABETH BARELA: [1] 65/14 GINA FACCENETTI: [205] JEANNE FALZONE: [3] 11/26 11/28 11/30 KATHY ANCHO: [1] 12/10 KEITH WESTENGARD: [106] KIM SCHACHT: [82] 21/29 21/33 21/37 22/3 22/5 22/23 22/27 22/30 22/32 22/34 22/36 22/38 22/40 23/2 23/5 23/7 23/10 23/13 23/25 23/29 23/31 23/33 23/35 23/38 24/4 24/18 24/22 24/29 24/34 24/36 24/38 24/40 25/3 25/5 25/8 25/10 25/12 25/14 25/24 25/26 25/28 26/7 26/9 26/15 26/17 26/19 27/35 27/37 27/39 28/2 28/5 28/7 28/9 28/27 28/40 29/2 29/6 29/14 30/6 30/12 31/21 31/24 32/11 32/15 32/19 32/21 32/27 32/29 32/31 32/35 33/7 35/8 35/15 35/20 35/22 35/24 35/26 35/34 35/39 36/1 36/4 36/6 LURA DUVAL: [8] 44/4 44/8 44/14 44/16 44/18 44/36 45/1 45/3 SADIE SULLIVAN: [18] 9/36 9/40 43/23 48/33 48/35 50/24 70/23 70/26 80/40 83/15 83/18 83/36 84/26 85/29 85/31 88/3 88/5 88/7 SCOTT GRABOWSKI: [10] 40/39 41/2 41/4 41/7 41/9 41/11 41/13 41/33 42/6 43/19 UNIDENTIFIED PARTICIPANT: [9] 11/9 14/28 37/4 37/36 39/5 44/26 55/29 64/7 77/36</p>	<p>\$50,000 [1] 3/13 \$513.28 [2] 79/6 80/1 \$63,000 [2] 16/23 37/30 \$65 [1] 32/7 \$66,031.70 [2] 13/3 13/8 \$6800 [1] 15/17 \$7,221,343.34 [2] 46/32 46/39 \$7,866.53 [2] 79/16 80/11 \$8,165,165.00 [2] 46/33 47/1 ' '90s [1] 57/30 - --system [1] 61/30 -posed [1] 46/18 -ways [1] 77/4 1 1-inch [1] 60/2 10 [9] 8/12 8/20 8/21 8/30 47/31 78/1 78/2 78/3 79/1 10,000 [1] 37/27 100 [1] 20/38 10:17 [1] 55/34 10:23 [1] 55/34 10th [3] 2/37 5/15 5/20 11 [3] 18/35 77/39 81/8 11,000 [1] 13/39 11th [1] 5/13 12:00 [1] 1/38 13 [4] 1/4 1/24 8/11 8/29 13TH [1] 90/13 14 [1] 85/11 14,400 [1] 42/24 144 [1] 42/24 1495 [1] 85/13 15 [1] 4/4 1500 [1] 85/11 1700 [1] 85/12 180 [1] 53/32 180-day [1] 49/19 18th [5] 6/27 6/27 56/17 56/24 57/4 19 [1] 8/17 195 [3] 46/30 46/38 54/14 19th [2] 6/27 6/28 1:00 [2] 1/39 56/26 1:15 [1] 1/39 1:30 [5] 56/25 56/29 56/37 56/38 57/10 1st [8] 66/26 67/6 69/23 69/24 69/26 69/27 69/30 69/37</p>
<p>\$ \$1,287.00 [2] 79/7 80/2 \$1200 [2] 33/40 34/26 \$14,399.60 [2] 79/14 80/8 \$15 [1] 15/10 \$182.97 [2] 79/13 80/7 \$2,593.42 [2] 79/9 80/4 \$2,623.28 [2] 79/8 80/3 \$20,106.34 [3] 79/5 79/35 79/40 \$20,796.42 [2] 79/10 80/5 \$25,149.61 [2] 79/19 80/13 \$26,104.87 [2] 79/15 80/10 \$26,928.49 [2] 79/17 80/12 \$3,144.54 [2] 79/18 80/13 \$300 [1] 14/38 \$338,184.07 [2] 42/39 46/7 \$4,845,450.48 [3] 46/31 46/39 54/33 \$48,762.02 [2] 79/12 80/6 \$5,000 [1] 52/4 \$5,989,901.52 [2] 46/32 46/40</p>	<p>2 2.4 [1] 50/28 2.5 [1] 50/27 2.5 million [2] 50/19 50/35 200 [1] 85/13 200,000 [1] 3/14 2016 [1] 38/7 2017 [1] 84/40 2018 [1] 37/8 2018-2019 [1] 37/15 2019 [10] 8/12 8/13 8/14 8/15 8/16 8/17 37/9 37/15 38/7 81/14 2020 [9] 1/4 1/25 8/11 8/18 8/19 56/6 56/13 70/3 90/13 2020-2021 [4] 79/2 79/22 79/33 79/38 2021 [6] 4/26 79/2 79/22 79/22 79/33 79/38 206 [1] 51/8</p>

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