

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 May 19, 2020, at 8:58 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 (VIA**  
11 **TELECONFERENCE)**  
12 **KATHLEEN ANCHO, COMMISSIONER**  
13 **KEITH WESTENGARD, COUNTY MANAGER**  
14 **SADIE SULLIVAN, COUNTY CLERK**  
15 **THEODORE HERRERA, DISTRICT ATTORNEY**  
16  
17

18 (Let the record reflect the presence of a quorum of five  
19 commissioners. Let the record reflect the meeting is being  
20 broadcast live via GoToMeeting and teleconference.)  
21

22 CHAIRMAN ANCHO: All right. We'll go ahead and call the  
23 meeting to order the Special Budget Workshop of Lander County  
24 Commission meeting, Town Board of Battle Mountain and Austin,  
25 Board of County Highway Commissions, May 19, 2020.

26 Also being held via audio conference by go -- GoToMeeting.  
27 So we'll call -- the meeting is going to be called to  
28 order.

29 Art, do you want to do the Pledge of Allegiance, please?  
30

31 (Pledge of Allegiance)  
32

33 CHAIRMAN ANCHO: All right, we'll have a moment of silence.  
34

35 (Moment of silence)  
36

37 CHAIRMAN ANCHO: All right. We're going to go ahead and  
38 get started.

39 The Lander County Commission may break for lunch from 12:00  
40 p.m. to 1:15 p.m. Any agenda item may be taken out of order,

1 may be combined for consideration by the public body, and items  
2 may be pulled or removed from the agenda at any time.

3  
4  
5 **PUBLIC COMMENT**

6  
7 CHAIRMAN ANCHO: For public comment for nonagendized items  
8 only.

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

17 So are we ready to -- is there any public comment?

18 UNIDENTIFIED PARTICIPANT: (Off microphone) Robertson?

19 UNIDENTIFIED PARTICIPANT: (Off microphone) Oh, I'm sorry.

20 CHAIRMAN ANCHO: Sorry.

21 All right. So do we have any public comment, Liz?

22 All right.

23 VOICE RECORDING: Muted. Unmuted.  
24  
25

26 **GRANT REQUESTS**

- 27  
28 1) **For possible action regarding submitted grant requests for:**  
29 **GENERAL FUND GRANT REQUESTS; Town of Kingston solar station**  
30 **for mailboxes, \$6,878.**  
31

32 CHAIRMAN ANCHO: All right. So starting with grant  
33 requests, Number 1. For possible action regarding submitted  
34 grant requests for General Fund grant requests, King- -- Town of  
35 Kingston solar station for the mailbox is \$6,878.

36 COMMISSIONER CLARK: Now I make a motion --

37 CHAIRMAN ANCHO: Oh.

38 COMMISSIONER WAITS: Just a minute.

39 UNIDENTIFIED PARTICIPANT: (Off microphone) Hold on.

40 COMMISSIONER WAITS: Be- -- before you do that, I'd like to

1 make a comment on this because we -- we actually had -- had  
2 approved that and then found out it wasn't on the agenda so we  
3 pulled it back to put it on this one to do it properly and  
4 correct.

5 And I did talk with Shannon. And Shannon said with -- with  
6 the Nevada Energy light that they have put up since they  
7 requested this, she has not had any complaints.

8 And so with -- with the COVID-19 and with everything going  
9 on with the -- the loss of revenue and where we're going to be,  
10 she said she'd just as soon have us pull that. And --

11 CHAIRMAN ANCHO: Oh. Very good.

12 COMMISSIONER WAITS: -- and --

13 CHAIRMAN ANCHO: -- that makes --

14 COMMISSIONER WAITS: -- she --

15 CHAIRMAN ANCHO: -- it --

16 COMMISSIONER WAITS: -- didn't --

17 CHAIRMAN ANCHO: -- easy.

18 COMMISSIONER WAITS: -- think that they needed it. And

19 I --

20 CHAIRMAN ANCHO: Okay.

21 COMMISSIONER WAITS: -- wondered, Shannon, are you on by  
22 any chance? And do you have any comments on that?

23 UNIDENTIFIED PARTICIPANT: (Off microphone) She's not on.

24 COMMISSIONER WAITS: She's not on?

25 Okay. So -- so thank you, Art. But I don't think we --

26 COMMISSIONER CLARK: Okay.

27 COMMISSIONER WAITS: -- need -- we need to do that.

28 CHAIRMAN ANCHO: Very good.

29 COMMISSIONER WAITS: But thank you, all, very much.

30  
31  
32 **CCP FUND**

- 33  
34 2) **For possible action regarding the CCP FUN 055: a) Battle**  
35 **Mountain Fire Station (rollover), \$100,000; b) Austin Fire**  
36 **Station (rollover), \$100,000; c) Civic Center (rollover),**  
37 **\$100,000; d) Sports Complex, \$100,000.**  
38

39 CHAIRMAN ANCHO: All right. All right. So we're going to  
40 go ahead and move on to Number 2 for the CCP Fund.

1 For possible action regarding the CCP Fund 055: The Battle  
2 Mountain Fire Station rollover; b, Austin Fire Station rollover;  
3 c, the Civic Center rollover; d, the sports complex rollover of  
4 \$100,000.

5 Now, going back, do I need to -- I'm sorry. Should I have  
6 read that \$100,000 on each one of them?

7 KEITH WESTENGARD: Pro- -- you probably should --

8 CHAIRMAN ANCHO: Okay.

9 KEITH WESTENGARD: -- while --

10 CHAIRMAN ANCHO: So --

11 KEITH WESTENGARD: -- you --

12 CHAIRMAN ANCHO: I'm going to --

13 KEITH WESTENGARD: -- can.

14 CHAIRMAN ANCHO: -- do that again. I'm sorry.

15 So for the Battle Mountain Fire Station rollover of  
16 100,000; the Austin Fire Station rollover of 100,000; the  
17 Civic Center rollover of 100,000; and the sports complex of 100,000.

18 So --

19 COMMISSIONER ALLAN: Kathy?

20 CHAIRMAN ANCHO: -- we'll see. Yes?

21 COMMISSIONER ALLAN: So do we know how much we've already  
22 spent on the sports complex?

23 KEITH WESTENGARD: (Off microphone) The sports complex is  
24 about 90,000 that we've spent so far on preparation, to move  
25 over the groundwork (indiscernible) to make sure the corner  
26 (indiscernible) were in the (indiscernible) in place. And then  
27 the drawings he presented to you. So we're at -- that's why I'm  
28 asking.

29 If you want the sports complex to go forward, that's why  
30 I'm asking for more money for the budget meeting.

31 COMMISSIONER SPARKS: I can't hear Keith.

32 KEITH WESTENGARD: (On microphone) Sorry. I forgot to  
33 turn my thing on --

34 CHAIRMAN ANCHO: (Off microphone) Okay.

35 KEITH WESTENGARD: So -- so what A.M. Engineering has done  
36 so far is about \$90,000 worth of work, which included making  
37 sure all the corner markers where they were supposed to be, the  
38 design of -- the several different designs of the building that  
39 were put forth at a previous meeting, and then the work that  
40 he's put into it.

1           So it's -- it's really out of money right now. And that's  
2 why I'm looking to see of another 100,000. Because at that  
3 meeting, I was directed to have a public meeting, which, of  
4 course, we haven't had a chance to have yet.

5           So that's about the sports complex.

6           CHAIRMAN ANCHO: Okay. So this is not the rollover. We've  
7 spent the 100,000 before. And so this is new, and that's why it  
8 doesn't say "rollover."

9           KEITH WESTENGARD: That's correct. Yes.

10          CHAIRMAN ANCHO: Got it.

11          KEITH WESTENGARD: So the fire stations in Battle Mountain  
12 and Austin and the Civic Center have -- have had none -- no work  
13 or -- the Civic Center, we might have done a little -- a little  
14 work on. Or he's done a little work on.

15          COMMISSIONER ALLAN: Well, I'd like to make a motion to --

16          COMMISSIONER SPARKS: Hold on. Keith?

17          KEITH WESTENGARD: Yes.

18          COMMISSIONER SPARKS: On that sports complex for a hundred  
19 grand?

20          KEITH WESTENGARD: Yes.

21          COMMISSIONER SPARKS: If we decide to do something in the  
22 way of improving our existing fields that money could be used  
23 towards that?

24          KEITH WESTENGARD: Oh, absolutely. If -- if you guys -- if  
25 the commission decides that, You know what? We'd rather just  
26 put the money into existing fields and not look at a sports  
27 complex or not take any further action, absolutely that money  
28 can be rolled over or moved -- a line item transferred to repair  
29 or upgrading current parks.

30  
31          (Chatter from telephone in the background.)

32  
33          COMMISSIONER SPARKS: Thank you.

34          KEITH WESTENGARD: Yep.

35          COMMISSIONER ALLAN: So I'll make a motion that we approve  
36 Battle Mountain Fire Station rollover of 100,000; the Austin  
37 Fire Station rollover of 100,000.

38          CHAIRMAN ANCHO: So with no se- -- do we have any seconds  
39 on that?

40          All right. So I guess that motion dies.

1 Do we --  
2 COMMISSIONER CLARK: (Off microphone) I'll --  
3 CHAIRMAN ANCHO: -- have --  
4 COMMISSIONER CLARK: -- I'll -- yeah. I'll make -- (on  
5 microphone) -- I'll make --  
6 CHAIRMAN ANCHO: Okay.  
7 COMMISSIONER CLARK: -- a motion to fund these items as  
8 presented: Battle Mountain Fire Station rollover, 100,000;  
9 Austin Fire Station rollover, 100,000; Civic Center rollover,  
10 100,000; and the sports complex rollover -- or the sport  
11 complex, 100,000, with the understanding that if needs arise,  
12 this money can be used on existing facilities.  
13 COMMISSIONER SPARKS: I'll second the motion.  
14 CHAIRMAN ANCHO: All right. All -- all in favor?  
15 COMMISSIONER CLARK: Aye.  
16 CHAIRMAN ANCHO: Aye.  
17 COMMISSIONER WAITS: Aye.  
18 CHAIRMAN ANCHO: So do we have --  
19 COMMISSIONER ALLAN: Aye.  
20 COMMISSIONER SPARKS: Bryan votes aye.  
21 CHAIRMAN ANCHO: -- okay -- public comment?  
22 COMMISSIONER ALLAN: (Off microphone, indiscernible.)  
23 CHAIRMAN ANCHO: Okay. So -- all right.  
24 So is there any public comment?  
25 (No comment.)  
26 CHAIRMAN ANCHO: None?  
27 All right.  
28 VOICE RECORDING: Muted. Unmuted.  
29 CHAIRMAN ANCHO: All right. So --  
30  
31 **3) COMMISSIONERS: For possible action: a) No changes to**  
32 **operations.**  
33  
34 CHAIRMAN ANCHO: For commissioners. For possible action.  
35 There is an -- an increase to operations by 40,000 to have an  
36 en- -- enterprise risk assessment done within the administration  
37 department.  
38 So this is mine that I asked to be on here. And it's just  
39 a -- this is a risk assessment. And basically what this is, is  
40 the -- a company comes in here and does an audit. And it's not

1 a financial audit. It's a -- they come in and see how the  
2 structure of departments are. And they can come in individually  
3 to one department. They can come into the whole county and do  
4 it.

5 And it's just kind of to make sure that everything is  
6 transparent, that everything we're doing is the way it should be  
7 at this -- this day and age.

8 And my putting this on there is just from working within  
9 the county, seeing how things have been done over the years, and  
10 then how things have changed. And so I wanted to have this  
11 looked at and see what everybody else thought, to see -- it  
12 never hurts to have another pair of eyes come in and just make  
13 sure that we're doing everything transparent for the county.  
14 This is not personally -- a personal dig against anybody. This  
15 isn't anything like that. It's just to have it come in and  
16 every -- and have things looked at within a department.

17 And that's pretty much what this is for. So --

18 COMMISSIONER WAITS: Kathy, I'd like to make a motion.

19 CHAIRMAN ANCHO: Well, I think he has --

20 COMMISSIONER CLARK: (Off microphone) I --

21 CHAIRMAN ANCHO: -- some -- he has something --

22 COMMISSIONER CLARK: -- I --

23 CHAIRMAN ANCHO: -- to --

24 COMMISSIONER CLARK: -- have --

25 CHAIRMAN ANCHO: -- discuss. He has --

26 COMMISSIONER CLARK: I have --

27 CHAIRMAN ANCHO: -- comments.

28 COMMISSIONER CLARK: -- some comments.

29 CHAIRMAN ANCHO: He has some comments.

30 COMMISSIONER CLARK: The first comment is I want to know  
31 what specific problems there are that we need to address that  
32 haven't been addressed.

33 CHAIRMAN ANCHO: Okay. I -- I have those. My -- my  
34 concerns -- okay -- and their concerns. And they're not --  
35 So well --

36 COMMISSIONER WAITS: Okay. Kathy, may I --

37 CHAIRMAN ANCHO: Huh? Go ahead.

38 COMMISSIONER WAITS: Okay. I'll -- I'll go ahead and make  
39 my comment on it, then. Because I did --

40 COMMISSIONER CLARK: I'm not -- I didn't get my answer yet.

1 COMMISSIONER WAITS: No.  
2 CHAIRMAN ANCHO: You'll --  
3 COMMISSIONER WAITS: I --  
4 CHAIRMAN ANCHO: -- you'll --  
5 COMMISSIONER WAITS: -- know.  
6 CHAIRMAN ANCHO: -- get it.  
7 COMMISSIONER WAITS: But I'm --  
8 CHAIRMAN ANCHO: I'll give --  
9 COMMISSIONER WAITS: -- but I'm --  
10 CHAIRMAN ANCHO: -- to --  
11 COMMISSIONER WAITS: -- trying --  
12 CHAIRMAN ANCHO: -- you.  
13 COMMISSIONER WAITS: -- to --  
14 CHAIRMAN ANCHO: I'll give it --  
15 COMMISSIONER WAITS: -- address --  
16 CHAIRMAN ANCHO: -- you.  
17 COMMISSIONER WAITS: -- that too, Art. I really --  
18 CHAIRMAN ANCHO: I will.  
19 COMMISSIONER WAITS: -- am.  
20 CHAIRMAN ANCHO: I'll give it to you, Art. I promise.  
21 COMMISSIONER WAITS: Be- -- because I -- I read -- I read  
22 over the -- the report that was done for the other county and  
23 spent a lot of time on it.  
24 And the -- the bottom line is when they finish, they --  
25 they actually put every department and said if it's a high risk,  
26 a moderate risk, a low risk, so forth and so on.  
27 And I'm going, you know, if -- if all five of our  
28 commissioners filled out a survey, I bet we could come up with  
29 the same thing with where we think the risks are and not spend  
30 the 40,000.  
31 CHAIRMAN ANCHO: Okay.  
32 COMMISSIONER WAITS: I think you may have a good idea at  
33 some point. But especially with the way everything's going  
34 right now and -- and things are not open, we're not fully  
35 staffed, and -- and it -- it's -- it's such a mess, we don't  
36 know what's going happen this year, I -- I would like to see us  
37 even think about postponing it at least for another year until  
38 we get back on track and see what's going on. That's just my  
39 opinion.  
40 CHAIRMAN ANCHO: Okay.



1 COMMISSIONER WAITS: And go ahead with the others. But I  
2 do think they're -- I -- actually, Douglas County was directed  
3 to do that; --  
4 CHAIRMAN ANCHO: Uh-huh.  
5 COMMISSIONER WAITS: -- weren't they?  
6 CHAIRMAN ANCHO: Yes.  
7 Yeah. And I didn't realize that when -- when I was looking  
8 for -- through this different stuff and doing my research. When  
9 I saw this, thankfully, Keith had discovered that. I didn't  
10 realize that it was -- when I -- when I found --  
11 COMMISSIONER WAITS: Okay.  
12 CHAIRMAN ANCHO: -- this firm, I didn't realize that it was  
13 done -- they had done -- it was actual requirement. Go ahead.  
14 Yeah. Go.  
15 KEITH WESTENGARD: Would you like --  
16 CHAIRMAN ANCHO: Absolutely.  
17 KEITH WESTENGARD: Oh. So I did -- I talked to Douglas  
18 County as well as POOL/PACT about this to get some insight into  
19 it.  
20 So this was the result of a grand jury investigation in  
21 Douglas County. Or a grand jury, I guess, indictment or  
22 investigation.  
23 Anyway, they -- they had to do this because they were  
24 getting theft out of their public works department in Douglas  
25 County in the amount of -- of -- my understanding, close to a  
26 half a million dollars. And an employee was stealing things out  
27 of the public works department and then taking them out and  
28 selling them on the side. And it had been going on for years.  
29 So that -- that's why this was done.  
30 I don't know why Carson did it, but Carson did one as well.  
31 Same county manager. He'd gone from Douglas to Carson. And so  
32 maybe he just liked it --  
33 CHAIRMAN ANCHO: He like --  
34 KEITH WESTENGARD: -- or --  
35 CHAIRMAN ANCHO: Yeah.  
36 KEITH WESTENGARD: But --  
37 CHAIRMAN ANCHO: And that's --  
38 KEITH WESTENGARD: -- that --  
39 CHAIRMAN ANCHO: -- when I --  
40 KEITH WESTENGARD: Yeah.

1 CHAIRMAN ANCHO: -- saw -- I -- and I know Carson had done  
2 it. But I didn't know that -- like I said, I didn't know there  
3 was a grand jury. Had no idea. I just had liked -- when I  
4 would -- pulled the research -- of course, they don't say in  
5 here, this was a grand jury investigation.

6 I just liked the way that it had done -- you know, gone  
7 through the departments and see the high risks and things like  
8 that.

9 And so it caught my eye and thought, it never hurts to have  
10 a third eye look at stuff and make sure that, you know, we're  
11 doing everything that we're supposed to be doing.

12 But it wasn't --

13 COMMISSIONER CLARK: POOL/PACT does this. POOL/PACT does  
14 it for a whole lot less than \$40,000.

15 CHAIRMAN ANCHO: Okay.

16 Well, and I -- I put it on here to throw it out just for  
17 this reason so we could have this discussion. So, Judie, I  
18 think --

19 COMMISSIONER CLARK: Well, I -- I just -- I am not hearing  
20 and I am not seeing anything that equates to some kind of an  
21 investigation into this county that in other counties was driven  
22 by a grand jury.

23 CHAIRMAN ANCHO: It wasn't an investigation, Art. It  
24 wasn't -- that's not how it was driven. It wasn't done --

25 COMMISSIONER CLARK: Well, it --

26 CHAIRMAN ANCHO: -- that way.

27 COMMISSIONER CLARK: -- is -- it -- I --

28 CHAIRMAN ANCHO: Well, and you can l- --

29 COMMISSIONER CLARK: -- don't care what --

30 CHAIRMAN ANCHO: That's your --

31 COMMISSIONER CLARK: -- you think. It is an investigation  
32 into the county.

33 CHAIRMAN ANCHO: It's an audit, no different than when you  
34 have our books audited, when they come in and they audit our  
35 books. And then -- bless you -- I don't look at it any  
36 different than that. And I respect your opinion. You can look  
37 at it that way. I didn't look at it --

38 COMMISSIONER CLARK: Keith?

39 CHAIRMAN ANCHO: -- as an investigation.

40 COMMISSIONER CLARK: Keith?

1 COMMISSIONER SPARKS: I have a comment when everybody's  
2 done.  
3 CHAIRMAN ANCHO: Okay.  
4 COMMISSIONER CLARK: Keith, what do you think about this?  
5 KEITH WESTENGARD: Well, I -- I've had this discussion with  
6 Kathy and -- and initially -- and -- and I took it as a poke at  
7 me and my department because it's specifically the  
8 administration department.  
9 So looking into it more, I mean, I still feel that way.  
10 But it's a commission decision. I don't --  
11 COMMISSIONER CLARK: Uh-huh.  
12 KEITH WESTENGARD: -- have anything to hide. I mean, I'm  
13 not worried about anything. I just -- like I --  
14 COMMISSIONER CLARK: Liz --  
15 KEITH WESTENGARD: -- said, --  
16 COMMISSIONER CLARK: -- do you have --  
17 KEITH WESTENGARD: -- I feel --  
18 COMMISSIONER CLARK: -- any --  
19 KEITH WESTENGARD: -- it's a --  
20 COMMISSIONER CLARK: -- comment?  
21 KEITH WESTENGARD: -- poke.  
22 COMMISSIONER CLARK: Do you have any comment on this?  
23 ELIZABETH BARELA: I do not.  
24 COMMISSIONER CLARK: Okay.  
25 Well, I like Patsy's idea.  
26 CHAIRMAN ANCHO: Yeah. And that --  
27 Bryan?  
28 COMMISSIONER SPARKS: Yeah. I have a comment. Cer- --  
29 it's a -- it's an assessment that we're doing in our department  
30 administratively.  
31 So from my understanding it's going to be the  
32 administrative department, the working relation with the  
33 commissioners with the administrative department.  
34 So if there's something we're doing as commissioners within  
35 our rights, that's going to come up in the assessment as well.  
36 I -- I come from the stand that I'm not -- I agree with  
37 Art. I don't necessarily see anything. But what if we are and  
38 there is a risk, then I'd like to hear about it so that we can  
39 correct it.  
40 And then also agreeing with Keith that he has nothing to

1 hide. We have nothing to hide. I'm -- I'm fine with it. I'd  
2 just like to know that we're operating standardly.

3 COMMISSIONER CLARK: I don't like the -- I don't like that  
4 a commissioner picked the person that's going to do this. I --  
5 I just don't like that. I -- I think that POOL/PACT can --  
6 POOL/PACT do this for -- for free as part of our -- our fees?

7 KEITH WESTENGARD: So POOL/PACT will -- POOL/PACT will do  
8 it. But when I -- when I spoke with POOL/PACT, it would not --  
9 and I just have to be fair across the board -- it would not be  
10 as in depth as this.

11 But they come in and do it every year. They evaluate our  
12 HR or do an audit. I believe it's every three years. They come  
13 in and do an audit on our HR. They -- I -- they come in and  
14 will do this type of stuff. We have our money auditors every  
15 year. And they're willing to -- to -- to do something like  
16 this.

17 But, like I said, in all fairness, it would not be anywhere  
18 near as in depth. But there wouldn't be as any -- any charge  
19 either.

20 COMMISSIONER CLARK: Are there any --

21 ELIZABETH BARELA: (Off microphone) They do --

22 COMMISSIONER CLARK: -- other public of- -- public  
23 elected --

24 ELIZABETH BARELA: They do --

25 COMMISSIONER CLARK: -- officials --

26 ELIZABETH BARELA: -- the audit --

27 COMMISSIONER CLARK: -- that want --

28 ELIZABETH BARELA: -- and they do --

29 COMMISSIONER CLARK: -- this?

30 ELIZABETH BARELA: -- their -- but they do an assessment.

31 COMMISSIONER CLARK: Have them --

32 KEITH WESTENGARD: Oh. That's --

33 COMMISSIONER CLARK: -- have somebody come into their  
34 office?

35 I mean, I think this takes away from the whole public  
36 elected official being in charge of their agency.

37 KEITH WESTENGARD: Well, two -- two things I need to  
38 clarify. And I will get to your question. I just don't want to  
39 forget.

40 POOL/PACT does come in every year and they do an assessment

1 of the county function.  
2 And then part two of -- or your second question, Art,  
3 was -- once again, what was it?  
4 ELIZABETH BARELA: (Off microphone) Your (indiscernible).  
5 KEITH WESTENGARD: I -- I -- your second question? POOL --  
6 about POOL/PACT? And then you asked...  
7 COMMISSIONER CLARK: Will they do it for free --  
8 KEITH WESTENGARD: Oh.  
9 COMMISSIONER CLARK: -- as --  
10 KEITH WESTENGARD: Yeah. Yeah.  
11 COMMISSIONER CLARK: -- part of --  
12 KEITH WESTENGARD: Yes.  
13 COMMISSIONER CLARK: -- as part of our fees? I mean, we  
14 pay --  
15 KEITH WESTENGARD: Yes.  
16 COMMISSIONER CLARK: -- a lot of money.  
17 KEITH WESTENGARD: Yeah. They -- they do. There is no  
18 char- -- cost when they come in to do it. True. Yes.  
19 CHAIRMAN ANCHO: And if they -- if they want to put it out  
20 to bid and have other companies look at it, I'm not against that  
21 by any means.  
22 I had just come across this company. It was -- and if --  
23 like I said, I'm -- I'm not specific to this company. I just  
24 liked the report, the way it was done. So --  
25 But, by all means, if the commission thinks that they want  
26 to look at someone else -- go ahead.  
27 KEITH WESTENGARD: Okay.  
28 I -- I just wanted to say, you're -- you're discussing the  
29 entire county and -- and elected officials. And it's  
30 agendized -- and that was part of the -- the poke I felt is  
31 addressed as the administration department --  
32 CHAIRMAN ANCHO: Okay.  
33 KEITH WESTENGARD: -- only. It doesn't -- it -- you didn't  
34 include the whole county in it. So --  
35 COMMISSIONER CLARK: Okay.  
36 KEITH WESTENGARD: -- I should make --  
37 COMMISSIONER CLARK: Well, --  
38 CHAIRMAN ANCHO: Well, --  
39 KEITH WESTENGARD: -- that --  
40 CHAIRMAN ANCHO: -- and then we can -- we can do this if

1 it's -- if everybody wants to look at it. If we want to throw  
2 it out to the entire county and let all the elected officials  
3 put their feedback in it, I don't have a problem with that  
4 either. I mean, I'm open to that.

5 My -- the only reason -- and I know it looked like I --  
6 that I was trying to poke just directly at this office. But I  
7 also didn't want to poke directly into everybody else's office  
8 either.

9 So I thought this is our office we work out of. So I'm a  
10 part of this office. And so I said this office. So if the --  
11 it wants to be brought back in front of -- and let everybody  
12 look at the reports and see it, if it's something the entire  
13 county, you know, wants to look at, then more power to them.

14 I just -- this is our office. I work within this office.  
15 So this is why I did this office. So --

16 COMMISSIONER CLARK: Okay. So --

17 CHAIRMAN ANCHO: -- if it wants --

18 COMMISSIONER ALLAN: Kathy?

19 CHAIRMAN ANCHO: -- to be brought back, it's -- that's  
20 in --

21 COMMISSIONER CLARK: Are -- are you going to give me the  
22 list of things that you have noticed that --

23 CHAIRMAN ANCHO: I --

24 COMMISSIONER CLARK: -- caused you to be so concerned?

25 CHAIRMAN ANCHO: Yeah. I -- and I can. And the reason --  
26 the only --

27 COMMISSIONER CLARK: Okay.

28 CHAIRMAN ANCHO: -- reason -- I -- I can do that. And I  
29 just --

30 All right.

31 So some of the root things that I looked at was --

32 All right.

33 One of my big -- big issues is with the agenda.

34 For years and years and years, the agenda was done up at  
35 the Clerk's Office.

36 And this is not anything that -- this is not anything one  
37 person has done. And I want to make sure that that's said, that  
38 this is not something that you have done. Okay?

39 This is a collaboration of changes that have been made.

40 So I'm not poking at you. This is a collaboration of just

1 different things that have happened over the year -- years.  
2 Okay?

3 So over the years that would -- that would -- it was done  
4 up there. And she was -- she's the *ex officio*.

5 So I asked questions. As soon as I came in and saw that it  
6 was done differently, I started asking questions right away.  
7 Didn't understand. Why is it done -- not done up there anymore  
8 and it's down -- done down here. So I --

9 The answer I was given was that you are also the *ex officio*  
10 and you have just as much authority as the clerk.

11 So I did some research and asked that to find out if --  
12 because that's what I do is I do research.

13 So I called in different counties to ask different things  
14 and was -- was told -- now, this doesn't mean I'm a hundred  
15 percent right. This is what I'm under the assumption. So let's  
16 keep that there too.

17 That unless the clerk deputizes you as a deputy *ex officio*,  
18 there's one *ex officio* for the county commissioners. And that's  
19 the clerk.

20 So that's my understanding. That doesn't mean that that's  
21 something that's written in stone. That's just something I want  
22 everybody to understand. That's my understanding. Okay?

23 So that was one of my issues.

24 COMMISSIONER CLARK: Okay. Let's let --

25 CHAIRMAN ANCHO: But let -- no. I'm going -- I have the  
26 floor and I'm going to finish.

27 So with that, in this last year, when there has been  
28 concerns of me putting stuff on the agenda -- right, wrong, or  
29 indifferent -- if I'm wrong about putting something on the  
30 agenda, I want that to come from the district attorney. I don't  
31 want that to come from another commissioner. The district  
32 attorney, I feel, has all the authority to go, "Ooh, yeah. No.  
33 You shouldn't do that." And I respect that 150 percent.

34 However, I don't want another commissioner jumping on me  
35 and saying, "You will not do this," when none of us have any  
36 more authority than anyone else.

37 And I also think when that happens like that, it puts Keith  
38 in the middle of: "What am I supposed to do? I've got these  
39 different commissioners." And then he's trying to figure out  
40 who he's supposed to listen to on putting the agen- -- and I

1 don't think that's fair. Truly.

2 And him and I had this discussion this week. He asked me.  
3 And that's the exact same con- -- conversation you and I had;  
4 right?

5 I think that when you're pulled three -- five different  
6 ways on different things that -- the district attorney, I  
7 believe, is the one that should contact us and go, "This is why  
8 I don't think that this is a good idea."

9 I do not want to be told flat-out by another county  
10 commissioner of what I can and can't do because -- just like  
11 it's been said before, neither one of us have the power or like  
12 the man on the m- -- no more business than the man on the moon  
13 telling the other one what to do. I want the -- our DA to tell  
14 me what I'm doing wrong. Okay?

15 So I find that a big issue. All right.

16 And so nobody knows who's right when it comes to this,  
17 like -- and it sticks you right in the middle. And nobody knows  
18 who's right. So we just keep going and going. And people get  
19 angry and mad.

20 I want an answer. And I want the right answer that says,  
21 Is the -- is the clerk the *ex officio*? And is she the one that  
22 should be doing the agenda? That's -- and I -- so that was one  
23 of my -- I'm --

24 COMMISSIONER CLARK: Can we get a legal opinion on your  
25 first one?

26 CHAIRMAN ANCHO: Absolutely. I want a legal --

27 COMMISSIONER CLARK: Ted?

28 CHAIRMAN ANCHO: -- opin- --

29 Le- --I'm not -- let me finish first and then he --

30 COMMISSIONER CLARK: I --

31 CHAIRMAN ANCHO: -- can.

32 COMMISSIONER CLARK: -- just asked you if --

33 CHAIRMAN ANCHO: I know.

34 COMMISSIONER CLARK: -- it was okay --

35 CHAIRMAN ANCHO: And we --

36 COMMISSIONER CLARK: -- to get --

37 CHAIRMAN ANCHO: -- we --

38 COMMISSIONER CLARK: -- an --

39 CHAIRMAN ANCHO: -- and we're --

40 COMMISSIONER CLARK: -- opinion --



1 CHAIRMAN ANCHO: -- and we're going --  
2 COMMISSIONER CLARK: -- on --  
3 CHAIRMAN ANCHO: -- to get --  
4 COMMISSIONER CLARK: -- your first --  
5 CHAIRMAN ANCHO: -- it.  
6 COMMISSIONER CLARK: -- one.  
7 CHAIRMAN ANCHO: Let me finish. And we're going to get  
8 that legal opinion, but let me finish. You asked for my list,  
9 and I'm -- let me on my roll and then we'll go back to that one.  
10 COMMISSIONER CLARK: Let's go.  
11 CHAIRMAN ANCHO: All right. So the other -- one of the  
12 other things was when -- that -- prior to this administration,  
13 once again, has -- I don't believe this has directly anything to  
14 do with you. This is the power of changing.  
15 We had a financial -- a finance director -- a finance  
16 director. And I know you can -- you can answer.  
17 So that -- and so I called around to the several different  
18 counties. I called, like, ten different counties to find out  
19 how this works.  
20 And some of them do it like you have. But they have, like,  
21 two or three different people in line for doing the finance  
22 stuff.  
23 They either have a financial director that reports directly  
24 to the commission or they -- or they still have the  
25 auditor/recorder that's in the Auditor/Recorder's Office or they  
26 have a CEO.  
27 And, once again, this has nothing to do with the people  
28 that are in these positions. I just want to know what the right  
29 way for a county is.  
30 Because I don't understand how it went from having -- and  
31 just give me one second and you told the answer.  
32 How it went. And I know. And I'd let you. And you  
33 absolutely have -- how it went from a financial director to a  
34 fiscal officer and --  
35 So now go ahead.  
36 KEITH WESTENGARD: Okay. So I -- I -- I just want to  
37 correct you. It's not a CEO that they have. Elko's --  
38 CHAIRMAN ANCHO: It's a CFO or --  
39 KEITH WESTENGARD: It's a CFO.  
40 CHAIRMAN ANCHO: -- CFO. Excuse --

1 KEITH WESTENGARD: It's a chief --  
2 CHAIRMAN ANCHO: -- me. You're right.  
3 KEITH WESTENGARD: -- Chief Financial Officer. So --  
4 And this is an easy one. And you don't even need a legal  
5 opinion on it. It's -- it's right in our code.  
6 Lander County -- since the creation of the code, which  
7 nobody's -- which hasn't been referenced in -- in a while --  
8 CHAIRMAN ANCHO: Uh-huh.  
9 KEITH WESTENGARD: -- Lander County has never had a finance  
10 director. In our county code, it was a fiscal officer. And it  
11 always has been. And it goes back to the creation of the --  
12 CHAIRMAN ANCHO: So the -- when Rogene was in there -- and  
13 mind you, this is where I'm going off of.  
14 KEITH WESTENGARD: I understand --  
15 CHAIRMAN ANCHO: Because that's my --  
16 KEITH WESTENGARD: -- that.  
17 CHAIRMAN ANCHO: -- mindset. So --  
18 KEITH WESTENGARD: Yes.  
19 CHAIRMAN ANCHO: -- keep that in mind.  
20 KEITH WESTENGARD: Uh-huh.  
21 CHAIRMAN ANCHO: So when Rogene was in there, she reported  
22 directly to the commissioners. She was a financial officer,  
23 too. She wasn't a --  
24 KEITH WESTENGARD: She was a fiscal officer according to  
25 our code, --  
26 CHAIRMAN ANCHO: So --  
27 KEITH WESTENGARD: -- according to the Lander County Code.  
28 CHAIRMAN ANCHO: -- when Ray Fagg was in there and she was  
29 auditor/recorder, she was in the Auditor/Recorder's office. So  
30 then when did that -- see that's where the -- it gets changed.  
31 And I'm going, so why over these years -- and it doesn't  
32 have just to do with you. And I want --  
33 KEITH WESTENGARD: Right.  
34 CHAIRMAN ANCHO: -- to make -- that these are -- these  
35 positions are getting changed. And why are they getting pos- --  
36 changed?  
37 KEITH WESTENGARD: So in the last commission with -- with  
38 the district attorney and -- and --  
39 Ted, you jump in if I'm getting off track.  
40 But it was very clear that we would start to follow the

1 code. And, Art, you were there -- and Patsy. It was very clear  
2 we were going to follow the code, strictly follow the code.  
3 So when -- when we talked about a finance director and a  
4 fiscal officer, the code stated "fiscal officer."  
5 At the same time, that's when we discussed changing the  
6 executive director to the county manager. The position changed.  
7 Didn't change any of the -- of the job duties. It just changed  
8 the title.  
9 So it's -- it's very clear in the code what -- that the  
10 position titles are in our county code.  
11 CHAIRMAN ANCHO: So when they -- okay. So what -- when --  
12 what year was the county code done? And how long have we --  
13 were we doing it wrong before that?  
14 KEITH WESTENGARD: If I remember correctly -- and I can go  
15 grab the code --  
16 CHAIRMAN ANCHO: No, no.  
17 KEITH WESTENGARD: -- really quick, --  
18 CHAIRMAN ANCHO: -- ju- -- I mean --  
19 KEITH WESTENGARD: -- but --  
20 CHAIRMAN ANCHO: -- you go -- shoot --  
21 KEITH WESTENGARD: -- it --  
22 CHAIRMAN ANCHO: -- off --  
23 KEITH WESTENGARD: -- was --  
24 CHAIRMAN ANCHO: -- the hip. It's fine.  
25 KEITH WESTENGARD: It -- it -- I believe it was in the  
26 '90s, in the late '90s, --  
27 CHAIRMAN ANCHO: Okay.  
28 KEITH WESTENGARD: -- maybe -- I want to say 1998.  
29 And -- and it wa- -- it had -- nothing had been updated  
30 until, I think, last year --  
31 CHAIRMAN ANCHO: Okay.  
32 KEITH WESTENGARD: -- in -- in our county code. And, like  
33 I said, I've -- I've got a copy --  
34 CHAIRMAN ANCHO: And it's --  
35 KEITH WESTENGARD: -- in my --  
36 CHAIRMAN ANCHO: -- all right.  
37 KEITH WESTENGARD: -- office.  
38 CHAIRMAN ANCHO: I mean, it's -- and it's easy enough to  
39 find.  
40 So, I mean, those were a couple of my big, you know, my

1 biggest -- my big issues.

2 And, like I said, when you have county commissioners  
3 telling each other what they can and can't put on agendas and  
4 things like that, like I said, and then you have -- which works  
5 fine if everybody's in agreeance with the county manager.

6 But when you have everybody putting the county manager in  
7 the middle and he doesn't know, you know, if it's supposed to be  
8 up in the Clerk's Office because she's the *ex officio*, then  
9 that's where it needs to be. And it chan- -- if the code was  
10 changed, the NRS hasn't. The NRS says -- so make me understand  
11 why we can jump over and supersede an NRS.

12 And that's -- but things like that are black and white for  
13 me. The NRS says this. And our county code says something  
14 different. So that's where --

15 COMMISSIONER SPARKS: I have a --

16 CHAIRMAN ANCHO: -- Ted can --

17 COMMISSIONER SPARKS: -- comment when --

18 CHAIRMAN ANCHO: -- give me --

19 COMMISSIONER SPARKS: -- you're --

20 CHAIRMAN ANCHO: -- legal --

21 COMMISSIONER SPARKS: -- done.

22 CHAIRMAN ANCHO: -- on that.

23 So go ahead, Ted, please.

24 ELIZABETH BARELA: It's Bryan.

25 KEITH WESTENGARD: I think it was --

26 COMMISSIONER ALLAN: Bryan.

27 KEITH WESTENGARD: -- Bryan. That was Bryan.

28 ELIZABETH BARELA: It's Bryan.

29 CHAIRMAN ANCHO: All right. Bryan. Go ahead, Bryan.

30 COMMISSIONER SPARKS: All right. The point is, this is  
31 exactly what the assessment will pan out, are these questions?

32 COMMISSIONER ALLAN: Can I speak now?

33 CHAIRMAN ANCHO: Absolutely. Go ahead.

34 COMMISSIONER ALLAN: So I -- I support it a hundred  
35 percent.

36 It's not digging at anyone in particular. And it's getting  
37 an outside -- outside source that is going to come in with a  
38 different perspective. And we need that.

39 Is we need someone else to come in and tell us, you're  
40 doing this right. You're doing this wrong. This is how you

1 need to do it.  
2 And can I make a motion now?  
3 I would like to make --  
4 COMMISSIONER CLARK: I -- I --  
5 COMMISSIONER ALLAN: -- a motion --  
6 COMMISSIONER CLARK: -- have not gotten all my information.  
7 COMMISSIONER ALLAN: Well, I'm still --  
8 COMMISSIONER CLARK: I am not --  
9 COMMISSIONER ALLAN: -- speaking.  
10 COMMISSIONER CLARK: -- answered -- asked all my questions.  
11 COMMISSIONER ALLAN: You know what, Art?  
12 CHAIRMAN ANCHO: Whoa.  
13 COMMISSIONER ALLAN: Is --  
14 CHAIRMAN ANCHO: Okay.  
15 COMMISSIONER ALLAN: -- I can make --  
16 CHAIRMAN ANCHO: Wait. Wait.  
17 COMMISSIONER ALLAN: -- a motion and then you can continue.  
18 CHAIRMAN ANCHO: Okay. So --  
19 COMMISSIONER CLARK: I am not done.  
20 CHAIRMAN ANCHO: All right. And that's fine. And you will  
21 be able to speak your piece. What -- he --  
22 COMMISSIONER ALLAN: I --  
23 CHAIRMAN ANCHO: -- has something to say. Give me one  
24 second, please.  
25 KEITH WESTENGARD: I just wanted to -- to pipe in because  
26 it was in the code that the fiscal officer did report directly  
27 to the commission. It says that.  
28 The -- the job description for the fiscal officer in our --  
29 in the code is less than a paragraph. It's -- it's pretty  
30 small. But that position did report directly to the commission.  
31 Okay.  
32 When we went through the changes and we -- we actually  
33 recognized it as a fiscal officer and the HR was -- was to  
34 report directly to the county manager, that was at the  
35 recommendation -- a strong recommendation of POOL/PACT that we  
36 set up our -- our -- our county structure that way.  
37 So that was two or -- two years ago, I think, or three  
38 years ago was when we made those changes to come in compliance  
39 with our -- our PACT carrier -- our insurance carrier --  
40 COMMISSIONER ALLAN: So I think --

1 KEITH WESTENGARD: -- with what they recommend.  
2 COMMISSIONER ALLAN: I think a lot of these questions,  
3 concerns, comments, issues will be addressed by this.  
4 And so I will continue with my motion that we approve an  
5 increase to Operations by 40,000 to have an enterprise risk  
6 assessment done within the administration department and have  
7 our chairperson, Chairwoman Kathy Ancho, be the contact, front  
8 person for that.  
9 CHAIRMAN ANCHO: So -- go ahead, Art? Is --  
10 COMMISSIONER CLARK: Are you going to answer my question?  
11 COMMISSIONER SPARKS: I'll second the motion.  
12 COMMISSIONER CLARK: Okay. I want it on the record, Art  
13 Clark has been prohibited by certain commissioners from getting  
14 answers to his questions on the use of \$40,000 for an enterprise  
15 risk assessment.  
16 CHAIRMAN ANCHO: So --  
17 COMMISSIONER CLARK: And I will take care of this outside  
18 the commission.  
19 COMMISSIONER WAITS: Madam Chair --  
20 DISTRICT ATTORNEY HERRERA: I -- I think I --  
21 COMMISSIONER SPARKS: What -- what does --  
22 DISTRICT ATTORNEY HERRERA: -- can --  
23 COMMISSIONER SPARKS: -- that mean?  
24 DISTRICT ATTORNEY HERRERA: -- answer --  
25 CHAIRMAN ANCHO: Whoa. Whoa.  
26 So -- well, we'll -- let's hang on one second, Bryan. I  
27 want to have Patsy say what she has to --  
28 COMMISSIONER WAITS: Yeah.  
29 CHAIRMAN ANCHO: -- say.  
30 COMMISSIONER WAITS: A clarification on the motion. The  
31 motion was not for the 40,000 for enterprise, was it?  
32 It was --  
33 COMMISSIONER ALLAN: I --  
34 COMMISSIONER WAITS: -- just --  
35 COMMISSIONER ALLAN: -- I --  
36 COMMISSIONER WAITS: -- that we --  
37 COMMISSIONER ALLAN: -- read --  
38 COMMISSIONER WAITS: -- do an assessment?  
39 CHAIRMAN ANCHO: Do we just do -- we can do an assessment.  
40 We don't have to use that company.

1 COMMISSIONER ALLAN: I read the motion as it's -- as it's  
2 stated in -- on the agenda to increase Operations by 40,000 to  
3 have an enterprise risk assessment done within the  
4 administration department. And to have Kathy as the point  
5 person.

6 CHAIRMAN ANCHO: And so, Bryan, then you need to second?

7 COMMISSIONER SPARKS: Yes. I second the motion.

8 CHAIRMAN ANCHO: Okay. So we're going to do public  
9 comment.

10 All right.

11 DISTRICT ATTORNEY HERRERA: Commissioners, did you want me  
12 to answer your question?

13 CHAIRMAN ANCHO: Yes.

14 DISTRICT ATTORNEY HERRERA: Your legal question?

15 CHAIRMAN ANCHO: Yes, please do.

16 COMMISSIONER CLARK: Please, Ted.

17 My first question is: What's wrong with the agendas the  
18 way we're doing them now?

19 DISTRICT ATTORNEY HERRERA: The agendas -- the -- the  
20 ordinance states that the county manager is in charge of the  
21 agendas.

22 I've recommended to this board before that a procedure  
23 should be put in place on who's there for the agendas and who  
24 makes the decisions.

25 And that's what -- all -- in my opinion, that's all that  
26 needs to be done on the agendas.

27 Keith is an *ex officio* as well as the clerk.

28 As far as the fiscal officer's concerned, we've never had a  
29 finance director by ordinance. We've had a fiscal officer. The  
30 finance director took it upon themselves years ago to call  
31 themselves the finance director.

32 When we decide- -- when the county commissioners, five  
33 years ago, decided to follow the ordinances, one of the first  
34 changes that were made was that the fiscal officer would assume  
35 the responsibilities as outlined in the ordinance rather than  
36 those as outlined by themselves.

37 CHAIRMAN ANCHO: Okay. So question, Ted. Do you remember  
38 when it went from changing it -- now, obviously must have been  
39 in the ordinance -- changing it from the auditor/recorder to  
40 then going to a finance director? Do you know when all of that

1 took place?  
2 DISTRICT ATTORNEY HERRERA: To a fiscal officer?  
3 CHAIRMAN ANCHO: Yeah. When it --  
4 DISTRICT ATTORNEY HERRERA: No.  
5 CHAIRMAN ANCHO: -- changed --  
6 DISTRICT ATTORNEY HERRERA: It was --  
7 CHAIRMAN ANCHO: Yeah. When it changed from  
8 auditor/recorders, when it was in the Recorder's Office, to then  
9 going to a fiscal officer. Do you remember when all of that  
10 took place?  
11 DISTRICT ATTORNEY HERRERA: No. You'd have to look in the  
12 ordinance under fiscal officer --  
13 CHAIRMAN ANCHO: Okay.  
14 DISTRICT ATTORNEY HERRERA: -- and see when that was  
15 adopted.  
16 CHAIRMAN ANCHO: You know, I -- I can --  
17 DISTRICT ATTORNEY HERRERA: That's the --  
18 CHAIRMAN ANCHO: -- I can remember when -- when they did  
19 that. I -- I mean, I -- so it's got to be at least 20 years  
20 ago, at least, or maybe more. Because there was a lot of -- a  
21 lot of heyday about why we did it and if we should go back for  
22 some time.  
23 So -- so I know -- I agree with -- with our county manager,  
24 way back in the '90s.  
25 CHAIRMAN ANCHO: Okay.  
26 So now, once again, on this -- on the *ex officio* -- so make  
27 me -- and I'm not saying this sarcastically when I say this.  
28 I'm saying make me understand where in the NRS that it says that  
29 the county clerk is the *ex officio*. And I can find nowhere in  
30 the NRS where it says the county manager is for that. I just  
31 don't -- I'm not seeing that. Does -- that's -- then that's --  
32 is -- or was that an -- you guy- -- the ordinance was changed.  
33 And it's diff- -- and it's different from what the NRS says.  
34 DISTRICT ATTORNEY HERRERA: The NRS does not prohibit the  
35 county manager from being an *ex officio*. Our ordinance makes  
36 him an *ex officio*. And we're authorized to do that. NRS makes  
37 the clerk an *ex officio* in all counties.  
38 Now it doesn't exclude them from adopting an ordinance  
39 making the county manager an *ex officio* as Lander County has  
40 done.



1 CHAIRMAN ANCHO: Okay. All right. Thank you.  
2 So --  
3 COMMISSIONER CLARK: The la- -- the last thing I want to  
4 say about this is that I truly believe this is a continuation of  
5 harassment towards the administrative people. It's very sad.  
6 And if need be, I will be the employee's witness.  
7 CHAIRMAN ANCHO: So, Ted, how do we go about that?  
8 COMMISSIONER ALLAN: Kathy? Can we just --  
9 CHAIRMAN ANCHO: What --  
10 DISTRICT ATTORNEY HERRERA: What do you mean?  
11 COMMISSIONER ALLAN: -- deal with it later?  
12 DISTRICT ATTORNEY HERRERA: Yeah. Art -- Art can make that  
13 statement on the record.  
14 CHAIRMAN ANCHO: Okay.  
15 All right. So --  
16 DISTRICT ATTORNEY HERRERA: I mean --  
17 CHAIRMAN ANCHO: All right.  
18 So did we --  
19 DISTRICT ATTORNEY HERRERA: He's just making a record,  
20 Kathy.  
21 CHAIRMAN ANCHO: Okay. Very good. All right. That's  
22 perfectly fine.  
23 So we're going with -- we had a second. So do -- did we  
24 already do a public comment?  
25 No?  
26 Can we do a public comment, please?  
27 All right. So public co- -- any public comment?  
28 (No comment.)  
29 CHAIRMAN ANCHO: All right.  
30 Nothing --  
31 VOICE RECORDING: Muted. Unmuted.  
32 CHAIRMAN ANCHO: So -- all right.  
33 All -- all in favor?  
34 COMMISSIONER ALLAN: Aye.  
35 CHAIRMAN ANCHO: Aye.  
36 COMMISSIONER CLARK: Nay.  
37 COMMISSIONER SPARKS: Bryan votes aye.  
38 COMMISSIONER WAITS: I'm opposed.  
39 CHAIRMAN ANCHO: Okay. Very good.  
40 All right. Moving on.

1     **4)     GENERAL FUND GOVERNMENTAL EXPENSES: For possible action:**  
2     **a) No changes to operations.**  
3

4           CHAIRMAN ANCHO: So for General Fund Government Expenses.  
5 For possible action. There's no changes in Operations.

6           All right.

7           COMMISSIONER ALLAN: I'll make a motion to approve the  
8 General Fund Governmental Expenses as presented. No changes to  
9 operations.

10          CHAIRMAN ANCHO: All right. Do we have a second?

11          COMMISSIONER SPARKS: I'll second.

12          CHAIRMAN ANCHO: All right.

13          So do we have any public comment?

14          Anybody?

15          Any public comment?

16          (No comment.)

17          CHAIRMAN ANCHO: With none being heard, all in favor?

18          COMMISSIONER ALLAN: Aye.

19          CHAIRMAN ANCHO: Aye.

20          COMMISSIONER WAITS: Aye.

21          CHAIRMAN ANCHO: Opposed?

22          COMMISSIONER CLARK: Aye.

23          CHAIRMAN ANCHO: I'm sorry. I'm sorry. Go ahead.

24          COMMISSIONER SPARKS: Bryan votes aye.

25          CHAIRMAN ANCHO: All right.

26          VOICE RECORDING: Muted. Unmuted.

27  
28     **5)     LEDA: For possible action: a) There is an increase to**  
29     **operations by \$10,000.**  
30

31           CHAIRMAN ANCHO: All right. So Number 5. For LEDA.  
32 Possible action. There is an increase of operations by \$10,000.

33           COMMISSIONER CLARK: Why -- why is this needed?

34           KEITH WESTENGARD: (Off microphone) I just asked --

35           (On microphone) Kyla's supposed to be on her way in so she  
36 can explain it to you.

37           COMMISSIONER CLARK: Okay.

38           KEITH WESTENGARD: If you'd like to --

39           CHAIRMAN ANCHO: Do you want to --

40           KEITH WESTENGARD: -- skip it, --

1 CHAIRMAN ANCHO: -- go --  
2 KEITH WESTENGARD: -- Commissioner, --  
3 CHAIRMAN ANCHO: -- to go -- okay.  
4 COMMISSIONER SPARKS: I agree with Art. I'd like to know  
5 why -- what is needed. It's the Lander Economic Development  
6 Authority. The whole thing with this COVID happening, I don't  
7 understand why we need an increase in this fund.  
8 CHAIRMAN ANCHO: Okay.  
9 COMMISSIONER CLARK: Let's take a break until she --  
10 CHAIRMAN ANCHO: All right. Can --  
11 COMMISSIONER CLARK: -- gets here.  
12 CHAIRMAN ANCHO: -- we go ahead and take a -- a 10-minute  
13 break, please?

14  
15 (Break taken between 9:35 a.m. and 9:41 a.m.)  
16

17 CHAIRMAN ANCHO: Go back into order.  
18 So one thing I would --  
19 KEITH WESTENGARD: (Off microphone) I couldn't --  
20 CHAIRMAN ANCHO: -- like to do.  
21 KEITH WESTENGARD: -- find out --  
22 CHAIRMAN ANCHO: A question was brought up back on  
23 Number 3.  
24 There isn't -- I know how the motion went. It might have  
25 to be changed. I don't know. But I -- there isn't any reason  
26 for a commi- -- a -- a commissioner to be over this assessment.  
27 This rest assessment is a project all of on its own.  
28 And it can be done like any other thing that they do in an  
29 office. So I -- in -- in the -- Keith's office, the county  
30 manager's office.  
31 I -- I do not want nor do I need to be a head pointer of  
32 information.  
33 I would like it preferably that it's done -- the  
34 information is given. They do what they have to do. And I  
35 don't want to be any part of being a head point of that.  
36 So -- because I don't want them pointing the fingers that I  
37 was trying to do something wrong. So I -- it can be done out of  
38 that office -- out of -- and the firm can deal with that -- with  
39 his department.  
40 And then I would like the results to come back to the

1 commission that no -- none of us have anything to do with it.  
2 Let it -- the -- run its course and it be brought back in front  
3 of us.

4 COMMISSIONER SPARKS: Yeah. I agree, Kathy. I think it's  
5 something that our county manager should handle, not -- not a  
6 commissioner.

7 CHAIRMAN ANCHO: Absolutely. I agree. So --

8 COMMISSIONER ALLAN: All right.

9 DISTRICT ATTORNEY HERRERA: From a legal perspective, I  
10 agree also.

11 CHAIRMAN ANCHO: Okay.

12 So --

13 COMMISSIONER CLARK: So I'll make a motion that --

14 COMMISSIONER WAITS: Just -- excuse me --

15 CHAIRMAN ANCHO: Whoa. Whoa. Whoa. Whoa.

16 COMMISSIONER WAITS: Just a point of service here. Doesn't  
17 she have to open up Number 3 again?

18 CHAIRMAN ANCHO: Well, that's what I'm going -- yeah.

19 COMMISSIONER WAITS: And read it in --

20 CHAIRMAN ANCHO: So yeah.

21 COMMISSIONER WAITS: -- first? Yeah.

22 CHAIRMAN ANCHO: It's -- yeah. So I'm going to -- I was  
23 get- -- I was getting there. But I wanted Ted to -- that was my  
24 next thing. I wanted to get Ted's legal opinion on that.

25 So I'm going to -- I'd like to open Number 3.

26 And do I need to read the whole thing back in again?

27 Okay.

28  
29 **3) COMMISSIONERS: For possible action: a) There is an increase**  
30 **to operations by \$40,000 to have an Enterprise Risk**  
31 **Assessment done within the administration department.**  
32

33 CHAIRMAN ANCHO: So for possible action. There -- oh. I'm  
34 sorry. Am I on the right one? Yeah.

35 So Number 3. There is an increase to the operations by  
36 40,000 to have an enterprise risk assessment done within the  
37 administration department.

38 COMMISSIONER ALLAN: So I'll --

39 COMMISSIONER SPARKS: So basically we had a motion from  
40 Judie and a second by me. It just -- the only thing that needs

1 to change is the verbiage that you're making your chairperson as  
2 your point person. That needs to be taken out --  
3 CHAIRMAN ANCHO: Yes.  
4 COMMISSIONER SPARKS: -- and then the motion would stand.  
5 CHAIRMAN ANCHO: Yes.  
6 COMMISSIONER ALLAN: Okay. I will do that, then. I'm not  
7 sure if I totally disagree because I do think it needs to be  
8 handled a little bit differently.  
9 But I will make the motion that there be an increase to  
10 operations by \$40,000 to have an enterprise risk assessment done  
11 within the administration department.  
12 COMMISSIONER SPARKS: I'll second.  
13 CHAIRMAN ANCHO: Okay.  
14 COMMISSIONER ALLAN: I don't know if -- is this the company  
15 that -- enterprise risk assessment? Is that the company name?  
16 CHAIRMAN ANCHO: I think that's just the name of the -- of  
17 the -- let me look here.  
18 COMMISSIONER SPARKS: Or do we need to --  
19 DISTRICT ATTORNEY HERRERA: They document --  
20 COMMISSIONER SPARKS: -- make that in the motion --  
21 DISTRICT ATTORNEY HERRERA: -- the --  
22 COMMISSIONER SPARKS: -- that we --  
23 DISTRICT ATTORNEY HERRERA: That is not the company name.  
24 CHAIRMAN ANCHO: No. It goes -- goes under Mark. And  
25 it -- the last name, the spelling is the S-T-E-R-A-N-K-A. He's  
26 a partment -- he's a partner with Moss Adams Business Consulting  
27 Services.  
28 COMMISSIONER ALLAN: Okay. I would -- I would like to add  
29 to that motion that the firm chosen be brought before the  
30 commission for approval.  
31 Huh?  
32 CHAIRMAN ANCHO: Yeah.  
33 COMMISSIONER ALLAN: Yeah. So --  
34 CHAIRMAN ANCHO: So they --  
35 COMMISSIONER ALLAN: -- that we -- we will have --  
36 COMMISSIONER SPARKS: I'll -- I'll second.  
37 CHAIRMAN ANCHO: All right.  
38 COMMISSIONER ALLAN: Yeah.  
39 CHAIRMAN ANCHO: So then all in favor?  
40 COMMISSIONER ALLAN: Aye.

1 CHAIRMAN ANCHO: Aye.  
2 Opposed?  
3 COMMISSIONER CLARK: Nay.  
4 COMMISSIONER WAITS: Nay.  
5 CHAIRMAN ANCHO: All right.  
6 COMMISSIONER SPARKS: Bryan votes aye.  
7 CHAIRMAN ANCHO: All right. Very good.  
8 So now we're going back to the LEDA one?  
9 KEITH WESTENGARD: (Off microphone) Yes, please.  
10 CHAIRMAN ANCHO: Okay.  
11 KEITH WESTENGARD: (On microphone) Yes.  
12  
13 5) LEDA: For possible action: a) There is an increase to  
14 operations by \$10,000.  
15

16 CHAIRMAN ANCHO: All right. So for possible action for  
17 the -- there is an increase of operations by 10,000.

18 KYLA SHARP: (Off microphone) Hello.

19 CHAIRMAN ANCHO: Hi.

20 KYLA SHARP: Kyla Sharp, planning coordinator for the  
21 record, on behalf of LEDA.

22 I believe that's a mistake because from our approved budget  
23 last year to this year, it's only an increase of 6-. The reason  
24 we had it low last year is because we actually didn't have the  
25 funds that we do this year to work with.

26 We added in \$1,000 for travel and train and 5,000 for  
27 professional services upon the approval of the 20,000 from  
28 the -- the last -- the last --

29 CHAIRMAN ANCHO: And so is --

30 KYLA SHARP: -- commission.

31 CHAIRMAN ANCHO: -- there going to be an increase? Are we  
32 increasing it by what then? I'm --

33 KYLA SHARP: From -- from last year.

34 COMMISSIONER WAITS: Decreasing by 6,000.

35 CHAIRMAN ANCHO: So we're decreasing or -- so --

36 ELIZABETH BARELA: No, increasing --

37 KYLA SHARP: No. It's increasing.

38 ELIZABETH BARELA: -- by 6,000.

39 KYLA SHARP: -- by 6,000.

40 CHAIRMAN ANCHO: Oh, just by 6,000.

1 KYLA SHARP: Yeah.  
2 ELIZABETH BARELA: A thousand for travel and 6000 for dues.  
3 LAKEN SULLIVAN: You mean, for professional --  
4 KYLA SHARP: No. For --  
5 ELIZABETH BARELA: Or -- sorry. Professional services.  
6 COMMISSIONER WAITS: Five thousand.  
7 UNIDENTIFIED PARTICIPANT: Five thousand.  
8 COMMISSIONER WAITS: Five thousand for professional  
9 services and a thousand for travel. Reduces it from the 45,000  
10 this year to the new fiscal year of 39,000.  
11 I'll make a motion we approve the LEDA budget --  
12 KYLA SHARP: No.  
13 CHAIRMAN ANCHO: Wait. Wait. Wait.  
14 ELIZABETH BARELA: No.  
15 CHAIRMAN ANCHO: Wait.  
16 KYLA SHARP: No.  
17 CHAIRMAN ANCHO: Wait.  
18 COMMISSIONER WAITS: Huh?  
19 CHAIRMAN ANCHO: Wait one --  
20 KYLA SHARP: I'm sorry.  
21 CHAIRMAN ANCHO: -- second. They're -- we've got --  
22 ELIZABETH BARELA: It's because --  
23 CHAIRMAN ANCHO: -- a little --  
24 ELIZABETH BARELA: -- you're --  
25 CHAIRMAN ANCHO: -- bit of confusion.  
26 ELIZABETH BARELA: The numbers are --  
27 KYLA SHARP: Thank you.  
28 ELIZABETH BARELA: -- misfigured on the paper.  
29 CHAIRMAN ANCHO: Okay. Go ahead.  
30 LAKEN SULLIVAN: Laken Sullivan, for the record.  
31 And so your guys' backup is a little misleading.  
32 The one that Kyla submitted is for the full 45,000.  
33 I'm not sure why the 45,000 was crossed out and 39- was  
34 written in.  
35 But she is asking for the full 45,000, which is an increase  
36 of 6,000, not 10-.  
37 CHAIRMAN ANCHO: Okay.  
38 COMMISSIONER SPARKS: I have something to say.  
39 CHAIRMAN ANCHO: All right.  
40 ELIZABETH BARELA: (Off microphone) Last year's was --

1 COMMISSIONER WAITS: Wait. Wait a minute. Now I'm  
2 confused.  
3 Why is she asking for more if it says 39-?  
4 CHAIRMAN ANCHO: One second, Bryan, please.  
5 So what did we approve in the last meeting?  
6 LAKEN SULLIVAN: So last year's budget you guys approved  
7 39,000. She's asking for 45,000 this year.  
8 Patsy, this is her original.  
9 ELIZABETH BARELA: Laken, she's asking what --  
10 COMMISSIONER WAITS: This is the one --  
11 ELIZABETH BARELA: -- the last --  
12 COMMISSIONER WAITS: -- I have.  
13 ELIZABETH BARELA: -- meeting.  
14 CHAIRMAN ANCHO: Our last meet- -- what we -- what did we  
15 approve for --  
16 LAKEN SULLIVAN: You --  
17 CHAIRMAN ANCHO: -- LEDA?  
18 LAKEN SULLIVAN: -- you didn't. LEDA's budget was not on  
19 the last budget agenda.  
20 CHAIRMAN ANCHO: I thought that it was.  
21 KYLA SHARP: No, just our --  
22 COMMISSIONER WAITS: No.  
23 KYLA SHARP: -- just our --  
24 COMMISSIONER WAITS: This --  
25 KYLA SHARP: -- request.  
26 COMMISSIONER WAITS: -- this --  
27 CHAIRMAN ANCHO: Oh.  
28 COMMISSIONER WAITS: -- is not --  
29 CHAIRMAN ANCHO: Okay.  
30 COMMISSIONER WAITS: -- correct.  
31 KYLA SHARP: Right.  
32 COMMISSIONER WAITS: If you add --  
33 CHAIRMAN ANCHO: All right.  
34 COMMISSIONER WAITS: -- those numbers, it's not 45-.  
35 KYLA SHARP: Right. That --  
36 COMMISSIONER WAITS: It's --  
37 KYLA SHARP: Go to the --  
38 COMMISSIONER WAITS: -- 39-.  
39 KYLA SHARP: -- total on the other side.  
40 COMMISSIONER WAITS: Add them up.



1 ELIZABETH BARELA: It is 39-.

2 LAKEN MARINE: (Off microphone) That's why it was crossed  
3 out. It was --

4 KYLA SHARP: Right. This is the total.

5 LAKEN MARINE: So this one should be -- so you're -- you're  
6 saying that this was your budget for '19/'20. And this is what  
7 you're asking for?

8 KYLA SHARP: Yeah.

9 ELIZABETH BARELA: (Off microphone) Laken, they're  
10 backwards.

11 LAKEN MARINE: Okay.

12 KYLA SHARP: Yeah.

13 LAKEN MARINE: So, yes. So she was showing that her budget  
14 for '19/'20 was the 39-. And she's asking for 45- this year.

15 COMMISSIONER WAITS: I'll make a motion we approve LEDA for  
16 the --

17 CHAIRMAN ANCHO: I --

18 COMMISSIONER WAITS: -- same 39,000.

19 CHAIRMAN ANCHO: Okay.

20 COMMISSIONER ALLAN: I'll second.

21 CHAIRMAN ANCHO: Do we have any discussion?  
22 Bryan, did you have a question?

23 COMMISSIONER SPARKS: No. I don't. Thank you.

24 CHAIRMAN ANCHO: Oh. Okay.  
25 So then public comment, please.  
26 All right. Do we have any public comment?  
27 (No comment.)

28 CHAIRMAN ANCHO: All right. So we have a first and second.

29 VOICE RECORDING: Muted.

30 CHAIRMAN ANCHO: All --

31 VOICE RECORDING: Unmuted.

32 CHAIRMAN ANCHO: -- all in favor?

33 COMMISSIONER ALLAN: Aye.

34 CHAIRMAN ANCHO: Aye.

35 COMMISSIONER CLARK: Aye.

36 COMMISSIONER WAITS: Aye.

37 CHAIRMAN ANCHO: Any opposed?  
38 All right.

39 COMMISSIONER SPARKS: Bryan votes aye.

40 CHAIRMAN ANCHO: Okay. Thank you.

1       **6) AUSTIN CAPITAL ACQUISITION: For possible action: a) There**  
2       **is a decrease to minor equipment by \$9,000.**

3  
4       CHAIRMAN ANCHO: So number -- for Number 6. Austin Capital  
5 Acquisitions.

6       For possible action. There is a decrease of minor  
7 equipment by 9,000.

8       COMMISSIONER ALLAN: I'll make a motion we approve the ap-  
9 -- Austin Capital Acquisition as presented with a decrease in  
10 minor equipment by \$9,000.

11       CHAIRMAN ANCHO: Do we have a second?

12       COMMISSIONER WAITS: I'll second the motion.

13       CHAIRMAN ANCHO: All right. Do -- public comment, Robert?  
14 Do we have any public comment?

15       (No comment.)

16       CHAIRMAN ANCHO: Hearing none, all in favor?

17       COMMISSIONER ALLAN: Aye.

18       CHAIRMAN ANCHO: Aye.

19       COMMISSIONER WAITS: Aye.

20       CHAIRMAN ANCHO: All right.

21  
22       **7) TOWN OF AUSTIN: For possible action: a) No changes to**  
23       **operations.**

24  
25       CHAIRMAN ANCHO: All right. Going on to Number 7. Town of  
26 Austin.

27       For possible action. There's no changes in the operations.

28       COMMISSIONER ALLAN: I'll make a motion we approve the Town  
29 of Austin.

30       COMMISSIONER WAITS: I'll second.

31       COMMISSIONER ALLAN: No changes to operations.

32       CHAIRMAN ANCHO: You'll second.

33       Any public comment?

34       (No comment.)

35       CHAIRMAN ANCHO: Hearing none, all in favor?

36       COMMISSIONER CLARK: Aye.

37       COMMISSIONER ALLAN: Aye.

38       CHAIRMAN ANCHO: Aye.

39       COMMISSIONER SPARKS: Aye.

40

1 8) **MOUNT LEWIS: For possible action: a) There is a decrease to**  
2 **operations by \$16,372.**

3

4 CHAIRMAN ANCHO: All right.

5 So moving on to 8. Mount Lewis for po- -- possible action.  
6 There is a decrease to operations by 16,372.

7 COMMISSIONER ALLAN: I'll make a motion that we approve  
8 Mount Lewis as presented with decrease in operations to \$16,372.

9 CHAIRMAN ANCHO: Do I have a second?

10 COMMISSIONER SPARKS: I'll second.

11 CHAIRMAN ANCHO: All right. Public comment?

12 All right.

13 Any public comment?

14 (No comment.)

15 CHAIRMAN ANCHO: All right.

16 Hearing none, all in favor?

17 COMMISSIONER ALLAN: Aye.

18 CHAIRMAN ANCHO: Aye.

19 COMMISSIONER CLARK: Aye.

20 COMMISSIONER WAITS: Aye.

21 CHAIRMAN ANCHO: All right.

22 COMMISSIONER SPARKS: Aye.

23 CHAIRMAN ANCHO: Very good.

24

25 9) **TOWN OF BATTLE MOUNTAIN: For possible action: a) There is**  
26 **an increase to operations by \$75,000.**

27

28 CHAIRMAN ANCHO: Number 9. Town of Battle Mountain.

29 For the possible -- for possible action. There is an  
30 increase to operations by 75,000.

31 LAKEN SULLIVAN: (Off microphone) Laken --

32 COMMISSIONER ALLAN: All right.

33 LAKEN SULLIVAN: -- Sullivan, --

34 COMMISSIONER ALLAN: Laken.

35 LAKEN MARINE: -- for the record.

36 (On microphone) Oh, sorry. Laken Sullivan for the record.

37 This is for our mosquito control. We didn't have enough in  
38 the budget this year for that. So we're asking for an increase.

39 CHAIRMAN ANCHO: For what? I'm sorry. I didn't hear you.

40 COMMISSIONER CLARK: What control?

1 LAKEN MARINE: Mosquito control.  
2 COMMISSIONER CLARK: Oh.  
3 CHAIRMAN ANCHO: Oh, mosquito abatement.  
4 COMMISSIONER CLARK: Oh.  
5 CHAIRMAN ANCHO: Okay.  
6 COMMISSIONER ALLAN: I have a question.  
7 Do we need to do a new contract for Robin on this?  
8 KEITH WESTENGARD: And we're working on that with Robin at  
9 this time to get one before you.  
10 And, yeah. I think everybody was pretty well aware that we  
11 went over. That's part of the re- -- another part of the puzzle  
12 for my professional services budget being over budget is because  
13 of the mosquito control issues last year as well spraying in the  
14 south, --  
15 COMMISSIONER WAITS: I was just --  
16 KEITH WESTENGARD: -- which --  
17 COMMISSIONER WAITS: -- going to say. So that's the whole  
18 county, actually. This is just Battle Mountain.  
19 KEITH WESTENGARD: Yes. Well, it -- it's -- it's a -- that  
20 is correct. It -- it is the whole county.  
21 And traditionally there hasn't been a lot of spraying in  
22 the southern part of the county. But in the last two years --  
23 COMMISSIONER WAITS: we had the West Nile virus.  
24 KEITH WESTENGARD: We had the we- -- yes.  
25 So I -- I increased the -- the spraying in the south as  
26 well as in the north to instead of once a week, at times Robin  
27 was coming twice a week.  
28 And -- and I know somewhere in a discussion, I think  
29 somebody thought that the state funds that -- that mosquito  
30 abatement. This is 100 percent funded by the county.  
31 CHAIRMAN ANCHO: I think where that came from was from me.  
32 KEITH WESTENGARD: Oh, --  
33 CHAIRMAN ANCHO: Because --  
34 KEITH WESTENGARD: -- okay.  
35 CHAIRMAN ANCHO: -- when I --  
36 KEITH WESTENGARD: I --  
37 CHAIRMAN ANCHO: -- was --  
38 KEITH WESTENGARD: -- couldn't remember.  
39 CHAIRMAN ANCHO: So, yeah, to clarify --  
40 KEITH WESTENGARD: Yeah.

1 CHAIRMAN ANCHO: -- that, where that was coming from, when  
2 I was talking to Pete Goicoechea, one of the comments --  
3 KEITH WESTENGARD: Yes.  
4 CHAIRMAN ANCHO: -- he said -- just, you know, he threw out  
5 there just -- so you guys might have to fund your own mosquito  
6 abatement.  
7 So that's where --  
8 KEITH WESTENGARD: Right.  
9 CHAIRMAN ANCHO: That's where that rolled from.  
10 KEITH WESTENGARD: And -- and --  
11 CHAIRMAN ANCHO: So --  
12 KEITH WESTENGARD: -- as long as I can remember -- or as  
13 I've been in -- in here since 2012, we've always funded our own.  
14 CHAIRMAN ANCHO: Do they fund the Mormon crickets? Or do  
15 we fund the Mormon crickets?  
16 KEITH WESTENGARD: No. And we fund the Mormon cricket --  
17 CHAIRMAN ANCHO: Okay.  
18 KEITH WESTENGARD: -- abatement --  
19 CHAIRMAN ANCHO: Very good.  
20 KEITH WESTENGARD: -- as well.  
21 CHAIRMAN ANCHO: Okay. All right.  
22 KEITH WESTENGARD: Department of Ag will do some. But  
23 it's --  
24 CHAIRMAN ANCHO: And maybe that's where the --  
25 KEITH WESTENGARD: Traditionally --  
26 CHAIRMAN ANCHO: -- confusion came in.  
27 KEITH WESTENGARD: -- it hasn't been enough.  
28 CHAIRMAN ANCHO: So --  
29 KEITH WESTENGARD: So that's -- that's why we have a lot of  
30 bait.  
31 CHAIRMAN ANCHO: Yeah.  
32 COMMISSIONER WAITS: Is it my understanding Department of  
33 Ag does mostly their aerial, though; do they not?  
34 KEITH WESTENGARD: That is -- that is correct. They do  
35 mostly aerial. And they do it early in when they're babies  
36 because the bait does not have the same effect on the babies as  
37 it does -- as the -- as it does with the adults.  
38 It -- it has been working. I -- have you guys been getting  
39 any feedback on Mormon crickets? I -- it's kind of settled down  
40 since they started baiting. At least my phone has.

1 COMMISSIONER WAITS: Some of the areas where it was in  
2 Austin, they -- they have baited and -- and they have  
3 disappeared.

4 KEITH WESTENGARD: Oh, okay.

5 COMMISSIONER WAITS: They've been at different areas along  
6 the -- the highway. And even those have been cutting down now I  
7 see. So -- but they pop up in new places.

8 KEITH WESTENGARD: Yes.

9 COMMISSIONER WAITS: So where are the crickets funded?

10 KEITH WESTENGARD: The cr- -- I've been paying the crickets  
11 out of either the Battle Mountain or Austin Town Funds or my  
12 professional services because we got four pallets in last week  
13 or the week before. And that was close to \$16,000 for four  
14 pallets.

15 COMMISSIONER WAITS: Okay. So my question is: Can -- can  
16 we lump it under the mosquito control? And put mosquito, you  
17 know, like --

18 COMMISSIONER ALLAN: Pests.

19 COMMISSIONER WAITS: In- --

20 KEITH WESTENGARD: We need --

21 COMMISSIONER WAITS: -- insect --

22 KEITH WESTENGARD: The --

23 COMMISSIONER WAITS: -- insects or something?

24 KEITH WESTENGARD: The -- the thing -- the thing with doing  
25 it that way is Robin's contract is very specific to mosquito  
26 control. And this is to fund Robin's contract.

27 COMMISSIONER WAITS: Okay.

28 KEITH WESTENGARD: The 75-. It -- we can dis- -- I can put  
29 it on --

30 COMMISSIONER WAITS: Do you want --

31 KEITH WESTENGARD: -- in a --

32 COMMISSIONER WAITS: -- us to put crickets on there and  
33 raise it again?

34 KEITH WESTENGARD: Well, I -- let -- why don't -- I can  
35 bring it back so its agendized prop- --

36 COMMISSIONER WAITS: You don't have to bring it back. Do  
37 we?

38 CHAIRMAN ANCHO: Well, I think that because it's a con- --

39 COMMISSIONER WAITS: Can only --

40 CHAIRMAN ANCHO: -- we're a con- --

1 COMMISSIONER WAITS: It's only going up 75-. That's why.  
2 CHAIRMAN ANCHO: But, Patsy, we're -- it's the s- -- it's  
3 done that way because it's a contract where the crickets are on  
4 a contract, we buy the pallets; correct?  
5 KEITH WESTENGARD: Right. That is --  
6 CHAIRMAN ANCHO: So --  
7 KEITH WESTENGARD: -- correct.  
8 CHAIRMAN ANCHO: -- it's --  
9 KEITH WESTENGARD: We --  
10 CHAIRMAN ANCHO: -- that's --  
11 COMMISSIONER WAITS: Right.  
12 CHAIRMAN ANCHO: -- it's --  
13 KEITH WESTENGARD: -- buy the --  
14 COMMISSIONER WAITS: But I'm --  
15 KEITH WESTENGARD: -- pellets and --  
16 COMMISSIONER WAITS: What I'm --  
17 KEITH WESTENGARD: -- then our Road and Bridge --  
18 COMMISSIONER WAITS: -- saying. Yeah. The way we've  
19 written it. Okay.  
20 I'll make a motion that we approve the Battle Mountain Town  
21 Fund with an increase of \$75,000. Brings it to \$445,900.  
22 COMMISSIONER CLARK: Second.  
23 CHAIRMAN ANCHO: Any public comment?  
24 (No comment.)  
25 CHAIRMAN ANCHO: You good?  
26 All right. Hearing none, all in favor?  
27 COMMISSIONER ALLAN: Aye.  
28 COMMISSIONER CLARK: Aye.  
29 CHAIRMAN ANCHO: Aye.  
30 COMMISSIONER WAITS: Aye.  
31 COMMISSIONER SPARKS: Bryan votes aye.  
32 COMMISSIONER WAITS: But I'm wondering if maybe that we  
33 should put on there and bring it back for the final. And we can  
34 vote on that, then, of, like, an additional 25,000 for crickets.  
35 Because we don't need it every year.  
36 KEITH WESTENGARD: Right.  
37 COMMISSIONER WAITS: But when we do need it, it should be  
38 accounted for under crickets.  
39 KEITH WESTENGARD: Okay.  
40 COMMISSIONER WAITS: Or insects or whatever.

1 CHAIRMAN ANCHO: Okay.  
2 COMMISSIONER WAITS: So we'll do that in the final?  
3 LAKEN SULLIVAN: (Off microphone) Keith, will you  
4 (indiscernible) because (indiscernible) --  
5 CHAIRMAN ANCHO: All right.  
6 LAKEN SULLIVAN: -- (indiscernible).  
7 CHAIRMAN ANCHO: Moving on --  
8 LAKEN SULLIVAN: -- (indiscernible) --  
9 CHAIRMAN ANCHO: -- to --  
10 LAKEN SULLIVAN: -- for them to sign.  
11 CHAIRMAN ANCHO: -- Number -- what?  
12 KEITH WESTENGARD: I'll bring that up.  
13 CHAIRMAN ANCHO: Do what?  
14 Am I ready to go? Or do you got something?  
15 KEITH WESTENGARD: I -- I just --  
16 ELIZABETH BARELA: Put it -- put in parks.  
17 KEITH WESTENGARD: I was just talking with Laken and Liz  
18 here.  
19 ELIZABETH BARELA: Put it in the parks.  
20 KEITH WESTENGARD: I think we'll need to put it somewhere.  
21 We want to bring the budget to you Thursday ready to go,  
22 ready for signature.  
23 So instead of bringing anything back, we'll look at it  
24 maybe in the -- where did you say? -- in the parks, maybe?  
25 Something along --  
26 ELIZABETH BARELA: (Indiscernible.)  
27 KEITH WESTENGARD: -- those lines where we can put it in.  
28 CHAIRMAN ANCHO: Oh. Okay.  
29 KEITH WESTENGARD: Just -- just so --  
30 CHAIRMAN ANCHO: To add --  
31 KEITH WESTENGARD: -- that we --  
32 CHAIRMAN ANCHO: -- in there?  
33 KEITH WESTENGARD: -- can have all the paperwork ready  
34 for --  
35 CHAIRMAN ANCHO: Okay.  
36 KEITH WESTENGARD: -- Thursday. So it's --  
37 CHAIRMAN ANCHO: Agreed.  
38 KEITH WESTENGARD: -- smooth.  
39 ELIZABETH BARELA: (Off microphone) Does it -- does it come  
40 out of Bert's budget?



1 KEITH WESTENGARD: No. Not the --  
2 ELIZABETH BARELA: Oh.  
3 KEITH WESTENGARD: It came out of my -- it came out of mine  
4 or bought out.  
5 Battle Mountain and Austin Town budgets is where it came  
6 out of.  
7 ELIZABETH BARELA: (Indiscernible.)  
8  
9 (Indiscernible conversation off mic.)  
10  
11 KEITH WESTENGARD: (Off microphone) But it only says 75-.  
12 (Indiscernible.)  
13 LAKEN SULLIVAN: (Off microphone) Yeah. It's on the  
14 agenda. They didn't --  
15 ELIZABETH BARELA: (Off microphone) They've done the --  
16 LAKEN SULLIVAN: -- approve --  
17 ELIZABETH BARELA: -- agenda.  
18 LAKEN SULLIVAN: -- how much they want to increase it.  
19 KEITH WESTENGARD: Okay. I've been informed if you would  
20 like to increase that amount in there, we can separate it out  
21 for -- specifically for crickets if you'd like to increase it to  
22 100,000.  
23 COMMISSIONER ALLAN: So my question is, though, is -- is  
24 it's kind of specific on the agenda of the \$75,000.  
25 ELIZABETH BARELA: Yeah. But it's a -- ask Ted. It's a  
26 budgetary issue. They have rights to change that -- correct? --  
27 in a budget?  
28 DISTRICT ATTORNEY HERRERA: That's correct.  
29 CHAIRMAN ANCHO: And we're just adding something because  
30 it's --  
31 ELIZABETH BARELA: (Off microphone) You're just --  
32 CHAIRMAN ANCHO: -- going to be. It's in the --  
33 ELIZABETH BARELA: -- increasing --  
34 CHAIRMAN ANCHO: -- budget --  
35 ELIZABETH BARELA: -- it.  
36 CHAIRMAN ANCHO: -- anyway. It's just --  
37 ELIZABETH BARELA: Yes.  
38 CHAIRMAN ANCHO: -- we're just putting it up here so  
39 they're both together; correct?  
40 KEITH WESTENGARD: Yeah. So if I -- if --

1 DISTRICT ATTORNEY HERRERA: You just -- you just changed  
2 one two -- two numbers ago from 10- to 6-.

3 ELIZABETH BARELA: (Off microphone) Yeah.

4 KEITH WESTENGARD: So if I could say a request that we do  
5 75,000 -- or 100,000 -- I'm sorry -- to -- and then we can -- to  
6 the --

7 ELIZABETH BARELA: Yeah.

8 KEITH WESTENGARD: -- Battle Mountain Town. And then we  
9 can separate out the 25,000 to cricket.

10  
11 (Cell phone ringing.)

12  
13 CHAIRMAN ANCHO: Oh, okay.

14 COMMISSIONER WAITS: Okay. We've already -- we've already  
15 approved the 75,000. So can I just do a second motion that we  
16 add an additional \$25,000 for crickets onto the Town of Battle  
17 Mountain?

18 COMMISSIONER CLARK: Second.

19 CHAIRMAN ANCHO: All right.

20 KEITH WESTENGARD: And it'll be --

21 CHAIRMAN ANCHO: Any public comment?

22 (No comment.)

23 CHAIRMAN ANCHO: All right.

24 Hearing none, all in favor?

25 COMMISSIONER ALLAN: Aye.

26 COMMISSIONER WAITS: Aye.

27 CHAIRMAN ANCHO: Aye.

28 COMMISSIONER CLARK: Aye.

29 COMMISSIONER SPARKS: Bryan votes aye.

30 CHAIRMAN ANCHO: All right. Very good. Are we good to go?  
31 All right.

- 32  
33 **11) Battle Mountain Capital Acquisitions: For possible action:**  
34 **a) There is a decrease to operations by \$10,000; b) There is**  
35 **a decrease to capital outlay by \$20,000.**  
36

37 CHAIRMAN ANCHO: So Number 11. Battle Mountain Capital  
38 Acquisitions.

39 For possible action. There is a decrease to operations by  
40 10,000. And there -- that's A. And Number B, there is a

1 decrease to capital outlay by 20,000.  
2 LAKEN SULLIVAN: (Off microphone) Did you do 10?  
3 COMMISSIONER WAITS: I'm --  
4 CHAIRMAN ANCHO: Did I --  
5 COMMISSIONER WAITS: -- sorry.  
6 CHAIRMAN ANCHO: -- do 10?  
7 COMMISSIONER SPARKS: Question.  
8 COMMISSIONER WAITS: We're --  
9 COMMISSIONER SPARKS: Are we --  
10 COMMISSIONER WAITS: -- on --  
11 CHAIRMAN ANCHO: Oh, did --  
12 COMMISSIONER WAITS: We're on --  
13 CHAIRMAN ANCHO: -- I --  
14 COMMISSIONER WAITS: -- Number 10.  
15 CHAIRMAN ANCHO: -- miss --  
16 COMMISSIONER SPARKS: We have a --  
17 CHAIRMAN ANCHO: -- 10?  
18 COMMISSIONER SPARKS: -- fixed assets --  
19 CHAIRMAN ANCHO: I -- I missed --  
20 COMMISSIONER SPARKS: -- of --  
21 CHAIRMAN ANCHO: -- 10.  
22 COMMISSIONER SPARKS: -- 500,000 for --  
23 CHAIRMAN ANCHO: Hang on a second. I -- I jumped over. So  
24 give me a second. I got to go backwards. Thank you, guys.  
25  
26 **10) CAPITAL ACQUISITIONS: For possible action: a) No changes to**  
27 **operations.**  
28  
29 CHAIRMAN ANCHO: So we're going back to Number 10. For  
30 capital acquisitions. For possible action. There's no change  
31 operations.  
32 COMMISSIONER ALLAN: I'll make a motion we --  
33 COMMISSIONER SPARKS: So --  
34 COMMISSIONER ALLAN: -- approve --  
35 CHAIRMAN ANCHO: Hang on. We --  
36 COMMISSIONER SPARKS: I have a question.  
37 CHAIRMAN ANCHO: Go ahead.  
38 COMMISSIONER SPARKS: On -- under fixed assets, the 500,000  
39 for the food storage building that -- that is what we approved  
40 for that?

1 CHAIRMAN ANCHO: Yes.  
2 Are we okay to go on? Or do you have another question,  
3 Bryan?  
4 COMMISSIONER SPARKS: No. No question. Just not in favor  
5 of the 500,000 for a --  
6 CHAIRMAN ANCHO: Okay.  
7 COMMISSIONER SPARKS: -- food storage building.  
8 CHAIRMAN ANCHO: Okay.  
9 So do we have a motion for --  
10 COMMISSIONER ALLAN: I'll make a motion we approve capital  
11 acquisitions as presented with no changes to operations.  
12 CHAIRMAN ANCHO: Okay. Do I have a second?  
13 COMMISSIONER WAITS: I'll second the motion.  
14 CHAIRMAN ANCHO: Any public comment?  
15 (No comment.)  
16 CHAIRMAN ANCHO: Hearing none, all in favor?  
17 COMMISSIONER WAITS: Aye.  
18 COMMISSIONER CLARK: Aye.  
19 CHAIRMAN ANCHO: Aye.  
20 COMMISSIONER ALLAN: (Off microphone) Aye.  
21 CHAIRMAN ANCHO: All right.  
22 COMMISSIONER SPARKS: Bryan votes nay.  
23 CHAIRMAN ANCHO: Okay.  
24 COMMISSIONER ALLAN: Can I make a comment on that?  
25 So Bryan's talking about the -- we approved the 500,000 for  
26 the -- the walk-in.  
27 CHAIRMAN ANCHO: Uh-huh.  
28 COMMISSIONER ALLAN: And -- and I know a lot of people have  
29 commented on it and are really concerned and whatnot.  
30 Is the thing about it, without really going out to bid  
31 and -- and finding out how much this is really, really going to  
32 cost, you know, it sounds like an awful lot of money. But I'm  
33 sure we all understand it's not going to be anywhere near that  
34 \$500,000.  
35 But we do have it in the budget for whatever. I mean, we  
36 weren't sure if it was going to be 100,000, 200-. Is I'd rather  
37 see, you know, we can put it in the budget to cover it. And  
38 just because we have that much, doesn't mean we have to spend  
39 it.  
40 CHAIRMAN ANCHO: Oh, no. Absolutely. Which is --

1 COMMISSIONER SPARKS: My question: Is this a -- is this a  
2 county facility if we build this building? Or is this a -- and  
3 then that's run by a -- an outside organization?

4 CHAIRMAN ANCHO: No. No, Bryan. Because I've had those  
5 questions too. My phone blew up after that.

6 So -- and I've -- and, like I say, this was just the  
7 beginning of trying to figure out how this would work. And I  
8 had spoken to Keith -- and I think that -- about this -- and  
9 correct me if I'm wrong, Keith -- that -- that this would have  
10 to be something that was handled by the coun- -- the county.

11 And this is the very beginning of trying to figure out how  
12 something like this would work.

13 So we could not, like, have another organization run it  
14 because they're not the ones who came forward and asked for the  
15 money.

16 And that was one of the concerns from the public is: Why  
17 are we just randomly giving the public this money? And it would  
18 have to be a program -- this program would have to be ran by the  
19 county. And there's a lot of counties throughout the United  
20 States that have these type of programs of -- because the big  
21 issue here, we have the haves and we have the have-nots.

22 And so that's what this was formed out of. So it --  
23 with -- but we're going to have to do some research and figure  
24 out how all that happens and how the other counties and the  
25 other states runs -- do stuff like this.

26 So that's kind of where we're at.

27 COMMISSIONER ALLAN: So, Bryan, the other thing about it is  
28 because it's -- it's just we're funding -- funding the idea. Is  
29 now that we have the money going into the research -- research  
30 part of it to find out just exactly the feasibility of it, is  
31 how everything is going to work.

32 COMMISSIONER SPARKS: Yeah. We're spending a half a  
33 million dollars where -- for a food storage building for -- to  
34 study and see how much it's actually going to cost. But then we  
35 only give them 100,000 to do the study for our civic center that  
36 the majority of our people enjoy in Lander County. And our fire  
37 department -- volunteer fire department's \$100,000. I don't  
38 know. I just -- I think it's a -- I'm just definitely not --  
39 I'm in opposition of it. Just -- and I want that --

40 COMMISSIONER WAITS: Yeah.

1 COMMISSIONER SPARKS: -- to be --  
2 COMMISSIONER ALLAN: I --  
3 COMMISSIONER SPARKS: -- known.  
4 So --  
5 CHAIRMAN ANCHO: And that's --  
6 COMMISSIONER ALLAN: Bryan, --  
7 CHAIRMAN ANCHO: -- fair.  
8 COMMISSIONER ALLAN: And -- and -- and -- and I -- I  
9 understand a hundred percent because last year when it was  
10 dropped down to \$100,000 for the fire departments and -- and to  
11 me, I thought, you know, we should have some more seed money for  
12 that.

13 But it's not saying we're going to spend the 500,000.  
14 And -- and I think that's the other thing is, is if it  
15 comes back that it's just not feasible, we're not going to spend  
16 it.

17 But, yeah, you're right. You know, 500,000 for food  
18 storage, when we only have 100,000 for fire departments and  
19 civic center?

20 CHAIRMAN ANCHO: So are we good? Are we good to move on to  
21 the next one? Or does -- do we have any more comment?

22 Bryan, do you have anything more?

23 COMMISSIONER SPARKS: No.

24 CHAIRMAN ANCHO: Okay.

25

26 (Background telephone chatter.)

27

28 CHAIRMAN ANCHO: Okay. So going on. Did we get as far as  
29 11?

30 KEITH WESTENGARD: (Off microphone) You're on Number 11.

31 CHAIRMAN ANCHO: Okay. Make sure that I'm not jumping  
32 anything.

33

34 11) **BATTLE MOUNTAIN CAPITAL ACQUISITIONS: For possible action:**  
35 **a) There is a decrease to operations by \$10,000 and b) There**  
36 **is a decrease to capital outlay by \$20,000.**

37

38 CHAIRMAN ANCHO: So for Battle Mountain Capital  
39 Acquisitions. For po- -- possible actions. A, there is a  
40 decrease of operations by 10,000 and, B, there is a decrease of

1 capital outlay by 20-.

2 COMMISSIONER WAITS: I guess my question is: Our fixed  
3 assets actually reduced 20,000. What is it? Did we sell  
4 something or lose something or destroy something? Or --

5 CHAIRMAN ANCHO: Valid question.

6

7 (Indiscernible side conversation.)

8

9 KEITH WESTENGARD: It looks like that we did -- just didn't  
10 use that -- that -- the full money. So the budget was decreased  
11 to reflect not use -- not using it last year.

12 But I -- we can look into it a little further, and we can  
13 get back to you with an answer, a solid answer.

14 ELIZABETH BARELA: No, they've got to --

15 COMMISSIONER WAITS: I can't --

16 ELIZABETH BARELA: -- bring it --

17 COMMISSIONER WAITS: -- believe our --

18 ELIZABETH BARELA: -- to a --

19 COMMISSIONER WAITS: -- repair and maintenance would be  
20 reduced 10,000 with all the things that need repairing.

21 KEITH WESTENGARD: If we could table that for a few  
22 minutes, I'll have --

23 CHAIRMAN ANCHO: Okay.

24 KEITH WESTENGARD: -- Laken go --

25 CHAIRMAN ANCHO: Yeah.

26 KEITH WESTENGARD: -- figure it out. Okay?

27 CHAIRMAN ANCHO: Okay. Well, let --

28 KEITH WESTENGARD: Thanks.

29 CHAIRMAN ANCHO: All right. So -- are we all right to move  
30 on to -- to parks?

31 KEITH WESTENGARD: (Off microphone) Yes.

32

33 12) **PARKS: For possible action: Capital outlay requests:**  
34 **a) Austin rodeo grounds announcer/concession stand in the**  
35 **amount of \$28,393; b) replacement of dugout, backstop, and**  
36 **fencing at the Battle Mountain adult softball fields in an**  
37 **amount not to exceed \$50,000 per field.**

38

39 CHAIRMAN ANCHO: Okay. We're going to go ahead and move on  
40 to 12. Parks. Capital outlay -- outlay requests. A, Austin

1 rodeo grounds announcer/concession stand in the amount of  
2 28,393; b, replacement of the dugout, backstop, and fencing at  
3 the Battle Mountain adult softball field in the amount not to  
4 exceed 50,000 per field.

5 COMMISSIONER CLARK: Keith?

6 COMMISSIONER WAITS: So I have a question.

7 If Kim, who -- who is heading up our -- our Austin rodeo  
8 grounds, is on the phone.

9 KEITH WESTENGARD: Kim?

10 COMMISSIONER WAITS: When she came to us and she said  
11 they're trying to -- to revamp everything and get that going  
12 again and doing their 501(c)(3) and all, and we -- we did  
13 actually approve in the budget so far for them to do the  
14 corrals. They did need that.

15 But there's a lot that needs a lot of work. And one of  
16 them is the concession stand. But I don't know whether I want  
17 to jump right into a brand-new concession stand right off the  
18 bat. I'd like to see them get going and get started before.

19 KEITH WESTENGARD: So this was on the original budget. And  
20 because it was requested by an individual that wanted to take  
21 the fairgrounds over but they did not have the 501(c)(3) that's  
22 required, it was -- it was discussed -- or it was -- I was  
23 directed to move it --

24 COMMISSIONER WAITS: Right.

25 KEITH WESTENGARD: -- out of --

26 COMMISSIONER WAITS: Be -- because it's --

27 KEITH WESTENGARD: -- that.

28 COMMISSIONER WAITS: -- our county facility.

29 KEITH WESTENGARD: Because it's -- yeah. It's a county  
30 facility.

31 COMMISSIONER WAITS: Right. No, I understand --

32 KEITH WESTENGARD: Yes.

33 COMMISSIONER WAITS: -- that. But I'm --

34 KEITH WESTENGARD: Okay.

35 COMMISSIONER WAITS: -- saying I don't know whether I'm in  
36 favor of just spending, you know, \$30,000 on a concession stand  
37 when nothing's been going on down there for a long time, whether  
38 we want to put it in the budget and hold it. But if we approve  
39 it in the budget, it just might go ahead and be done. And I  
40 think we're jumping --



1 CHAIRMAN ANCHO: Well, and so --  
2 COMMISSIONER WAITS: -- the --  
3 CHAIRMAN ANCHO: -- yeah.  
4 COMMISSIONER WAITS: -- gun.  
5 CHAIRMAN ANCHO: That's -- that's a good point. Go ahead.  
6 Do you have something?  
7 KEITH WESTENGARD: I'm speaking on behalf of the Public  
8 Works director. And he wasn't in favor of this at this time. I  
9 think, like you said, there was some other things that needed to  
10 be fixed at the -- at the Austin rodeo grounds.  
11 Yeah.  
12 COMMISSIONER ALLAN: So --  
13 CHAIRMAN ANCHO: So --  
14 COMMISSIONER ALLAN: -- I have a question.  
15 I believe -- was it two years ago? Two or three. Hard to  
16 remember? -- the -- the budget was increased on the Battle  
17 Mountain Livestock Event Center like \$20,000.  
18 KEITH WESTENGARD: Yes.  
19 COMMISSIONER ALLAN: And that was -- that should have been  
20 a grant because it was to go to a rodeo. But it was put in a  
21 line item. So as it sits now, the Battle Mountain Livestock  
22 Event Center has a line item for \$27,500. Is -- is there any  
23 way that we could utilize some of that for the Austin rodeo  
24 grounds?  
25 KEITH WESTENGARD: I'm not sure what --  
26 I know that we've discussed different types of improvement  
27 at the Battle mountain rodeo grounds. So I -- I don't --  
28 We haven't decided on a final project to proceed with.  
29 So I -- I can't answer that because I don't -- we haven't  
30 decided what project to proceed with. And, you know, I --  
31 KEITH WESTENGARD: We --  
32 COMMISSIONER WAITS: Oh, I'm sorry. I thought you were  
33 done.  
34 COMMISSIONER ALLAN: Well --  
35 KEITH WESTENGARD: No, I'm just going to say if -- if you  
36 wanted to put that money into a line item for the Austin rodeo  
37 grounds, we could make a line item for the Austin rodeo grounds  
38 and put that in there. That way it's not specific to a -- an  
39 announcer's booth. It would be repairs, upgrades to the rodeo  
40 grounds.

1 COMMISSIONER ALLAN: Well, and like I said, prior to -- to  
2 this rodeo that the county decided to put on, that 20,000, what  
3 should have been a grant, it should not have increased the line  
4 item for the livestock event center.

5 And it's just been carried over.

6 So that money typically is -- is a large amount more than  
7 what they were used to having.

8 CHAIRMAN ANCHO: Except for like Patsy said, the -- there's  
9 nothing going on at that rodeo ground right now. And I think  
10 that they're just throwing money after nothing. And I just --

11 One thing that was up in -- our rodeo grounds we have  
12 things. We have events that are going on here. Right now  
13 there's nothing going on. And I would have to agree with Bert.  
14 If we have nothing going on, there's no reason to -- to spend  
15 all the money to do the upgrades and then sit it -- let it sit  
16 and rot until something's done. Is that --

17 KEITH WESTENGARD: Yes.

18 COMMISSIONER ALLAN: So --

19 KEITH WESTENGARD: So the -- the individual that's wanting  
20 to get the roping club started again at the rodeo grounds, they  
21 have to get their 501(c)(3) before they can proceed with  
22 anything.

23 And that's -- that's the holdup with them now. They're in  
24 the process of doing it. They just have not received it.

25 Back to what you're talking about, Commissioner Allan, that  
26 goes back several years -- I want to say about four years ago  
27 when there was a Battle Mountain livestock group. And they had  
28 a rodeo. And we gave them the 27,000. Yes. It was for -- it  
29 was for the prizes. It was -- it was the prizes and the -- the  
30 stock -- the roping -- roping calves.

31 COMMISSIONER ALLAN: So --

32 KEITH WESTENGARD: That's how that line item started. And  
33 then --

34 COMMISSIONER ALLAN: Okay. Anyway, I'm not going to argue  
35 with you over that.

36 I -- I guess one of my suggestions would be -- is creating  
37 a separate line i- -- line item for the Austin rodeo grounds and  
38 just redistributing some of that 27,500 that's already in the  
39 Battle Mountain Livestock Events center. Is however you want to  
40 come up with a ratio of putting some money into a separate fund

1 for the -- the Austin rodeo grounds that can be managed by  
2 Public Works.

3 CHAIRMAN ANCHO: I think --

4 COMMISSIONER ALLAN: And -- and it doesn't have to be  
5 spent. We can wait and see if -- if this 501(c)(3) comes.  
6 But --

7 COMMISSIONER WAITS: Judie, in -- in re- -- response to  
8 your first concern, I -- I would hate to set any kind of a  
9 precedent, taking money from Battle Mountain to Austin with the  
10 same like thing. The same way I don't want to see taking money  
11 from Austin and putting it to Battle Mountain for some like  
12 thing.

13 So if you want to do something with the 27-, I say just  
14 keep it completely out of the dialogue.

15 But for right now, I'm really not in favor, not only the  
16 COVID-19, but -- but because they're just not ready for us to  
17 put this kind of money in.

18 I mean, \$30,000 to a concession --

19 CHAIRMAN ANCHO: I --

20 COMMISSIONER WAITS: -- stand --

21 CHAIRMAN ANCHO: -- agree.

22 COMMISSIONER WAITS: -- that may sit there for two or three  
23 years. I think when -- when they're up and viable and going --  
24 we have another budget next year. And if we've got the corrals  
25 for them that -- that is needed. And we'll finish up with that.

26 But I -- I just think we ought to just leave that and --  
27 and make sure that everything's a go the way we want it.

28 Otherwise, it will just sit there and deteriorate again.

29 So I'm not even in favor of a line item on that.

30 CHAIRMAN ANCHO: At this point, I'm -- I'm -- have to feel  
31 the same. Until they're up and going and have their organiz- --  
32 organizational ready to go, I hate to see putting any money in  
33 that some -- if they just change their mind and decide not to go  
34 ahead with this, then we've invested all that money into a  
35 project and it just sits there. So I'd rather see them up and  
36 going before we do that.

37 So --

38 COMMISSIONER ALLAN: All right. So the replacement of the  
39 dugout, backstops, and fencing. I -- I'm really not in favor of  
40 that either.

1 CHAIRMAN ANCHO: Go ahead, please.  
2 KEITH WESTENGARD: If we could call in on Reid -- Devries?  
3 ELIZABETH BARELA: Devries.  
4 COMMISSIONER CLARK: Devries.  
5 CHAIRMAN ANCHO: Devries.  
6 COMMISSIONER ALLAN: Devries.  
7 KEITH WESTENGARD: Devries? With --  
8 COMMISSIONER CLARK: Reid --  
9 KEITH WESTENGARD: -- the Battle --  
10 COMMISSIONER CLARK: -- Devries.  
11 KEITH WESTENGARD: -- Mountain Little League.  
12 ELIZABETH BARELA: (Off microphone) Do you --  
13 KEITH WESTENGARD: I --  
14 ELIZABETH BARELA: -- want me to --  
15 KEITH WESTENGARD: -- will give you his number?  
16 Oh, do you want to do it? Okay.  
17 COMMISSIONER WAITS: I thought we just fixed this last  
18 year. Didn't -- didn't we do the improvement --  
19 COMMISSIONER CLARK: Yeah. We --  
20 COMMISSIONER WAITS: -- on this last --  
21 COMMISSIONER CLARK: -- fixed --  
22 COMMISSIONER WAITS: -- year?  
23 COMMISSIONER CLARK: -- the infield, I think. No dugouts.  
24 KEITH WESTENGARD: (Off microphone) That was the other one,  
25 Commissioner.  
26 COMMISSIONER WAITS: It was the other one?  
27 KEITH WESTENGARD: Le- -- Lemaire.  
28 VOICE RECORDING: Muted. Unmuted.  
29 COMMISSIONER ALLAN: Well, I think one of the things is, is  
30 we got, you know, --  
31 COMMISSIONER CLARK: Reid?  
32 COMMISSIONER ALLAN: -- another hundred thousand --  
33 ELIZABETH BARELA: (Off microphone) I think we --  
34 COMMISSIONER ALLAN: -- dollars --  
35 ELIZABETH BARELA: -- put the --  
36 COMMISSIONER ALLAN: -- for -- for a --  
37 ELIZABETH BARELA: -- commissioner's --  
38 COMMISSIONER ALLAN: -- sports --  
39 ELIZABETH BARELA: -- name --  
40 COMMISSIONER ALLAN: -- complex.

1 ELIZABETH BARELA: -- in there and do it to the bridge.  
2 Okay?  
3 COMMISSIONER ALLAN: And --  
4 COMMISSIONER SPARKS: Okay. Thanks.  
5 COMMISSIONER ALLAN: -- now we're going to put 50,000 into  
6 each field, possibly up to 50-. And then turn around and decide  
7 to --  
8 COMMISSIONER WAITS: We're on -- we're on break; right?  
9 KEITH WESTENGARD: No.  
10 CHAIRMAN ANCHO: No.  
11 COMMISSIONER WAITS: Oh, I thought we --  
12 REID DEVRIES: Hello?  
13 COMMISSIONER WAITS: -- just called a break.  
14 CHAIRMAN ANCHO: I didn't say anything.  
15 You were wishful thinking.  
16 COMMISSIONER WAITS: Well, I guess that's -- I --  
17 ELIZABETH BARELA: (Off microphone) He's on the phone.  
18 CHAIRMAN ANCHO: His first name is what?  
19 ELIZABETH BARELA: (Off microphone) Reid Devries.  
20 CHAIRMAN ANCHO: Reid, are you there?  
21 REID DEVRIES: I'm here.  
22 CHAIRMAN ANCHO: All right. Very good.  
23 So can you go ahead and do a little background on this for  
24 us, please?  
25 REID DEVRIES: Okay. So those fields by the golf course,  
26 Little League uses those. And the dugouts were never completed  
27 back when they built it. And now what was completed on them is  
28 failing.  
29 And I'm asking that the county bring in a contractor to  
30 replace those dugouts.  
31 And the infield fencing is also starting to fail. And I'm  
32 asking that that all gets replaced as well.  
33 At the very least, we'd like to get at least one field done  
34 this year. If there's enough money, I'd like to do both.  
35 But I'm not an estimator or a fencing contractor so I don't  
36 know what you're going to get back for an exact price on those  
37 bids.  
38 But I'm willing to help show you guys everything that needs  
39 done over there, wherever I can help within the capacity of a  
40 volunteer, of course.

1 I know it's a lot of -- sounds like a lot of money to put  
2 forward. But those fields get a lot of use. And they're in  
3 pretty tough shape.

4 CHAIRMAN ANCHO: So do you have an opinion, Keith?

5 KEITH WESTENGARD: I'm sorry. What was that?

6 CHAIRMAN ANCHO: Do you have an opinion?

7 KEITH WESTENGARD: Yeah. So I've -- I've had a discussion  
8 with Reid. And I also discussed this with Bert Ramos. We feel  
9 they are needed. Bert has said he would do all the demolition.  
10 So that'll save on the costs.

11 And then they -- we'll have to have a contractor actually  
12 come in and do the dugouts and the fencing.

13 It needs to be done. I mean, it's -- it's a safety issue,  
14 and the kids use it. And so does, I believe, the adult softball  
15 league uses --

16 COMMISSIONER CLARK: Okay.

17 KEITH WESTENGARD: -- it as well.

18 COMMISSIONER CLARK: Once --

19 KEITH WESTENGARD: And the reason it's at 50,000 is there's  
20 some variables in there.

21 And, of course, if we won't -- I mean, if we don't have to  
22 spend it, we're not going to spend that much money. We'll get  
23 the best price we can probably through Artistic Fence is what  
24 we'll look at. They do mo- -- all of our work.

25 COMMISSIONER CLARK: And now --

26 KEITH WESTENGARD: Yeah.

27 COMMISSIONER CLARK: -- might be a good time to get it  
28 going since, you know, we're in lockdown or whatever it is.

29 KEITH WESTENGARD: Well, the -- the thing is, Commissioner,  
30 this can't -- we can't spend this money until July 1st. So --

31 COMMISSIONER CLARK: Yeah.

32 KEITH WESTENGARD: -- this -- this will be a July 1st  
33 project. But we can be ready to start on it. Bert can still go  
34 in and -- and demo it. And we can be ready for somebody to come  
35 in and start July 1st.

36 COMMISSIONER CLARK: Okay.

37 COMMISSIONER ALLAN: So I'm --

38 CHAIRMAN ANCHO: If --

39 COMMISSIONER ALLAN: -- not opposed to -- to this because  
40 if it's necessary and they are actually being used. It's just

1 spending the money. And if we do decide to go in the future  
2 with a sports complex is, you know, you're -- you're paying for  
3 something twice.

4 CHAIRMAN ANCHO: Well, no, actually, you're doing this now.  
5 And that's less money you're going to spend.

6 COMMISSIONER ALLAN: If you incorporate those fields with  
7 the sports complex, which was --

8 COMMISSIONER CLARK: Well, they --

9 COMMISSIONER ALLAN: -- not the original plan. And -- and  
10 that's -- that's great if you could do that to incorporate  
11 these, which -- which really is a better idea.

12 So, yeah, I'm not -- not opposed to this. It's just, like  
13 I said, are we going to pay for something twice?

14 CHAIRMAN ANCHO: Well, I don't -- I don't -- I don't think  
15 that we're --

16 COMMISSIONER ALLAN: That's a big "if."

17 CHAIRMAN ANCHO: Yeah. And I understand that. I think  
18 that -- that needs to be -- I get a lot of complaints from  
19 little kids' parents out there.

20 So, I -- and I've gone out there. And I've looked. And  
21 that's -- it do- -- there are fields. And we need to maintain  
22 them. And maybe if have a different way of maintaining them in  
23 the future, we invest so much every year into maintaining them,  
24 then we don't have such a huge chunk at one time.

25 But I know they are ours. They're our responsibility. And  
26 they need to be fixed.

27 COMMISSIONER CLARK: We can- --

28 CHAIRMAN ANCHO: So --

29 COMMISSIONER CLARK: We cannot use these as fields if we  
30 went on with that sports project because those fields would have  
31 artificial turf. And they would have a lot of different things.

32 I --

33 If we're going to do this, then the sports complex, in my  
34 mind, as far as baseball fields go is -- is a moot point. If  
35 we're going to -- if we're going to fix these fields up and make  
36 them nice, let's make them nice and keep them that way so that  
37 we don't need a new facility.

38 COMMISSIONER SPARKS: I agree with Art.

39 COMMISSIONER ALLAN: I do too.

40 CHAIRMAN ANCHO: Okay.

1 COMMISSIONER ALLAN: I --  
2 KEITH WESTENGARD: Okay.  
3 COMMISSIONER ALLAN: -- agree too.  
4 CHAIRMAN ANCHO: Okay.  
5 KEITH WESTENGARD: So the -- that -- the reason the sports  
6 complex came to -- to life is we -- I -- I got -- and I think a  
7 lot of -- of the officials got concerns or complaints that  
8 somebody would have a child at one field and they'd have to run  
9 to another field. That was why the sports complex was talked  
10 about and came to life and put in one place so that everything  
11 could be handled in one place.  
12 COMMISSIONER CLARK: And the water savings. The water --  
13 KEITH WESTENGARD: Yes.  
14 COMMISSIONER CLARK: -- savings if we did the -- the sports  
15 complex would allow us for a lot more homes to be built. That's  
16 one of the reasons I thought it was a good idea.  
17 But I'm going to make a motion on part b, replacement of  
18 dugout, backstops, and fencing at the Battle Mountain adult  
19 softball fields in the amount not to exceed \$50,000 per field.  
20 And I'd also ask that there's water available, drinking water in  
21 these --  
22 COMMISSIONER SPARKS: I'll second the motion. And also  
23 point out that we have 100,000 in that other sports complex  
24 account that if needed, we can draw from that to make sure that  
25 this field is done properly and nice.  
26 COMMISSIONER CLARK: I'd want -- yeah, Bryan. I want them  
27 done nice. I want them to look good so that we can draw people  
28 here. So that's my -- my -- my motion.  
29 CHAIRMAN ANCHO: All right. So did -- did you second that,  
30 Bryan? I'm sorry.  
31 COMMISSIONER CLARK: Yeah.  
32 CHAIRMAN ANCHO: Public --  
33 COMMISSIONER CLARK: He did.  
34 CHAIRMAN ANCHO: -- comm- --  
35 COMMISSIONER SPARKS: Yes, I did. I seconded --  
36 CHAIRMAN ANCHO: All right.  
37 COMMISSIONER SPARKS: -- his motion.  
38 CHAIRMAN ANCHO: Ver- -- all right.  
39 Public comment?  
40 COMMISSIONER ALLAN: I -- do you have any?



1 CHAIRMAN ANCHO: Do we have any public comment?  
2 All right. Judie, you have something to say?  
3 COMMISSIONER ALLAN: I just -- I -- I think this is great  
4 to do this. And -- and I understand consolidating all the  
5 fields and whatnot.  
6 But, before, one of my concerns with the sports complex and  
7 where it was located, those fields were built and supported by a  
8 local, loved resident. You know, they are the -- the Jim  
9 Stewart Memorial Fields. And we need to maintain that for the  
10 community and the people and his legacy.  
11 And so if we can keep those fields and put the money into  
12 them to make them better, I think that's great.  
13 CHAIRMAN ANCHO: Okay. So we have a first and a second.  
14 All in favor?  
15 COMMISSIONER ALLAN: Aye.  
16 COMMISSIONER CLARK: Aye.  
17 CHAIRMAN ANCHO: Aye.  
18 COMMISSIONER WAITS: Aye.  
19 CHAIRMAN ANCHO: All right.  
20 COMMISSIONER CLARK: Good. Good -- good work there, Reid.  
21 Thank you very much --  
22 CHAIRMAN ANCHO: Thank you --  
23 COMMISSIONER CLARK: -- for your --  
24 CHAIRMAN ANCHO: -- very much.  
25 COMMISSIONER CLARK: -- time.  
26 REID DEVRIES: Thank you, guys.  
27  
28 13) NET PROCEEDS OF MINERALS FUTURE RESERVE FUND: For possible  
29 action to allocate additional funding into Fund 200 NPM, also  
30 known as the rainy day fund.  
31  
32 CHAIRMAN ANCHO: Okay. So we're going to move on to 13.  
33 Net Proceeds and Minerals Future Reserve Fund. For  
34 possible action to allocate additional funding into the 200 NPM,  
35 also known as a rainy day fund.  
36 KEITH WESTENGARD: So the reason this -- this was put on  
37 there is to increase what we have in our rainy day fund or  
38 our -- our 200 NPM Fund for the future of the county.  
39 I believe we put 3.5 million in last year. And I -- I  
40 think that we should probably put a lot more in there. That

1 money, we can't -- once it's in that fund, we are not -- we  
2 can't use it unless we fall below a certain percentage of our  
3 ending fund balances. So --

4 COMMISSIONER SPARKS: Keith, we put in 3 1/2 million last  
5 year. Is that the total in the account now? Or is that just  
6 what we put in last year?

7 KEITH WESTENGARD: I -- I believe that is the total. It  
8 was just started last year. And the 3.5 is the total.

9 And I think that my recommendation is we put a lot more  
10 into it just to protect the county in the future -- for the  
11 future.

12 COMMISSIONER SPARKS: But I'm just going to put a number  
13 there. I had an idea that we should probably put 50 million in  
14 that account.

15 COMMISSIONER WAITS: Are we restricted in any way --

16 CHAIRMAN ANCHO: That was my --

17 COMMISSIONER WAITS: -- with how much we --

18 CHAIRMAN ANCHO: -- question. Do we have any --

19 COMMISSIONER WAITS: -- we can put --

20 CHAIRMAN ANCHO: -- restrictions?

21 COMMISSIONER WAITS: -- in? I thought we were.

22 KEITH WESTENGARD: I -- I don't know. Where -- Tom  
23 Gransberry's going to be here today. If you want to make a  
24 recommenda- -- or a -- a vote on 50- and if it's too much --  
25 I -- I don't think it is. But I -- I don't know for sure.

26 COMMISSIONER CLARK: We could make --

27 KEITH WESTENGARD: I think --

28 COMMISSIONER CLARK: -- a --

29 KEITH WESTENGARD: -- it's fine, I mean, to put it in  
30 there. I'm sorry, --

31 CHAIRMAN ANCHO: Uh-huh.

32 KEITH WESTENGARD: -- Commissioner.

33 COMMISSIONER CLARK: Someone could make a motion up to  
34 50 million.

35 CHAIRMAN ANCHO: Oh, yeah.

36 KEITH WESTENGARD: Okay.

37 CHAIRMAN ANCHO: That's a good idea.

38 COMMISSIONER ALLAN: So I have a question on that. Just  
39 kind of confused here. Saying it's net proceeds is we put  
40 3 1/2 million in last year. Is we want to bring it up to 50-

1 possibly. Is that's coming out of projected net proceeds of what  
2 year? Where is this money coming from?

3 KEITH WESTENGARD: So we don't do projected anymore  
4 curren- --

5 COMMISSIONER ALLAN: No, I -- I --

6 KEITH WESTENGARD: Current- --

7 COMMISSIONER ALLAN: -- understand that. So we -- but, I  
8 mean, we get it -- we get our net proceeds and, say, it's  
9 \$30 million?

10 KEITH WESTENGARD: Right.

11 COMMISSIONER ALLAN: And we sit here and say we're going to  
12 put this much into the NPM Fund. We've got capital projects.  
13 Is --

14 KEITH WESTENGARD: Right.

15 So -- so -- and one -- if you say put up to 50 million in  
16 it, we will -- I'll sit down today with Laken and -- and Tom and  
17 we can come to the -- to an amount that is acceptable for us to  
18 put in there, not to exceed the maximum.

19 And I don't think there's a maximum. But I don't know for  
20 sure. I want to check on that. And we won't let it affect any  
21 of our current projects.

22 And, you know, we're not going to draw the county short on  
23 anything. We don't want to do that either.

24 CHAIRMAN ANCHO: Well, I think it's a good idea when you  
25 say "up to" because --

26 COMMISSIONER ALLAN: Right.

27 CHAIRMAN ANCHO: -- that pretty much covers you.

28 KEITH WESTENGARD: Right.

29 CHAIRMAN ANCHO: But --

30 KEITH WESTENGARD: Yes.

31 CHAIRMAN ANCHO: So --

32 COMMISSIONER ALLAN: So the other question is, basically,  
33 this money's earmarked in -- in an account even though it's all  
34 into, you know, whatever banks we're using.

35 Is any interest on this, does -- where does the interest  
36 go?

37 KEITH WESTENGARD: So -- so Jusdi puts the interest -- the  
38 treasurer puts the interest into that -- into that account.  
39 And -- and you should get a readout of our interest or the  
40 interest that's --

1 VOICE RECORDING: Muted. Unmuted.  
2 KEITH WESTENGARD: -- of the interest that's earned out of  
3 that account. Either -- out of any our -- of our investment  
4 accounts.  
5 So she just puts it back into the -- into the --  
6 COMMISSIONER ALLAN: To the fund it generated from?  
7 KEITH WESTENGARD: Yes.  
8 COMMISSIONER ALLAN: Okay.  
9 COMMISSIONER CLARK: Well, I make a motion --  
10 COMMISSIONER SPARKS: Hey, Art, can I ask a question real  
11 quick if you don't --  
12 COMMISSIONER CLARK: Sure.  
13 COMMISSIONER SPARKS: -- mind?  
14 COMMISSIONER CLARK: Go ahead, Bryan.  
15 COMMISSIONER SPARKS: Hey, Keith. So what are the  
16 stipulations of when we -- I mean, what is -- what is the actual  
17 protocol of when we can access that rainy day fund? Like what  
18 things would determine --  
19 COMMISSIONER WAITS: I think --  
20 COMMISSIONER SPARKS: -- our use of it?  
21 COMMISSIONER WAITS: I think it's two years. You have to  
22 run short on your budget two years before you can access it.  
23 KEITH WESTENGARD: That is -- that is correct. It's a --  
24 COMMISSIONER WAITS: But one of the biggest things is the  
25 protection that we have for the county for future. Because --  
26 especially now with everything going on with the state and with  
27 our legislators, they're looking at ways to come after net  
28 proceeds. There's no question about it. And they probably will  
29 be doing something to even come back after the -- those counties  
30 that were fortunate enough to be in the black.  
31 KEITH WESTENGARD: So -- so that is correct, Commissioner.  
32 It is a -- it's a two-year percentage loss on your ending fund  
33 balances. So it does have to run for two years.  
34 But if we're -- if our ending fund balances are falling for  
35 two years in a row, then we can access -- then the accounts can  
36 be accessed.  
37 COMMISSIONER SPARKS: Well, I think it's only prudent that  
38 we protect ourselves and that we put some of that away. So --  
39 COMMISSIONER CLARK: I -- I agree.  
40 COMMISSIONER ALLAN: Is -- can you --

1 COMMISSIONER CLARK: Just 50-?  
2 COMMISSIONER ALLAN: -- you use it for -- can you use it  
3 for anything?  
4 I mean, once -- if -- if it came to a point to where we  
5 actually had to use it, --  
6 KEITH WESTENGARD: Uh-huh.  
7 COMMISSIONER ALLAN: -- you can use it for capital  
8 projects? Or is it --  
9 KEITH WESTENGARD: Oh, yeah.  
10 COMMISSIONER ALLAN: -- just strictly --  
11 KEITH WESTENGARD: Yeah.  
12 COMMISSIONER ALLAN: -- for operations of the --  
13 KEITH WESTENGARD: No, then you -- then you can use that  
14 once you say we want to take 20 million out or whatever, once  
15 you've reached that -- that stipulated amount or two years, you  
16 can budget it as you see fit in the budget process, just like  
17 this.  
18 COMMISSIONER ALLAN: Art, are you going to --  
19 CHAIRMAN ANCHO: Are you going to make the motion?  
20 COMMISSIONER CLARK: Yeah. I'm -- I'll make a motion to  
21 allocate additional funding into Fund 200 NPM, also known as the  
22 rainy day fund, up to 50 million or the maximum allowed if it's  
23 higher than 50 million and we have the money to put in there.  
24 COMMISSIONER ALLAN: Wait --  
25 COMMISSIONER CLARK: How's that, --  
26 COMMISSIONER ALLAN: -- a minute.  
27 COMMISSIONER CLARK: -- Bryan?  
28 COMMISSIONER SPARKS: I'll second the motion.  
29 COMMISSIONER CLARK: Okay.  
30 COMMISSIONER ALLAN: Well, I -- I'm curious about that  
31 motion because he said up to 50- or the maximum allowed if it's  
32 over 50-.  
33 COMMISSIONER CLARK: Yeah.  
34 COMMISSIONER ALLAN: Did I --  
35 So -- so it kind of contradicts it because he says up to  
36 50-.  
37 COMMISSIONER SPARKS: No, he's just saying that if we're  
38 able to put in more than 50-, maybe we need to discuss putting  
39 in 75 million or something like that.  
40 COMMISSIONER CLARK: I agree, Bryan. I want protection for

1 the --  
2 You know why we --  
3 CHAIRMAN ANCHO: Okay.  
4 COMMISSIONER CLARK: -- need to do --  
5 CHAIRMAN ANCHO: So --  
6 COMMISSIONER CLARK: -- this.  
7 CHAIRMAN ANCHO: So did we get a second?  
8 COMMISSIONER ALLAN: Bryan.  
9 COMMISSIONER CLARK: Yeah. Bryan --  
10 CHAIRMAN ANCHO: Okay.  
11 COMMISSIONER CLARK: -- seconded.  
12 CHAIRMAN ANCHO: So any public comment?  
13 COMMISSIONER WAITS: Just a clarification --  
14 CHAIRMAN ANCHO: Oh.  
15 COMMISSIONER WAITS: -- on the motion, then. I'm -- I'm  
16 still a little confused. We're up to 50 million. If -- if we  
17 can go more than 50 million, can we bring it back for  
18 discussion?  
19 ELIZABETH BARELA: Well, that's my question. He just said  
20 "or the maximum allowed." So are you --  
21 COMMISSIONER WAITS: I --  
22 ELIZABETH BARELA: -- saying --  
23 COMMISSIONER WAITS: -- I --  
24 ELIZABETH BARELA: -- if they say the maximum's 150-, you  
25 want us to put 150-?  
26 COMMISSIONER CLARK: No. That -- that'd just be a decision  
27 to make.  
28 ELIZABETH BARELA: Okay.  
29 KEITH WESTENGARD: Yeah.  
30 ELIZABETH BARELA: Well, we --  
31 KEITH WESTENGARD: So, yeah.  
32 ELIZABETH BARELA: -- can't do that.  
33 COMMISSIONER ALLAN: But see my -- what my question was, is  
34 he said up --  
35 ELIZABETH BARELA: Yeah.  
36 COMMISSIONER ALLAN: -- to. So he limited it at 50-. But  
37 then he said if -- if the max is more up --  
38 ELIZABETH BARELA: Are you --  
39 COMMISSIONER ALLAN: -- to the --  
40 ELIZABETH BARELA: -- talking --

1 COMMISSIONER ALLAN: -- max.  
2 ELIZABETH BARELA: -- about it?  
3 COMMISSIONER CLARK: Right.  
4 COMMISSIONER ALLAN: So --  
5 ELIZABETH BARELA: So -- but we actually need a figure  
6 because we have to finish that budget.  
7 COMMISSIONER CLARK: Oh, you have --  
8 CHAIRMAN ANCHO: Yes.  
9 COMMISSIONER CLARK: -- to have?  
10 CHAIRMAN ANCHO: So --  
11 COMMISSIONER WAITS: Just say --  
12 CHAIRMAN ANCHO: -- up to 50 --  
13 COMMISSIONER CLARK: Okay.  
14 COMMISSIONER WAITS: -- up to 50 --  
15 CHAIRMAN ANCHO: -- million, --  
16 COMMISSIONER WAITS: -- million.  
17 CHAIRMAN ANCHO: -- I think, would --  
18 COMMISSIONER CLARK: Okay. Let -- I'll -- I'll redo my  
19 motion.  
20 My motion is to fund additional -- additional monies into  
21 the 200 NPM, also known as the rainy day fund up to \$50 million.  
22 CHAIRMAN ANCHO: And a second?  
23 COMMISSIONER SPARKS: I'll second the motion.  
24 COMMISSIONER CLARK: Okay.  
25 CHAIRMAN ANCHO: All right.  
26 Pu- -- do we have any public comment?  
27 KEITH WESTENGARD: Com- -- Commissioner?  
28 CHAIRMAN ANCHO: Oh. Hi.  
29 KEITH WESTENGARD: I -- I just -- I wanted to assure the  
30 commission that I had -- and I believe you did, Kathy, as  
31 well -- discussions with Senator Pete Goicoechea.  
32 And we talked about the state sweeping our -- our net  
33 proceeds.  
34 In 2009, Eureka went through this. It was a -- it's -- so  
35 this -- there's -- there's a law to back --  
36 CHAIRMAN ANCHO: (Indiscernible.)  
37 KEITH WESTENGARD: -- this up.  
38 They took the money from Eureka County, but they had to  
39 give it back. The state took the money, but they had to give it  
40 back.

1           So I know that's been one of my fears. And I believe it's  
2 one of the fears of this commission and probably several oth- --  
3 several community members as well as that the state would come  
4 in and -- and do that.

5           So there's case law that says they can't do it. Doesn't  
6 mean they won't try. But there is case law that says they  
7 cannot do that.

8           And last year, I was under the impression that the -- the  
9 schools lost their money.

10          But after talking with the senator, that was a mock drill  
11 to see how it would go. They didn't take any money from the  
12 schools.

13          Is that the way you got it, Commissioner?

14          CHAIRMAN ANCHO: Yes.

15          And not only that, they -- the people -- the big -- the big  
16 thing that Pete said was the person who was pushing to take the  
17 net proceeds from the school has limited out. And the second  
18 person that was involved in pushing it is not in there anymore,  
19 on top of it being a constitutional issue.

20          So he does not foresee there any problem. And they're  
21 going to have to give -- I mean, the schools -- the sad thing  
22 about that, the schools didn't know that they didn't have their  
23 money. They actually thought that the state came in and took  
24 it. And they didn't.

25          So -- but that -- and that, once again, I had a second  
26 conversation just to make sure that I heard him correctly. And  
27 he said they cannot take it -- now they have case law. Secondly,  
28 it's a constitutional issue so --

29          But it's still awesome to put this money aside, you know.  
30 It can't hurt. So we have --

31          Do we have any public comment?

32          COMMISSIONER SPARKS: No. I do have a question for Ted.  
33 Ted, on -- we're discussing budgetary items right now. And  
34 there was something I wanted to discuss on the tax roll. When  
35 would be the appropriate time to do that?

36          DISTRICT ATTORNEY HERRERA: You want -- the tax roll?

37          CHAIRMAN ANCHO: The what, Bryan?

38          COMMISSIONER SPARKS: Yes. How it's -- how the --

39          DISTRICT ATTORNEY HERRERA: Any --

40          COMMISSIONER SPARKS: -- how -- how the funds are allocated



1 on the tax roll.  
2 CHAIRMAN ANCHO: Okay.  
3 DISTRICT ATTORNEY HERRERA: Oh, the percentage that's split  
4 up?  
5 LAKEN SULLIVAN: The tax roll.  
6 CHAIRMAN ANCHO: Oh.  
7 COMMISSIONER SPARKS: Yes. The --  
8 CHAIRMAN ANCHO: Tax --  
9 COMMISSIONER SPARKS: -- percentage, --  
10 CHAIRMAN ANCHO: -- roll.  
11 COMMISSIONER SPARKS: -- Ted, that's correct.  
12 COMMISSIONER ALLAN: Those are still --  
13 DISTRICT ATTORNEY HERRERA: Yeah. I'd -- we'd have --  
14 COMMISSIONER ALLAN: -- mandatory.  
15 DISTRICT ATTORNEY HERRERA: -- to -- we'd have to agendize  
16 that separately because that's a taxation thing.  
17 COMMISSIONER SPARKS: Okay. So that's not part of our  
18 budget? We -- I know we approve that tax bill, but that's not  
19 part of this budgetary process?  
20 DISTRICT ATTORNEY HERRERA: No, it -- it's a taxation  
21 process. It's --  
22 This is -- the budget process is the execution of the  
23 taxation process, what to do with the -- the funds that come  
24 from taxation. That's what we're talking --  
25 COMMISSIONER SPARKS: No, --  
26 DISTRICT ATTORNEY HERRERA: -- about --  
27 COMMISSIONER SPARKS: -- understood.  
28 DISTRICT ATTORNEY HERRERA: -- at this point.  
29 So we'd have --  
30 COMMISSIONER SPARKS: I'm good.  
31 DISTRICT ATTORNEY HERRERA: -- to --  
32 COMMISSIONER SPARKS: Thank you.  
33 DISTRICT ATTORNEY HERRERA: Okay.  
34 CHAIRMAN ANCHO: Are we good?  
35 All right. So without any other public comment, so all in  
36 favor?  
37 COMMISSIONER ALLAN: Aye.  
38 CHAIRMAN ANCHO: Aye.  
39 COMMISSIONER CLARK: Aye.  
40 COMMISSIONER WAITS: Aye.

1 CHAIRMAN ANCHO: And opposed?  
2 COMMISSIONER SPARKS: Bryan votes aye.  
3 CHAIRMAN ANCHO: Very good. Moving on.

4  
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9

14) LANDER COUNTY DRUG COURT: For possible action: a) Drug Court Master salary, \$24,500; b) Operations, \$25,000; c) Rollover of revenues from FY '18/'19, \$17,072; d) Projected revenue rollover from FY '19/'20 \$17,142.

10 CHAIRMAN ANCHO: So Lander County Drug Court for possible  
11 action. A, drug court master salary, 24,500; b, operations,  
12 25,000; c, rollover for reve- -- revenues from FY '18/'19 of  
13 \$17,072; and, d, projected revenue rollover from FY '19/'20,  
14 \$17,142.

15 KEITH WESTENGARD: So this is the Lander County Drug Court  
16 budget that was missed on last -- the last --

17 CHAIRMAN ANCHO: Oh.

18 KEITH WESTENGARD: -- agenda.

19 CHAIRMAN ANCHO: Okay.

20 KEITH WESTENGARD: So that's why it -- it is here. And  
21 those are the salaries and the operations and rollover of  
22 revenues that the court -- drug court does collect and then the  
23 projected revenue for the -- the coming year.

24 CHAIRMAN ANCHO: And there hasn't been --

25 COMMISSIONER SPARKS: Hey, Keith, are these -- are there  
26 any increases or decreases in these numbers?

27 KEITH WESTENGARD: No. They -- they stayed the same. Is  
28 that correct, Laken?

29 LAKEN SULLIVAN: Yes.

30 KEITH WESTENGARD: Yes. They did stay the same. That --

31 CHAIRMAN ANCHO: Okay.

32 KEITH WESTENGARD: -- was my understanding.

33 COMMISSIONER SPARKS: Thank you, Keith.

34 KEITH WESTENGARD: You're welcome.

35 COMMISSIONER CLARK: Well, I make a motion to fund the drug  
36 court: the salary of 24,500; operations at 25,000; rollover  
37 revenues, \$17,072; projected revenue rollover of \$17,142.

38 CHAIRMAN ANCHO: Do we have a second?

39 COMMISSIONER WAITS: I'll --

40 COMMISSIONER SPARKS: I'll second the motion.

1 CHAIRMAN ANCHO: All right.  
2 Do we have any public comment?  
3 (No comment.)  
4 CHAIRMAN ANCHO: Ready? All right.  
5 All right, not hearing any. All in favor?  
6 COMMISSIONER CLARK: Aye.  
7 COMMISSIONER ALLAN: Aye.  
8 CHAIRMAN ANCHO: Aye.  
9 COMMISSIONER WAITS: Aye.  
10 CHAIRMAN ANCHO: None --  
11 COMMISSIONER SPARKS: Bryan votes aye.  
12 CHAIRMAN ANCHO: All right. Very good. Thank you.

13

14 **15) Informational only: Water treatment plant Well 6 was moved**  
15 **from Fund 226 to Fund 055.**

16

17 CHAIRMAN ANCHO: All right. Number 15. Informational  
18 only. Water treatment plant Well 6 was moved from Fund 226 to  
19 Fund 055.

20 So --

21 KEITH WESTENGARD: Yes. That was discussed at the last  
22 meeting so we -- we made that change.

23 CHAIRMAN ANCHO: All right.

24 KEITH WESTENGARD: And then we need to go back to Number 11  
25 when you're ready.

26 CHAIRMAN ANCHO: Okay. So are we ready?

27

28 **11) BATTLE MOUNTAIN CAPITAL ACQUISITIONS: For possible action:**  
29 **a) There is a decrease to operations by \$10,000; b) There is**  
30 **a decrease to capital outlay by \$20,000.**

31

32 CHAIRMAN ANCHO: We're going to reopen 11.

33 For the -- the Battle Mountain capital acquisitions. For  
34 possible action. And there is a decrease of -- to operations by  
35 10,000. And, B, there is a decrease to capital outlay by  
36 20,000.

37 LAKEN SULLIVAN: Hi. Laken Sullivan, for the record.

38 So I had to do my research on these because we don't use  
39 Fund 54, which is the Battle Mountain Capital Acquisition.

40 I believe that's why Cindy was decreasing because we don't

1 spend any money out of there, they're revenue funds.  
2 And we also have our regular capital acquisition that we  
3 discussed on Item 10 that has money in there for expenditures  
4 that we don't spend either. I don't know if they're just there  
5 just in case for emergencies, but we don't spend money.  
6 CHAIRMAN ANCHO: How long?  
7 LAKEN MARINE: They're just a revenue --  
8 CHAIRMAN ANCHO: How long have they been not, basically,  
9 used for quite a while?  
10 LAKEN SULLIVAN: I believe so. As long as I've been in  
11 Finance, I've never used Fund 54 to pay a --  
12 CHAIRMAN ANCHO: Okay.  
13 LAKEN SULLIVAN: -- a bill with. So --  
14 CHAIRMAN ANCHO: Okay.  
15 LAKEN SULLIVAN: -- I believe that's why she's decreasing  
16 them in Funds 31, which is the regular capital acquisition fund.  
17 There is quite a bit of money in there for repair and  
18 maintenance as well. So if needed, there is money available.  
19 CHAIRMAN ANCHO: Okay.  
20 COMMISSIONER CLARK: (Off microphone) Good job, Laken.  
21 CHAIRMAN ANCHO: Thank -- thank you.  
22 So do we have a motion?  
23 COMMISSIONER ALLAN: I'll make a motion that we approve the  
24 Battle Mountain Capital Acquisitions as presented, a decrease in  
25 operations, 10,000; decrease in capital outlay by 20,000.  
26 CHAIRMAN ANCHO: Okay. Second?  
27 COMMISSIONER WAITS: I'll second the motion.  
28 CHAIRMAN ANCHO: Okay. Any public comment?  
29 (No comment.)  
30 CHAIRMAN ANCHO: All right.  
31 Hearing no public comment, all in favor?  
32 COMMISSIONER CLARK: Aye.  
33 COMMISSIONER ALLAN: Aye.  
34 CHAIRMAN ANCHO: Aye.  
35 COMMISSIONER WAITS: Aye.  
36 CHAIRMAN ANCHO: All right.  
37 COMMISSIONER SPARKS: Bryan votes aye.  
38 CHAIRMAN ANCHO: Very good. Thank you.  
39  
40

1 **PUBLIC COMMENT**

2  
3 CHAIRMAN ANCHO: So public comment -- get my glasses put  
4 on -- for nonagendized items only.

5 Persons are invited to submit comments in writing and/or  
6 attend to make comments on any nonagendized items at the board  
7 meeting, if any, and discussions 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 comments based  
11 upon time, place, and manner, but public comment based on  
12 viewpoint may not be restricted.

13 So do we have any public comment?

14 COMMISSIONER SPARKS: This is Bryan.

15 I'd like to see an agenda item possibly discussing our tax  
16 roll and how -- and the money that's going to each department or  
17 account.

18 KEITH WESTENGARD: Okay. Commissioner Sparks, I -- I  
19 actually have that on my list. I was going to ask you if you  
20 wanted something on taxes.

21 We are bound by NRS as far as how our taxes are put out  
22 there. But -- and then it's up to the county how they dis- --  
23 dis- -- distribute them throughout the different funds. So I'll  
24 have that.

25 COMMISSIONER SPARKS: Yeah. So --

26 KEITH WESTENGARD: And I'll have a --

27 COMMISSIONER SPARKS: -- my idea, Keith, --

28 KEITH WESTENGARD: Uh-huh.

29 COMMISSIONER SPARKS: -- is -- sorry. Yeah. So my idea  
30 is -- and, Ted, correct me if I'm wrong -- is just with this  
31 whole, you know, where our net proceeds could be jeopardized,  
32 could we take a few cents from somewhere and then maybe start  
33 a -- a -- a fund for our -- our local schools to where we're  
34 securing dollars for our children in our community?

35 DISTRICT ATTORNEY HERRERA: I don't know if we can do it  
36 that way because that -- the state would have access to it if we  
37 earmarked it for the local schools.

38 But we -- I -- let me look at it -- look into it, Bryan.  
39 But off the top of my head, we couldn't do it that way, but it  
40 doesn't mean there's not a way we can get there.

1 COMMISSIONER SPARKS: Okay. Thanks, Ted.

2 KEITH WESTENGARD: So ju- -- Commissioner, in the past,  
3 there's been some discussion on -- because we're capped out  
4 right now on reducing the cap of the taxes. But if we reduce  
5 the cap on the taxes, what happens is one of the other entities,  
6 for instance, the school district, could -- could jump in on  
7 that and that money would go to the school district.

8 We can't actually reduce the taxes to the community, to  
9 property owners. But we could reduce our cap of what we take  
10 out of taxes. And the schools could increase theirs if they  
11 needed more money. There was some discussion about -- and --  
12 the money the school gets. What's -- what's it called?

13 COMMISSIONER CLARK: DSA.

14 KEITH WESTENGARD: D- -- the DSA money. And because the  
15 kids aren't in school -- and I talked with the superintendent  
16 Russ Klein about this -- because the kids aren't in school,  
17 they're not going to get the DSA money.

18 However, over the last several years, it's either the DSA  
19 money -- and this came right from Russ Klein -- it's either the  
20 DSA money or the net proceeds, whichever is greater. So they  
21 don't lose out on money. They're actually getting more money  
22 because they don't -- they get too much -- we get too much in  
23 net proceeds for the schools to get the DSA. It's one or the  
24 other.

25 COMMISSIONER CLARK: The net proceeds --

26 DISTRICT ATTORNEY HERRERA: That's --

27 COMMISSIONER CLARK: -- far exceeds what --

28 DISTRICT ATTORNEY HERRERA: -- that's quite correct.

29 COMMISSIONER CLARK: -- the DSA would --

30 CHAIRMAN ANCHO: Oh.

31 COMMISSIONER CLARK: -- give them.

32 KEITH WESTENGARD: Right. So --

33 But we can talk about -- or the commission can talk about  
34 reducing the cap that comes to the county. And then the school  
35 district can go in and they adjust what they get as far as  
36 property taxes go.

37 But we can't decrease the overall property taxes within the  
38 county.

39 Correct, Ted? I get that right?

40 DISTRICT ATTORNEY HERRERA: That's right.

1 KEITH WESTENGARD: Thank you.  
2 DISTRICT ATTORNEY HERRERA: Did -- the school's getting the  
3 money one way or the other. The state tried to intervene and --  
4 and scoop up some of that money. But they'll get it from the  
5 other end, just as Keith outlined.  
6 KEITH WESTENGARD: But I'll have it on the agenda,  
7 Commissioner Sparks.  
8 COMMISSIONER SPARKS: Yes, you did. Thank you, guys.  
9 KEITH WESTENGARD: (Off microphone) Thank you.  
10 CHAIRMAN ANCHO: All right. So --

11  
12 **ADJOURNMENT**

13  
14 CHAIRMAN ANCHO: -- motion to adjourn?  
15 COMMISSIONER ALLAN: Motion --  
16 COMMISSIONER CLARK: Second.  
17 COMMISSIONER ALLAN: -- to adjourn.  
18 COMMISSIONER WAITS: Did you do public --  
19 COMMISSIONER CLARK: Second.  
20 COMMISSIONER WAITS: -- comment?  
21 COMMISSIONER CLARK: Aye.  
22 CHAIRMAN ANCHO: Aye. I did public comment --  
23 COMMISSIONER WAITS: Oh.  
24 CHAIRMAN ANCHO: -- already.  
25 COMMISSIONER WAITS: Okay.  
26 CHAIRMAN ANCHO: We have a second.  
27 All right. All in favor?  
28 COMMISSIONER ALLAN: Aye.  
29 COMMISSIONER CLARK: Aye.  
30 CHAIRMAN ANCHO: Aye.  
31 COMMISSIONER SPARKS: Aye.

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33 (Meeting adjourned at 10:39 a.m.)  
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**CHAIRMAN OR VICE CHAIRMAN OF THE  
BOARD OF LANDER COUNTY  
COMMISSIONERS AND THE LANDER  
COUNTY LIQUOR BOARD**

**ATTEST:**



**LANDER COUNTY CLERK**

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



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

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

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

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26 \_\_\_\_\_  
27 TIFFANY ELKINGTON, CCR #930  
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<p>CHAIRMAN ANCHO: [442]  1/22 1/33 1/37 2/7 2/20 2/32  2/37 3/11 3/13 3/15 3/17 3/20  3/28 3/39 4/8 4/10 4/12 4/14  4/20 4/34 5/6 5/10 5/38 6/3  6/6 6/14 6/16 6/18 6/21 6/23  6/26 6/29 6/34 7/19 7/21 7/23  7/25 7/27 7/29 7/33 7/37 8/2  8/4 8/6 8/8 8/10 8/12 8/14  8/16 8/18 8/20 8/31 8/40 9/4  9/6 9/12 9/16 9/33 9/35 9/37  9/39 10/1 10/15 10/23 10/26  10/28 10/30 10/33 10/39 11/3  11/26 13/19 13/32 13/38  13/40 14/17 14/19 14/23  14/25 14/28 15/25 16/26  16/28 16/31 16/33 16/35  16/37 16/39 17/1 17/3 17/5  17/7 17/11 17/38 17/40 18/2  18/8 18/12 18/15 18/17 18/19  18/21 18/26 18/28 18/34  19/11 19/16 19/18 19/20  19/22 19/24 19/27 19/31  19/34 19/36 19/38 20/16  20/18 20/20 20/22 20/29  20/33 21/12 21/14 21/16  21/18 21/20 21/23 22/9 22/16  22/25 22/29 22/39 23/6 23/8  23/13 23/15 23/37 24/3 24/5  24/7 24/13 24/16 24/18 24/25  25/1 25/7 25/9 25/14 25/17  25/21 25/29 25/32 25/35  25/39 26/4 26/10 26/12 26/17  26/19 26/21 26/23 26/25  26/31 26/39 27/1 27/3 27/8  27/10 27/12 27/17 27/20  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44/24 44/28  45/27 46/2 46/6 46/8 49/12  49/14 49/19 49/34 50/1 50/18  50/31 50/34 51/4 51/38 52/6  52/29 52/32 52/34 52/36  52/38 52/40 53/3 53/5 54/37  54/39 55/6 55/9 55/16 55/39  56/1 56/3 56/40 57/3 57/15  58/38 59/5 59/7 59/11 59/26  59/32 60/6 60/8 60/40 61/2  61/7 61/10 61/12 61/18 61/24  61/26 61/30 61/34 62/8 62/33  62/36 62/39 63/1 63/4 65/12  65/14 65/37 67/7 68/23 68/33  71/15 71/17 71/28  COMMISSIONER CLARK:  [155] 2/36 3/26 6/2 6/4 6/7  6/15 7/20 7/22 7/24 7/26 7/28  7/30 7/40 10/13 10/19 10/25  10/27 10/29 10/31 10/38  10/40 11/4 11/11 11/14 11/16  11/18 11/20 11/22 11/24 12/3  12/20 12/22 12/25 12/27</p>	<p>12/29 12/31 12/33 13/7 13/9  13/11 13/13 13/16 13/35  13/37 14/16 14/21 14/24  14/27 15/24 16/24 16/27  16/30 16/32 16/34 16/36  16/38 16/40 17/2 17/4 17/6  17/10 21/4 21/6 21/8 21/10  21/19 22/10 22/12 22/17  23/16 25/3 25/36 26/22 26/33  26/37 27/9 27/11 28/13 30/3  33/35 34/36 35/19 35/40 36/2  36/4 39/22 39/28 42/18 42/28  44/18 48/5 52/4 52/8 52/10  52/19 52/21 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3/16 3/18 3/21 3/24 3/27 3/29  6/17 7/18 7/36 7/38 8/1 8/3  8/5 8/7 8/9 8/11 8/13 8/15  8/17 8/19 8/21 8/32 9/1 9/5  9/11 22/19 22/28 22/30 22/34  22/36 22/38 25/38 26/20  28/14 28/16 28/19 28/21 30/4  30/34 31/6 31/8 31/18 32/1  32/10 32/12 32/22 32/24  32/26 32/28 32/30 32/32  32/34 32/36 32/38 32/40  33/15 33/18 33/36 34/12  34/19 34/30 35/20 36/15  36/17 36/23 37/32 38/1 38/5  38/9 38/15 38/19 38/21 38/23</p>	<p>38/27 38/30 38/32 38/36  38/39 39/1 39/11 39/14 39/16  39/18 39/30 39/32 39/37  39/40 40/2 42/14 42/26 43/3  43/5 43/8 43/10 43/12 43/14  44/13 44/17 45/40 47/2 47/15  47/17 47/19 48/6 48/10 48/24  48/26 48/28 48/31 48/33  48/35 49/2 49/4 49/32 51/7  51/20 51/22 52/17 52/20  52/22 52/26 53/8 53/11 53/13  53/16 57/18 58/15 58/17  58/19 58/21 60/19 60/21  60/24 62/13 62/15 62/21  62/23 63/11 63/14 63/16  65/40 66/39 67/9 68/27 68/35  71/18 71/20 71/23 71/25  DISTRICT ATTORNEY  HERRERA: [38] 22/20 22/22  22/24 23/11 23/14 23/19 24/2  24/4 24/6 24/11 24/14 24/17  24/34 25/10 25/12 25/16  25/19 28/9 29/19 29/21 29/23  41/28 42/1 64/36 64/39 65/3  65/13 65/15 65/20 65/26  65/28 65/31 65/33 69/35  70/26 70/28 70/40 71/2  ELIZABETH BARELA: [63]  11/23 12/21 12/24 12/26  12/28 12/30 13/4 20/24 20/28  30/36 30/38 31/2 31/5 31/14  31/22 31/24 31/26 31/28  31/40 32/9 32/11 32/13 33/1  33/9 40/16 40/19 40/26 40/39  41/2 41/7 41/15 41/17 41/25  41/31 41/33 41/35 41/37 42/3  42/7 47/14 47/16 47/18 52/3  52/12 52/14 52/33 52/35  52/37 52/39 53/1 53/17 53/19  62/19 62/22 62/24 62/28  62/30 62/32 62/35 62/38  62/40 63/2 63/5  KEITH WESTENGARD: [215]  4/7 4/9 4/11 4/13 4/23 4/32  4/35 5/9 5/11 5/17 5/20 5/24  5/34 9/15 9/17 9/34 9/36 9/38  9/40 11/5 11/12 11/15 11/17  11/19 11/21 12/7 12/32 12/37  13/5 13/8 13/10 13/12 13/15  13/17 13/27 13/33 13/36  13/39 17/36 17/39 18/1 18/3  18/9 18/14 18/16 18/18 18/20  18/24 18/27 18/33 18/37  19/14 19/17 19/19 19/21  19/23 19/25 19/28 19/32  19/35 19/37 20/25 20/27  21/25 22/1 26/34 26/38 26/40  27/2 27/19 27/21 30/9 30/11  36/8 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<p>KEITH WESTENGARD:....                  [105] 39/39 40/12 40/15                  40/17 40/20 40/27 40/29                  40/31 40/33 40/36 40/38 41/1                  41/3 41/11 41/19 41/40 42/4                  42/8 42/20 46/30 47/9 47/21                  47/24 47/26 47/28 47/31 48/9                  48/19 48/25 48/27 48/29                  48/32 48/34 49/7 49/18 49/25                  49/31 49/35 50/17 50/19                  50/32 52/2 52/7 52/9 52/11                  52/13 52/15 52/24 52/27 53/9                  54/5 54/7 54/17 54/19 54/26                  54/29 54/32 56/2 56/5 56/13                  57/36 58/7 58/22 58/27 58/29                  58/32 58/36 59/3 59/6 59/10                  59/14 59/28 59/30 59/37 60/2                  60/7 60/23 60/31 61/6 61/9                  61/11 61/13 62/29 62/31                  63/27 63/29 63/37 66/15                  66/18 66/20 66/27 66/30                  66/32 66/34 67/21 67/24                  69/18 69/26 69/28 70/2 70/14                  70/32 71/1 71/6 71/9                  KYLA SHARP: [22] 30/18                  30/20 30/30 30/33 30/37                  30/39 31/1 31/4 31/12 31/16                  31/20 31/27 32/21 32/23                  32/25 32/31 32/35 32/37                  32/39 33/4 33/8 33/12                  LAKEN MARINE: [7] 33/2                  33/5 33/11 33/13 35/35 36/1                  68/7                  LAKEN SULLIVAN: [21] 31/3                  31/30 32/6 32/16 32/18 35/31                  35/33 40/3 40/6 40/8 40/10                  41/13 41/16 41/18 43/2 65/5                  66/29 67/37 68/10 68/13                  68/15                  REID DEVRIES: [4] 53/12                  53/21 53/25 57/26                  UNIDENTIFIED                  PARTICIPANT: [5] 2/18 2/19                  2/39 3/23 31/7                  VOICE RECORDING: [8]                  2/23 6/28 25/31 26/26 33/29                  33/31 52/28 60/1</p>	<p>\$30,000 [2] 48/36 51/18                  \$40,000 [4] 10/14 22/14 28/30                  29/10                  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