

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

August 10, 2017

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

Also Via Teleconference At

AUSTIN COURTHOUSE
COMMISSION OFFICE
122 MAIN STREET
AUSTIN, NEVADA

9:00 A.M

Call to Order
Pledge of Allegiance
A Moment of Silence

Lander County Commissioners may break for lunch from 12:00pm to 1:15pm

Any agenda item may be taken out of order, may be combined for consideration by the public body, and items may be pulled or removed from the agenda at any time.

Commissioners Reports on meetings, conferences and seminars attended

Staff Reports on meetings, conferences and seminars attended

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

CONSENT AGENDA

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

- *(1) Approval of Agenda Notice August 10, 2017
- *(2) Approval of July 13, 2017 Meeting Minutes
- *(3) Approval of July 27, 2017 Meeting Minutes
- *(4) Approval of the Payment of Bills
- *(5) Approval of Payroll Change Requests

COMMISSIONERS

- * (1) Discussion for possible action regarding the Austin Property Realignment and to approve/disapprove moving forward with the realignment of the Hughes property, and all other matters properly related thereto.

Public Comment

- * (2) Discussion for possible action regarding the Battle Mountain Levee Project and to give direction to Summit Engineering on the next steps to take on the project, and all other matters properly related thereto.

Public Comment

- * (3) Discussion for possible action regarding the Army Corps of Engineers Invoice, and all other matters properly related thereto.

Public Comment

- * (4) Discussion for possible action to approve/disapprove road closures:
- a) Starting on Front Street and Broad Street and ending at Altenburg, Battle Mountain, Nevada, from 11:30 am to 12:00 pm on Friday September 16, 2017;
 - b) A closure on Altenburg and Weaver Streets from 11:00 am to 3:00 pm by the duck ponds for the WHPSC Annual Bicycle Drag Races;
 - c) And a road closure on Old 8A just past the "turn" until Presidential Road from 1:00 pm to 3:30 pm daily September 10-16, 2017;
- and all other matters properly related thereto.

Public Comment

- * (5) Discussion for possible action to:
- a) Designate the County Courthouse, which is located at 50 State Route 305, Battle Mountain, Nevada 89820 as the location for sales of real property conducted pursuant to Chapter 107 of the NRS; and
 - b) Ratify, confirm and approve *nun pro tunc* any sales of real property made pursuant to Chapter 107 of the NRS which took place at the County Courthouse between the enactment of SB 267 and the adoption of the attached resolution as having taken place at the required designated location in this jurisdiction;
- and all other matters properly related thereto.

Public Comment

- * (6) Discussion for possible action to approve/disapprove an agreement between Lander County and Overhead Fire Protection for the annual testing of fire alarms in an amount not to exceed \$800.00 annually, and all other matters properly related thereto.

Public Comment

- * (7) Discussion for possible action to approve/disapprove a modified agreement between Lander County and Next Level Fitness for a Health Wellness Program for Lander County Employees, and all other matters properly related thereto.

Public Comment

- * (8) Discussion for possible action regarding the operations of the Austin pool, and all other matters properly related thereto.

Public Comment

DISTRICT ATTORNEY

- * (9) Discussion and possible action to approve the Civil Secretary 2 job description, and all other matters properly related thereto.

Public Comment

BOARD APPOINTMENTS

- * (10) Discussion and possible action to appoint/re-appoint interested individuals to fill two (2) vacancies on the Lander County Planning Commission to a four year term ending June 30, 2021, and to consider each of the following:

- a) Richard Colt Nelson, currently an alternate on the Lander County Planning Commission;

and all other matters properly related thereto.

Public Comment

- * (11) Discussion and possible action to fill a vacancy on the Battle Mountain Livestock Events Center Advisory Board and to consider the following:

- a) Jason Clark;

and all other matters properly related thereto.

Public Comment

- *(12) Discussion and possible action regarding the removal of Battle Mountain Livestock Events Center Board Member Rick Gobel due to three (3) consecutive meetings missed, Lander County Code 1.08.070(C)3. The Board may go to a closed session for the Board to discuss the character, professional competence, alleged misconduct, or physical or mental health of the person as allowed under NRS 241.030. Before closing a meeting, the Commission must approve a member's motion to close the meeting which specifies the nature of the business to be considered and the statutory authority on which the meeting will be closed. If closure is pursuant to NRS 241.030(3), the name of the person to be considered must appear on the agenda; and all other matters properly related thereto.

*Public Comment****COMMISSIONERS***

- *(13) Update on the progress of the Dog Park to be located in Battle Mountain, Nevada, and all other matters properly related thereto.

Public Comment

- *(14) Update from Lander County EMS, and all other matters properly related thereto.

Public Comment

- *(15) Discussion only regarding the opinions of Lander County Residents on the legalization of marijuana in Lander County, and all other matters properly related thereto.

Public Comment

- *(16) Discussion for possible action regarding the Geothermal Revenue Sharing proposal from NACO and to support or not support a Resolution to restore the County share of Geothermal Revenue, and all other matters properly related thereto.

Public Comment

- *(17) Discussion for possible action to approve/disapprove to cancel, change the time or change the date of the September 28, 2017 Lander County Board of Commissioners Meeting, due to a conflict with the NACO meeting in Winnemucca, and all other matters properly related thereto.

Public Comment

FINANCE

- *(18) Discussion for possible action to approve/disapprove the FY 2017/2018 Final Budget as presented, and all other matters properly related thereto.

Public Comment

CORRESPONDENCE

- *(19) Correspondence/reports/upcoming agenda items.

Public Comment

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ADJOURN

*Denotes "for possible action". Each such item may be discussed and action taken thereon with information provided at the meeting. Action may be taken according to the "Nevada Open Meeting Law Manual" via a telephone conference call in which a quorum of the Board members is simultaneously linked to one another telephonically.

NOTE: TIMES ARE APPROXIMATE

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

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

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

AFFIDAVIT OF POSTING

State of Nevada)
) ss
County of Lander)

Keith Westengard, Lander County Executive Director of said Lander County, Nevada, being duly sworn. says, that on the 4th day of August, 2017, he posted a notice, of which the attached is a copy, at the following places: 1) Battle Mountain Civic Center, 2) Battle Mountain Post Office, 3) Lander County Courthouse, 4) Swackhamer's Plaza Bulletin Board, 5) Kingston Community Hall Bulletin Board, and 6) Austin Courthouse in said Lander County, where proceedings are pending.



Keith Westengard, Lander County Executive Director _____

Subscribed and sworn to before me this 4th day of August, 2017.

Witness Pilla Fuller _____

Name of Agenda: Lander County Board of Commissioners

Date of Meeting: August 10, 2017