

## AUGUST 16, 2017

The meeting was called to order at 8:30 a.m. by Carol Shank, Chairwoman. Those present were Robert McDougal and Larry Rackley, Commissioners; Jack Bullock, Deputy District Attorney; Karen Wesner, Administrative Assistant; and Lacey Donaldson, Clerk.

**APPROVAL OF MINUTES:** Mr. Rackley made a motion to approve the minutes from the July 5, 2017 meeting as submitted. Motion seconded by Mr. McDougal and passed.

**PUBLIC INPUT:** Linda Workman stated that she and her husband would like to subdivide their property. Mrs. Shank stated that she needed to start with the Planning Department.

**REVIEW OF ALL AGENDA ITEMS TO DETERMINE IF ANY DO OR DO NOT IMPOSE A DIRECT AND SIGNIFICANT ECONOMIC BURDEN ON A BUSINESS OR DIRECTLY RESTRICT THE FORMATION, OPERATION OR EXPANSION OF A BUSINESS:** Mr. McDougal mentioned Agenda Item #13, the Public Hearing regarding changes to the Development Code.

Mr. McDougal made a motion that no agenda items impose a direct and significant economic burden on a business or directly restrict the formation, operation or expansion of a business with the exception of Agenda Item #13. Motion seconded by Mr. Rackley and passed.

**PERSHING GENERAL HOSPITAL: A RESOLUTION CONCERNING THE SUBMISSION TO THE PERSHING COUNTY BOARD OF COMMISSIONERS OF A PROPOSAL TO FINANCE A HOSPITAL PROJECT BY ISSUING REVENUE OBLIGATIONS; CONCERNING ACTION TAKEN THEREON BY THE COUNTY BOARD; AND APPROVING CERTAIN DETAILS IN CONNECTION THEREWITH IN THE MAXIMUM AMOUNT OF \$2,999,900.00 –** Steve Boline, PGH CFO, Cindy Hixenbaugh, PGH COO, and Kendra Follett of Sherman and Howard (Bond Counsel) were present.

Mr. Boline gave an overview of the projects they are planning to complete with these funds. They will be replacing fan coils and water lines; installing a new roof, fire suppression system, and flooring; paving a parking lot; and purchasing kitchen equipment. The funding in the amount of \$2,999,900 will consist of a six month construction loan and a 30 year loan beginning in approximately July of 2018. PGH will be contributing \$213,215 and the USDA has also awarded them a \$50,000 grant for a total project cost of \$3,263,115.00. Mr. Boline also spoke about the Hospital's finances.

Mrs. Shank stated that the Hospital did go before the Debt Management Commission last week and received approval from them.

Mr. McDougal wanted to make sure that this issuance of bonds doesn't hinder the County from issuing bonds for the Law Enforcement Center. Ms. Follett stated that the Hospital District is their own entity and would be issuing the bonds themselves, not through the County. Statute states that Hospital Districts have to come before the Debt Management Commission and the County Commission. This would not obligate the County in any way.

Mr. McDougal would also like more information regarding the actual construction project. He will meet with the Hospital at a later date.

Mr. McDougal made a motion to adopt Resolution #17-0813 approving the proposal given by Pershing General Hospital to finance a project by issuing revenue obligations in an amount not to exceed \$2,999,900. Motion seconded by Mr. Rackley and passed unanimously.

### **UNCLASSIFIED DEPARTMENTS:**

ROAD DEPARTMENT – Dan Hill was present.

Mr. Hill reported that the crew is still very busy. They put up speed limit signs on Wilkinson Way. They have been spraying weeds as time permits. Mr. Hill stated that they have been prepping Limerick Canyon Road to chip seal. Buffalo Ranch washed out again, so they fixed that. They will start chip sealing Limerick on Monday and will also do a portion of Old Victory Highway.

Mrs. Shank asked if Sheriff Allen had spoken to Mr. Hill about putting up barrier walls at the Rye Patch Truck Stop. Mr. Hill stated that he doesn't have the barrier walls or the man power to do it.

LANDFILL AND RECYCLING – Dan Hill and Mitch Nielsen were present.

Mr. Nielsen stated that they are working on some equipment issues.

*Request for approval for Mitch Nielsen to act as SWANA (Solid Waste Association of North America) IB Director:* Mr. Nielsen stated that he had been asked to serve on the Great Basin Chapter. He gave the Board a description of the IB Director's responsibilities. The meetings are usually 2-5 days. Mrs. Shank asked Mr. Hill if he had any concerns. Mr. Hill does not. Mr. Rackley asked who would fill in if Mr. Nielsen is gone for several days. Mr. Hill stated that if it was necessary, the Road Department would help. Mr. Nielsen also stated that when one person is working they have policies for safety, like staying out of the pit.

Mr. Rackley made a motion to approve Mitch Nielsen acting as SWANA IB Director. Motion seconded by Mr. McDougal and passed.

*Discussion and possible action on Grass Valley Transfer Site Improvement including but not limited to adding additional disposal ramps and bins, creating burn area for yard refuse such as tree limbs and weeds:* Mrs. Shank stated that the Commission and the Grass Valley Advisory Board have both received several complaints that the transfer site isn't large enough. She asked Mr. Nielsen if expanding the transfer site would be possible. Mr. Nielsen is concerned about the cost to expand the concrete and fencing. He is also concerned about the cost of the additional bins. Last year the cost as is already exceeded the money collected by the special assessment. Mr. Nielsen also stated that we are receiving a lot of trash from Humboldt County. Mr. Hill stated that having a burn pit in Grass Valley would be a huge burden for the Road Department. Mr. Hill is working on setting up a meeting with Hoss Disposal to try to rectify some of the issues. Mr. Rackley would like to find someone in Grass Valley willing to oversee the transfer station before additional funding is spent. Mr. Nielsen also agreed to attend the September Grass Valley Advisory Board meeting.

KC Kubichek from Desert Disposal stated that he would discourage a burn pit at the transfer station as there are alfalfa fields very close by. He also suggested building enclosures around the bins to keep the trash from blowing out.

Mr. Rackley stated that they had the recycling trailer at Frontier Days. They removed 12 bags of trash and only 2 bags of recycling, so they will not be providing it anymore.

BUILDINGS AND GROUNDS – John Handka was present.

Mr. Handka stated that new flooring and a new ADA toilet were installed in the downstairs bathroom of the Courthouse. They also had new flooring installed at the Juvenile Department. Mr. Handka stated that when they received the fountain for the Courthouse Park he believes a part was damaged during shipping. They replaced the part, but he thinks there is an issue with the basin. He is in contact with the Vendor.

Mr. Handka spoke about Frontier Days. He stated that, overall, it went pretty well and there was minimal damage. There was more vehicle traffic on the grass during setup and take down than in the past. The gazebo was put up in a rush at the request of the Board and then it wasn't used for anything. Mr. Handka also stated that he had a problem with vendors trying to set up before Thursday afternoon.

Mr. Handka stated that they replaced 7-8 sprinklers at McDougal Field, but every time he goes out there they have flagged more. Mr. McDougal stated that they can only do what they can do.

In regards to the trailer at Derby Fields, Mr. Handka spoke with Kent Mowry of A & H Insurance yesterday. They are still waiting on the roof report, but the adjuster feels the roofer can take care of all of it. Mrs. Shank stated that there is currently a double-wide available in the community. It wouldn't be very far to move it from its current location to the Airport.

Mr. Handka stated that he has the new doors for the Grass Valley Community Center, but hasn't had time to get out there.

**GRASS VALLEY ADVISORY BOARD:** Kim Klemish and Linda Workman were present.

Ms. Klemish stated that the Community Center has a leak in the roof. They are short two board members. She also stated that Google Earth still has the old location listed as the Community Center. Mr. McDougal stated that they would have to try to contact Google to update the address. It was noted that their July and August meetings were cancelled.

**PUBLIC HEARING ON PROPOSED ORDINANCE NO. 329, AMENDING CHAPTER 316, TITLE 17, OF THE PERSHING COUNTY DEVELOPMENT CODE BY CHANGING PROVISIONS WITHIN THE FOLLOWING: 17.316.00, PURPOSE; 17.316.05, APPLICABILITY, CLARIFYING THE LAND USES DESIGNATED AS RESIDENTIAL GROUP HOME, LARGE RESIDENTIAL GROUP HOME AND GROUP CARE FACILITY SHALL BE SUBJECT TO THE SPECIAL USE REGULATIONS OF CHAPTER 316; 17.316.10, DEFINITIONS, RECONCILES A CONTRADICTION BETWEEN CHAPTER 316 AND CHAPTER 17.304.20 (E) BY EXPANDING THE DEFINITION OF GROUP CARE TO INCLUDE HALFWAY HOUSES AND TREATMENT FACILITIES FOR DRUG AND ALCOHOL ABUSERS:** Mrs. Shank asked for any public comment. There was none.

Mr. McDougal made a motion to adopt Ordinance No. 329 as presented. Motion seconded by Mr. Rackley and passed unanimously.

**ELECTED DEPARTMENTS:**

**KAREN STEPHENS, JUSTICE COURT** – Judge Stephens stated that she is still waiting for one more quote so she can finish the remodel of the office. She also stated that she is still having an issue with the paint bubbling. Mr. Handka came in and explained that it is the paint bubbling, not a moisture issue. He also stated that he wasn't given sufficient time to prep the walls before painting. Mr. McDougal stated that when the other remodeling project is done that the prep work and repainting could be done as well. Judge Stephens is to coordinate the project with Mr. Handka.

Judge Stephens also mentioned that she spoke with Mr. Handka and her metal detector was thrown away without her knowledge. Sheriff Allen had told Mr. Handka to dispose of the two obsolete detectors that belonged to District Court. Mr. Handka stated that another employee told his crew to throw the third one away as well. Judge Stephens stated that the one belonging to Justice Court worked just fine and she doesn't think she should have to pay for a new one. An item will be placed on the next agenda to discuss purchasing a new one.

**APPROVAL TO GO FORWARD WITH THE PURCHASE OF JAVS RECORDING SYSTEM (JUSTICE AV SOLUTIONS) IN THE AMOUNT OF \$27,064.38** – Judge Stephens gave the board the quote from JAVS. It doesn't look like the maintenance is included so Judge Stephens will call them.

Mr. McDougal made a motion to approve Judge Stephens going forward with the purchase of a JAVS Recording System in the amount of \$27,064.38. Motion seconded by Mr. Rackley and passed.

**JERRY ALLEN, SHERIFF** – Sheriff Allen stated that they currently have 14 inmates. They have written citations in Grass Valley for illegal dumping. They have also been doing speed enforcement on some of the roads they have received complaints about. Last week they started working on the internet change-over, but without an IT person it has been challenging.

Sheriff Allen would like to start the process to amend the Ordinance to add requirements for obtaining kennel permits.

*Update and approval of 2017 budget for Burning Man:* Sheriff Allen gave the Board his budget totaling \$185,000.00. The \$10,000 noted for radios was the payment to Burning Man for the radios we purchased from them. Sheriff Allen stated that he has already spent half of the \$10,000 listed for

supplies outfitting the radios. Sheriff Allen also stated that these radios were used during the Limerick Fire and for Search and Rescue.

Mr. McDougal made a motion to approve the 2017 Burning Man Budget for the Sheriff's Department as presented. Motion seconded by Mr. Rackley and passed.

*Approval to advertise/hire vacant deputy position:* The Sheriff's Department currently has three vacancies. Sheriff Allen stated that one position might be filled and a Reserve Deputy may be interested in one as well.

Mr. Rackley made a motion to approve the advertising and hiring to fill the vacant deputy position. Motion seconded by Mr. McDougal and passed.

LAURI CERINI-JONES, ASSESSOR – Mrs. Cerini-Jones stated that they are appraising in Upper and Lower valleys. She has been cleaning up some old errors on maps. Karen Lerner is working on her classes through the Department of Taxation online and will be taking her next test on September 21<sup>st</sup>.

APPROVAL TO COMBINE APN 001-201-11 (ADMIN BLDG), 001-201-12 (ARCHIVAL BLDG), AND 001-201-20 (PARKING LOT) IN ORDER TO CREATE ONE PARCEL – Mr. McDougal stated that it would make sense to combine the Admin Building and the Archival Building, but he would like the parking lot to stay separate.

Mr. McDougal made a motion to combine APN #001-201-11 and APN #001-201-12 into one parcel. Motion seconded by Mr. Rackley and passed.

LACEY DONALDSON, CLERK-TREASURER – Mrs. Donaldson stated that the Secretary of State's office has been speaking with their attorneys and the LCB (Legislative Counsel Bureau) regarding the best way to distribute the funding for voting equipment. When she has more information she will pass it on to the Board.

*Approval of corrections/changes to the Tax Roll:* Two roll adjustments were submitted as follows:

APN #001-161-12, Angelina Shaden, 110 7<sup>th</sup> Street, Lovelock – Request to remove Landfill and TV Assessments as the house is vacant.

APN #008-110-15, Doug Powell, 4850 E. Frontage Road, Imlay – Request to remove Landfill Assessment as the property is vacant.

Mr. Rackley made a motion to approve the Real Roll adjustments for APN #001-161-12 and APN #008-110-15 as presented. Motion seconded by Mr. McDougal and passed.

**RYE PATCH FIRE DEPARTMENT:** Mr. Rackley spoke about the diesel tank. It is ready to be moved, but they are not sure where to locate it.

#### **ELECTED DEPARTMENTS, CONT.D:**

RENE CHILDS, RECORDER-AUDITOR – *Approval of corrected Resolutions to augment the budget of the Pershing County Medical Indigent Fund #2 for FY 2016-2017 and the Pershing County Agriculture Extension Fund for FY 2016-2017:* Mrs. Childs stated that the Department of Taxation had requested some verbiage changes, but did not need the Resolutions resigned. District Attorney Shields requested that amended Resolutions be adopted.

Mr. McDougal made a motion to adopt Resolution #17-0814 to augment the budget of the Pershing County Medical Indigent Fund #2 and Resolution #17-0815 to augment the budget of Agriculture Extension Fund for FY 2016-2017. Motion seconded by Mr. Rackley and passed.

BRYCE SHIELDS, DISTRICT ATTORNEY – Mr. Bullock reported that the Code Enforcement Officer is on board and she is doing very well. She is in Grass Valley today.

**UPDATE ON PROGRESS OF SITE LOCATION, DESIGN, FUNDING, AMENITIES AND CONSTRUCTION OF POTENTIAL NEW LAW ENFORCEMENT CENTER; POSSIBLE BONDING OF PROJECT:** Mr. Rackley did some research on utilities on 9<sup>th</sup> Street. He and Sheriff

Allen have made some changes to the plans. After Burning Man they will meet with Dispatch and some other employees for additional input. Mr. Rackley would also like to meet with Mrs. Childs and Mrs. Donaldson to discuss funding options. Mrs. Shank stated that Kendra Follett of Sherman and Howard could participate in that meeting as well.

**PROCLAMATIONS AND AWARDS:** There were no Proclamations or Awards considered.

**SALARY RESOLUTIONS: R. TORRES, JUSTICE COURT –** Mr. McDougal made a motion to approve the Salary Resolution for Rosario Torres, moving her from an Administrative Clerk I, Range 23, Step 1 to an Administrative Clerk II, Range 26, Step 1 effective September 6, 2017. Motion seconded by Mr. Rackley and passed.

**BOARD APPOINTMENTS / RESIGNATIONS / VACANCIES:** Letters were received from the City regarding recent appointments they have made.

**GRASS VALLEY ADVISORY BOARD DECLARATION OF VACANCY –** Mr. Rackley made a motion to declare Annette Stripe's seat on the Grass Valley Advisory Board vacant. Motion seconded by Mr. McDougal and passed.

**DISCUSSION REGARDING INCREASING THE COUNTY PER DIEM RATES AND MILEAGE FOR TRAVEL:** Mr. Rackley did discuss this with Mrs. Childs and he doesn't feel the increase results in a significant amount of money.

Mr. Rackley made a motion to adopt the GSA meals, mileage and per diem rates using the lowest tear for meals, effective September 1, 2017. Motion seconded by Mr. McDougal. Mrs. Shank opposed as she did not agree with the effective date. Motion carried

**CORRESPONDENCE:** There was no additional correspondence discussed.

**EP MINERALS, LLC: EAGLE PICHER MINERALS, INC. CHANGED ITS LEGAL NAME TO EP MINERALS, LLC AND THE NEVADA DEPARTMENT OF TRANSPORTATION (NDOT) NOW WISHES TO RE-ISSUE THAT MULTI-USE LICENSE IN THE NAME OF EP MINERALS, LLC – REQUEST FOR APPROVAL OF FORM 899, MULTI-USE LICENSE LEASE UNDERLYING FEE OWNER AGREEMENT WITH ATTACHMENTS –** Mr. McDougal made a motion to approve the Multi-Use License Underlying Fee Owner Agreement for EP Minerals, LLC as requested by NDOT. Motion seconded by Mr. Rackley and passed.

**VOUCHERS:** Mr. McDougal made a motion to approve the vouchers as submitted. Motion seconded by Mr. Rackley and passed.

**BLM, WINNEMUCCA DISTRICT:** Peggy McGurkian, Assistant Field Manager for the Humboldt River Field Office; Mike Toombs, Acting District Manager for BLM Winnemucca District; and Mathew Kubiak, Archeologist for Humboldt River Field Office were present.

Mr. Kubiak spoke about the Unionville Cemetery. He thanked Mrs. Shank for her help in getting the names and addresses of residents in Unionville. They will be sending out scoping letters within the next couple of weeks asking for feedback. They are very close to having the preliminary EA (Environmental Assessment) completed. The County will be contacted regarding the appraisal of the land.

The artwork being installed at the I-80 onramp and the kiosk being placed at the Museum were discussed. Mrs. Shank stated that she thought we were ready to go, but may still be waiting on a permit from NDOT (Nevada Department of Transportation). Ms. McGurkian stated that they would like to have an unveiling for Nevada Day possibly.

Mr. Toombs gave an update on the fire season. There have been 126 fires to date district wide and over 160,000 acres burned.

Mr. Toombs stated that this year's Burning Man permitting is still on track with gates opening on August 27<sup>th</sup>. The playa did dry out. They are currently working on the EIS (Environmental Impact Study).

Mr. McDougal asked about Mr. Ruhs' return to Nevada. Mr. Toombs stated that it is unknown. Mr. McDougal had spoken with him before he left about his concerns regarding BLM's response time if Land's Bill passes.

The meeting recessed at 11:16 a.m. for a Litigation Meeting and reconvened at 11:28

**UPDATE ON THE PERSHING COUNTY ECONOMIC DEVELOPMENT AND CONSERVATION ACT:** Mrs. Shank is meeting with Senator Heller's office and Senator Cortez Masto's office next week. Mr. McDougal met with the Humboldt River Ranch Homeowner's Association and they have some interest in a parcel of land in the checkerboard.

**ITEMS FOR FUTURE AGENDAS:** Mr. Bullock spoke about the County tent. Mrs. Lusby-Angvick would like to set up a process to rent it out. It was supposed to go to the PCEDA Board to come up with a policy, but it has not been on their agenda. Mrs. Childs stated that she believed someone had requested it for a wedding in September. Mr. McDougal will speak with Mrs. Lusby-Angvick and suggest that since we don't currently have a policy that proof of insurance is required along with a deposit equal to the cost of the tent and a rental fee.

**MATTERS OF THE BOARD FOR DISCUSSION, BOARD MEMBER REPORTS, BOARD LIAISON REPORTS:** Mr. Rackley spoke about the TV Board. He spoke with Charlie Sparke and he is ordering a key/push button lock for the door at Toulon Peek. They sent out three truck loads from the Recycling Center. Mr. Rackley will be attending an open house for a Recycling Center in September. He will have an item on the next agenda for possible approval of out of state travel.

Mr. McDougal and Mrs. Shank did not have anything to report.

**PUBLIC INPUT:** Carolyn Hultgren stated that the Pershing Healthcare Foundation held their second annual dinner last Saturday. They were able to award two scholarships to students in the nursing field. Both are Lovelock residents who plan on staying in the community. She also asked about the red tags that were mentioned earlier. Mr. Rackley confirmed that they are the three trailers at the Rye Patch Travel Center.

As there was no further business to come before the Board, the meeting adjourned at 11:41 a.m.

Approved 9/06/17: \_\_\_\_\_/s/  
Carol Shank, Chairwoman

Attest: \_\_\_\_\_/s/  
Lacey Donaldson, Clerk