

MAY 19, 2021

The meeting was called to order at 8:30 a.m. by Larry Rackley, Chairman. Those present were Shayla Hudson and Carol Shank, Commissioners; Bryce Shields, District Attorney; Karen Wesner, Administrative Assistant; Lacey Donaldson, Clerk; and Justin Abbott, IT.

APPROVAL OF MINUTES: Mrs. Hudson made a motion to approve the minutes from the April 21, 2021 meeting, with the correction to the date for the NTA Annual meeting and convention. Motion seconded by Mrs. Shank and passed.

PUBLIC INPUT: There was no public comment at this time.

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: Mrs. Shank made a motion that no agenda items impose an impact. Motion seconded by Mrs. Hudson and passed.

UNCLASSIFIED DEPARTMENTS:

ROAD DEPARTMENT – Dan Hill was present.

Mr. Hill reported that he has been working on the NDEP (Nevada Division of Environmental Protection) Surface Area Disturbance permit for the Landfill. He has also been spraying weeds. Both Mr. Hill and Mr. Pritchard ran the weed tractor. With the bridge being closed, they hadn't gotten to Marker Lane and the weeds were pretty high. Mr. Hill met with Enegix, the mining company working up Willow Creek, as the Road Agreement includes a mutual inspection. The road looks pretty good. Mr. Hill did inform them that they have to wet the road when blading. They are in the process of improving Willow Creek Road so they can haul ore without damaging the road. Mr. Hill also reported that they started that Coyote Creek project with Mr. Hendrix to move the road. Mr. Hill explained that this is an RS2477 road that went right through his corrals. Mr. Hendrix gave up 20' so they could move it around the corrals. The crew helped tear down the corrals and put them back. A mile of barb-wire fence will be moved as well. Mr. Hill also stated that he purchased a chip spreader from State Purchasing for \$2,500. There was also a failure on the chip seal done on Muddy Road. Mr. Hill has contacted the contractor and they are looking into it. Mr. Hill also reported that before starting the Coyote Creek project, the crew bladed Callaghan, Kyle Hot Springs, and Ragged Top. Mr. Pritchard seems to be a good worker and has gotten his CDL (Commercial Driver's License) permit.

LANDFILL – Dan Hill was present.

They burned the burn pile at the Landfill over the weekend. They have also been covering tires. Mr. Hill is working on the Surface Area Disturbance permit and has to submit a new map. Our permit fee will increase \$1,000. We had only been submitting 5 acres, but NDEP took a look and noticed that we are using more. Mr. Hill will enlist the help of Mr. Evans and Stantec to get the new map. Mr. Hill also spoke about the transfer site in Grass Valley. The Burn area is a disaster, as people are not following the rules. Mr. Hill stated that the County needs to move forward with a special assessment so he can hire someone to be there full-time.

Mr. Hill also stated that it seems like a contractor is doing it as there are huge tree limbs and concrete dumped in the burn pit.

BUILDINGS AND GROUNDS – John Handka was present.

Mr. Handka reported that he spoke with Terra Firma this morning. They hope to be out within the next two weeks to patch the swimming pool so we can open for the season. At the end of the season, we will drain the pool and they will start the resurfacing work and permanent repairs. Mr. Handka stated that they spent a lot of time at the cemeteries replacing drip lines as people keep running over them and the grave sites as well. A sheep wandered into Lone Mountain Cemetery and died. Mr. Handka asked Mr. Hill if they could get it out. They are having the same issues at the ball fields with broken drip lines and fixed a leak in the concession stand. Mr. Handka also spoke about comments in the paper saying the softball fields look bad. He takes offense as his department and the Road Department have worked hard out there. Mr. Shields stated that he was out there the other day and feels they look the best they ever have. Mr. Handka stated that the camera system is now up and running at the ballfields as well. There were several power bumps last week that took out one of our DVRs (digital video recording). A replacement costs \$11,620.10. Mrs. Childs stated that there is a small amount left in the Emergency Line item, but this would eliminate all funding if another emergency occurred. She also suggested splitting it between the Fire/Security line item in B&G budget. Mr. Shields stated that since this is an unexpected emergency, action can be taken today.

Mrs. Shank made a motion to approve replacing the DVR in the amount of \$11,620.10. Motion seconded by Mrs. Hudson and passed.

Mr. Handka also reported that he is still waiting on the NDF (Nevada Division of Forestry) prison crew to get up to Unionville, but Mr. Whittaker will spray the weeds.

PUBLIC HEARING: APPROVAL OF FISCAL YEAR 2021-2022 TENTATIVE BUDGET FOR PERSHING COUNTY, PERSHING COUNTY T.V. DISTRICT AND TOWN OF IMLAY; APPROVAL OF A RESOLUTION FOR THE TAX RATE FOR COOPERATIVE EXTENSION FUNDS FOR FISCAL YEAR 2021-2022; REVIEW OF COOPERATIVE EXTENSION SALARY/WAGE BUDGET FOR FY2021-2022 – Mrs. Childs spoke about what she is changing between Tentative and Final. There is an \$11,500 increase for the Public Health Nurse Contract and Child Protective Services. The EMPG (Emergency Management Performance Grant) match is increasing to \$24,160, from \$12,500. Ag Extension requested \$2,500 to reimburse fuel usage. There is a decrease of \$1,027.00 to the Senior Center wages. The Sheriff's Office's Worker's Comp increased by almost \$12,000. Judge Shirley requested that the Indigent Defense item in the 11th Judicial budget be removed, as he feels that is a State expense. That is a reduction of \$95,500. He also increased the pre-trial line item for Lander County 10%, but that won't affect Pershing County.

In regard to the Cooperative Extension salary budget, Mrs. Shank stated that the administrative position is currently at half-time. Mrs. Child stated that it is, but Mr. Foster has requested that it be made full-time. It is in the tentative budget as full-time, but Mrs. Childs needs clarification. Mrs. Shank feels it should be a half-time position. Mr. Rackley disagreed, stating that it should be full-time. Mrs. Shank spoke with Holli Gatske, Cooperative Extension, Northern Area Director, and based on their criteria, it is a half-time position. Mrs. Childs also spoke with Ms. Gatske and several counties are having to reduce this position, not just Pershing. Mrs. Childs also reminded the Board that they reduced the tax rate for Cooperative Extension by half in order to increase the tax rate for the General Fund.

Mrs. Shank made a motion to approve the Fiscal Year 2021-2022 Tentative Budget for Pershing County, Pershing County T.V. District, and the Town of Imlay. Motion seconded by Mrs. Hudson and passed.

Mrs. Shank made a motion to adopt Resolution 21-0506, setting the tax rate of 0.0185 for the Cooperative Extension Fund for Fiscal Year 2021-2022. Motion seconded by Mrs. Hudson and passed.

Mrs. Shank made a motion to make the Administrative position for Cooperative Extension a half-time position, and directed the Recorder-Auditor to make the salary/wage adjustments to the budget. Motion seconded by Mrs. Hudson and passed.

UNCLASSIFIED DEPARTMENTS, CONT.D:

GRASS VALLEY FIRE – Mr. Rackley read a report from Mr. Burke. Their light brush truck is at the Ford dealership in Winnemucca for repairs. This vehicle has been an issue for two years and has been in for repairs several times. The Department has one new member, bringing their total to 15. The training program is going well, and they are emphasizing getting Firefighter I completed. Four members are taking the EMR (Emergency Medical Responder) class in Lander County. Mr. Burke is working on closing out this year's budget. He has received no response from Mr. Heidemann regarding the last Chief's meeting.

EMERGENCY MANAGEMENT – Mr. Rackley read a report from Mr. Burke. All grants for the next fiscal year have been submitted. We are starting to see funds come in from this last year's grants, which were delayed due to COVID. Mr. Burke is expecting to receive \$50,000 from State Health to off-set the vaccination efforts. They have ramped down vaccination efforts and are relying on the Health Nurse's office to administer future vaccinations. Mr. Burke asked about the Commission's desire to complete the Emergency Operations Center. They have tentatively identified a room at the Community Center, and he has submitted a grant request for equipment to outfit the EOC, but needs clarification if he should proceed.

GRASS VALLEY ADVISORY – Mr. Rackley read a report from Mr. Burke. Their next meeting is Monday, May 24th. Mrs. Hudson will be out of town, so Mr. Rackley will attend. The Town Hall on June 26th will be rescheduled.

Mr. Burke also reported on CARES funding, stating that all the departments have received turnouts. He is recommending that the County use the next round of funding to purchase an ambulance for Lovelock and medical response units for Grass Valley and Imlay. He will work with Rye Patch to determine their needs.

IT DEPARTMENT – Justin Abbott was present.

Mr. Abbott gave the Board a written report of projects he is working on. He is finishing up the upgrades at the Library, Annex and Courthouse. Next, he will move to the Sheriff's office and then to the Admin Building. His other activities have been focused on project work and coordinating with vendors. He did state that service tickets are lagging behind due to project load, but he is triaging issues as much as possible.

Review of proposals from Internet Service Providers (SkyFiber, NNIS, AT&T) to provide Managed Network/Internet Connections services at Sheriff's Office (hub), Administration Building (spoke), Courthouse (spoke), and Annex Building (spoke) with a minimum of 50 mbps/50mbps (download/upload) from spoke to hub and minimum 100 mbps/100 mbps from hub to public internet: Mr. Abbott reported that he has received quotes from SkyFiber and NNIS and is expecting at least two more quotes. It was noted that the City of Lovelock recently changed to SkyFiber and are happy so far.

Amanda Burrows, representing SkyFiber, stated that they were at the School District from 2016 to 2018. SkyFiber is also currently serving Storey, Lyon, Eureka, Lander, and Humboldt counties.

Mrs. Hudson stated she would like more information from NNIS regarding their proposal. This item will be put back on the next agenda.

ECONOMIC DEVELOPMENT – Heidi Lusby-Angvick was present.

Presentation from Danny Bax, Affiliated Technology Partners, LLC, dba ATP Solutions, and dba Wi-Fi in the Park – Broadband technology for Lovelock and Pershing County; Request for letter of support authorizing Affiliated Technology Partners (ATP) to negotiate and project manage new AT&T Internet Service orders for fiber and wireless broadband Internet connectivity and infrastructure services: Mr. Bax gave a presentation and introduced his partners with IES and Team SOS. Mr. Bax is proposing doing an assessment of Lovelock to determine what is needed to make our community ready for high tech business. He is also requesting a letter of support authorizing ATP to negotiate and project manage the expansion of broadband internet connectivity and infrastructure services for Pershing County.

Mrs. Lusby-Angvick stated that WNDD (Western Nevada Development District) is constantly saying better broadband is needed. Whenever funding is available for broadband projects, she can't apply as we don't have a plan. This might be a way to get that plan.

This item will be put back on the next agenda.

Request for Letter of Support for the Nevada I-80 Regional Development Authority: The Nevada I-80 Regional Development Authority will be comprised of the City of Winnemucca, Humboldt County, the City of Lovelock, and Pershing County. Humboldt County has agreed to take on the administrative roll.

Mrs. Shank made a motion for the Commission to provide a letter of support for the Nevada I-80 Regional Development Authority. Motion seconded by Mrs. Hudson and passed.

ELECTED DEPARTMENTS:

LACEY DONALDSON, CLERK-TREASURER – *Approval of corrections/changes to the Tax Roll:* There were no Tax Roll changes submitted.

Acknowledgment of 2020-2021 Delinquent Tax Notice Affidavit: Mrs. Donaldson stated that last year they sent out over 1,000 delinquent letters, as the new tax collection system did not have the ability to send out courtesy reminder notices prior. This year the number was quite a bit lower due to being able to send that earlier reminder notice.

Mrs. Hudson made a motion acknowledging the Delinquent Tax Notice Affidavit as submitted. Motion seconded by Mrs. Shank and passed.

LAUREEN BASSO-CERINI, ASSESSOR – Ms. Basso-Cerini reported that effective Monday, May 24th Jennifer Hill will be full-time. Mrs. Hill and Ms. Root attended a Deed class presented by the Nevada Assessor's Association on Monday. Ms. Root will be attending additional classes all week.

Interlocal Contract between State of Nevada Department of Motor Vehicles and Pershing County/Pershing County Assessor effective June 30, 2021 to June 3, 2023: There was some discussion regarding the reimbursement that we receive. Mr. Shields hasn't looked into how those fees were established, but will look into it.

This item will be put back on the next agenda.

BRYCE SHIELDS, DISTRICT ATTORNEY – *Approval of Plan to provide Indigent Defense Services in Pershing County which will be sent to the Indigent Defense Commission:*

Mrs. Hudson made a motion to approve the Plan to provide Indigent Defense Services in Pershing County as presented. Motion seconded by Mrs. Shank and passed.

JERRY ALLEN, SHERIFF – Sheriff Allen stated that he has 10 inmates in custody and the dispatch upgrade is about 98% complete. Sheriff Allen reported that he has a cadet graduating from the Police academy tomorrow. Mr. Rackley asked about the dispatch upgrade and if Sierra Electronics installed new equipment on Toulon. Sheriff Allen wasn't sure what was done, but will get clarification from them.

Approval for Sheriff to sign EITS four (4) year contract for rack space renewal for repeater equipment on Winnemucca Mountain: Mrs. Shank asked if this should be signed by the Board Chair instead of the Sheriff. Mr. Shields had spoken to the Sheriff about having it changed, but the Board can also authorize Sheriff Allen to sign. Mr. Shields recommends that the Chairman sign. It was also noted that both Mrs. Donaldson and Mrs. Childs need copies. Chairman Rackley will sign.

Approval for Sheriff to sign contract to update multifunction printers for the Pershing County Sheriff's office updating existing contract through NAPS0: Chairman Rackley will sign this contract as well.

Approval to advertise/hire for vacant Deputy position: Mrs. Shank made a motion to approve the advertising and hiring to fill the vacant deputy position at the Sheriff's office. Motion seconded by Mrs. Hudson and passed.

Sheriff Allen stated that he currently has one deputy out on an injury and one vacancy. There is a potential candidate from the last round of testing.

RICHARD WAGNER, DISCUSSION REGARDING POSSIBLE REMOVAL OF THE FIRE DEBRIS ON PARCELS #001-136-10, 260 MAIN STREET; #001-136-09, 250 MAIN STREET; AND #001-136-08, 230 MAIN STREET, LOVELOCK, NV (WAIVER OF DUMP FEES, WATER FOR DUST CONTROL, PROVIDING GRAVEL FROM COUNTY GRAVEL PIT AND LIABILITY RELEASE FOR CONTRACTOR): A private contractor, Patrick Hickey, approached Judge Wagner and Wendy Nelson regarding cleaning-up the fire debris at no cost. Judge Wagner wanted the Board to know he is not here to criticize what has happened up till this point. Mr. Hickey has been meeting with the private companies that are working on the project at Coeur. Judge Wagner read a statement from Coeur stating that they are a strong supporter of the Lovelock community and will be looking at ways to help repair/re-establish the property for future use following the demolition and debris removal phase. Mrs. Shank asked if they had signed agreements from the property owners. Judge Wagner stated that he does. Mrs. Shank wanted to make sure there would be no liability to the contractors. Judge Wagner stated that he collaborated with the District Attorney when drawing up the contracts. Judge Wagner also met with Mitch Nelson at the Landfill and there is a place this debris can be dumped.

Mrs. Lusby-Angvick stated that she was close to getting this completed by NDEP (Nevada Division of Environmental Protection) and a contractor, but negotiations with one property owner stalled two Fridays ago, so they stepped back. All the environmental reports have been turned over to the contractor and NDEP stated the debris could go to our Landfill.

Mr. Rackley stated that one of the issues is waiving the Landfill fees. The way he sees it, if NDEP would have coordinated the clean-up, the County would have waived the fees. Mr. Nielsen stated that no one had discussed the fees with him. He did say that the space used to dump the debris will no longer be usable. Mr. Hill stated that waiving fees have never been

discussed and he is not in agreement with waiving them. The Landfill is already running at a deficit. Mr. Hill's rough estimate of cost is between \$5,000-\$10,000 for the Landfill fees. Mrs. Shank stated that NDEP had some money set aside for the clean-up and asked if they would be willing to pay the dump fees. Mrs. Lusby-Angvick stated that she did not know. Mrs. Shank suggested approving the waiver of the fees, but requesting reimbursement from NDEP. Mr. Hill stated that it is up to the Commissioners, but with the Landfill running in a deficit, he worried this would set a precedent. Mrs. Wesner asked why the County can't put a lien on the property. Mr. Rackley also thought that would be a good option. The agreements Judge Wagner secured state that there will be no cost to the property owners. Mrs. Hudson feels the landowners, or their insurance companies should be responsible for paying something. It shouldn't be the community's responsibility. Mr. Rackley stated that he doesn't want to see the fees waived, but would like to see this project move forward. Mr. Shields feels the Board can move forward in good faith with the expectation that the dump fees will get paid by some other avenue.

Mr. Hill stated that the figures he stated are based on \$5 a cubic yard; he isn't worried about the debris being separated. Mr. Hill also stated that he isn't trying to throw a wrench in anything, but he is in charge of the Landfill, which is operating in the red.

Mrs. Shank made a motion to approve allowing the removal of the fire debris on the three parcels on Main Street, that the debris goes to the Landfill, and that the Board pursue funding in some way to help offset the dump fees (i.e. NDEP or private donations), and that the County help with gravel and any other ways we can assist. Motion seconded by Mrs. Hudson and passed.

Mr. Nielsen asked for a copy of the letter from NDEP approving the debris going to our Landfill. Mrs. Lusby-Angvick will get him a copy.

UPDATE ON PROGRESS OF SITE LOCATION, DESIGN, FUNDING, AMENITIES AND CONSTRUCTION OF FUTURE LAW ENFORCEMENT CENTER:

There was no report.

PROCLAMATIONS AND AWARDS: There were no Proclamations or Awards.

GRASS VALLEY ADVISORY BOARD: Paul Schlehr was present.

Mr. Schlehr spoke about a property that is creating a dust hazard just south of the transfer station. Mr. Schlehr also gave some information to the Board regarding road maintenance. The Grass Valley Advisory Board's next meeting will be on the 24th.

Carl Clinger, Big Meadow Conservation District Supervisor, spoke via Zoom regarding the dust issue. Mr. Clinger visited the site, but did not speak to the landowner. He feels if the same issue was in Lower Valley it would be ignored. He also stated that it looks as if they are trying to improve their fields by removing rocks. Mr. Clinger doesn't feel there is anything the Conservation District can do besides continue to observe.

TRACY NEELEY, A & H INSURANCE: PRESENTATION OF PERSHING COUNTY EMPLOYEE BENEFITS INSURANCE RENEWAL FOR 2021-2022 – Mrs. Neeley reported that Pershing County has received a rate pass this year. She is hoping this year will continue going well and we can get a decrease next year. She will also be able to go out to bid next year.

Mrs. Shank made a motion to accept the County Employee Benefits Insurance Renewal for 2021-2022 as presented. Motion seconded by Mrs. Hudson and passed.

DERBY FIELD AIRPORT: There was no report.

T.V. ADVISORY BOARD: APPROVAL OF CONTRACT AGREEMENT WITH VALLEY TV & COMMUNICATION EFFECTIVE JULY 1, 2021 THROUGH JUNE 30, 2022: Mrs. Hudson made a motion to approve the contract agreement with Valley TV & Communication effective July 1, 2021 through June 30, 2022 as presented. Motion seconded by Mrs. Shank and passed.

BOARD APPOINTMENTS/RESIGNATIONS: There were no letters of interest submitted.

CARES FUNDING: UPDATE/APPROVAL OF EXPENDITURES; UPDATE FROM EMERGENCY MANAGEMENT RELATING TO COVID-19; APPROVAL TO PROCEED WITH PROCESS TO ACCEPT THE COVID-19 AMERICAN RESCUE PLAN FUNDING IN THE AMOUNT OF \$1,306,252.00 AND TO REVIEW THE APPROVED USES FOR THE FUNDING AND HOW PERSHING COUNTY WILL DESIGNATE HOW THE FUNDING WILL BE USED: Mr. Burke's suggestion for emergency vehicles was noted. Mrs. Hudson mentioned the Imlay Water System. Mr. Rackley also mentioned the Rye Patch Fire House. Mrs. Hudson suggested a workshop to discuss all projects. Any proposals submitted will be put on the next agenda for discussion.

The meeting recessed at 11:57 a.m. for a Litigation meeting and reconvened at 12:02 p.m.

REPORT FROM LEGAL COUNSEL: Mr. Shields spoke with Mr. Adams with Seven Troughs Distilling and asked that he reach out to Mrs. Lusby-Angvick and the City to let them know he is not concerned about the current resident situation. Mr. Adams will reach back out when they are ready for a tour. Mr. Shields also reported that the residents will not answer his calls.

In regard to updated signage for mask restrictions, he stated that the signs needs to say exactly what the Governor's Directive says. It is not against the law to ask vaccination status.

REPORT FROM ADMINISTRATIVE ASSISTANT / HR: Mrs. Wesner stated that she is still working on BDRs. She worked with Justice Court, District Court, and the Sheriff's office regarding the Pre-Trial Legislation Bill. She will also be sending out a memo advising that there will be a Department Head meeting on Monday.

ITEMS FOR FUTURE AGENDAS: No additional items were discussed.

CORRESPONDENCE: There was no additional correspondence noted.

The meeting recessed at 12:06 p.m. and reconvened at 1:00 p.m.

INTERVIEW FOR THE COMMUNITY CENTER COORDINATOR POSITION: The interviews were conducted by Mr. Rackley and Mrs. Shank. Mrs. Hudson did not participate as one of the candidates is a family member. The first applicant interviewed was

Trudy Davis. A list of 12 questions were asked. The second candidate interviewed was Molly Hudson, who was asked the same list of questions.

MATTERS OF THE BOARD FOR DISCUSSION, BOARD MEMBER REPORTS, BOARD LIAISON REPORTS: Mrs. Hudson reported that she attended a Humboldt River Water Authority meeting and they discussed cloud seeding in Elko.

Mr. Rackley reported that the bus at the Senior Center was in an accident. One employee, the assistant cook, has given her two weeks' notice. He also stated that Kristy Boyd, the head cook, will be retiring in August. The new condenser is being installed tomorrow. Mr. Abbott has ordered them a new printer. Mr. Rackley stated that he met with ADSD (Aging and Disability Services Division) yesterday and there may be funds available to reimburse for the cost of the printer.

PUBLIC INPUT: There was no public comment.

APPROVAL OF VOUCHERS: Mrs. Childs stated that there is a voucher for Mr. Rackley in the run, #681.

Mrs. Hudson made a motion to approve the vouchers, with the exception of a voucher for Vendor #681, Larry Rackley. Motion seconded by Mrs. Shank and passed.

Mrs. Shank made a motion to approve the voucher for Vendor #681, Larry Rackley. Motion seconded by Mrs. Hudson. Mr. Rackley abstained. Motion carried.

SELECTION OF COMMUNITY CENTER COORDINATOR; SET SALARY; OFFICE SPACE; OFFICE EQUIPMENT AND SUPPLIES: Mr. Rackley and Mrs. Shank discussed how they ranked each of the candidates. Both scored Ms. Davis higher and Mrs. Wesner agreed.

Mrs. Wesner recommended a starting salary between \$15-\$16 per hour with a review in 6 months. Mrs. Hudson is concerned about the physical aspects of the job.

Mrs. Shank made a motion to offer the position to Trudy Davis at \$16 per hour with a review in six months, as a 20 hour per week position. Motion seconded by Mr. Rackley. Mrs. Hudson abstained. Motion carried.

The office space was discussed. Emergency Management would like to move to the Star Room. The front office is the appropriate place for the Community Center Coordinator. There is already a laptop that Mr. Abbott says is sufficient. Mrs. Lusby-Angvick ordered a phone that can be used remotely.

As there was nothing further to come before the Board, the meeting adjourned at 2:02 p.m.

Approved 6/28/21: _____ /s/
Larry Rackley, Chairman

Attest: _____ /s/
Lacey Donaldson, Clerk