

## OCTOBER 20, 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. Shank made a motion to approve the minutes from the September 15, 2021 regular meeting and the September 20, 2021 workshop. Motion seconded by Mrs. Hudson and passed.

**PUBLIC INPUT:** There was no public input 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 a direct and significant economic burden on a business or directly restrict the formation, operation, or expansion of a business. Motion seconded by Mrs. Hudson and passed.

### **UNCLASSIFIED DEPARTMENTS:**

**ROAD DEPARTMENT & LANDFILL** – Mr. Hill gave Mr. Rackley a written report.

**BUILDINGS AND GROUNDS** – John Handka was present.

Mr. Handka reported that they have been continuing to winterize the water systems. They have also been doing some winter maintenance on all the heating systems. Fuel is being delivered to the Airport this afternoon. Mr. Handka stated that he installed the fire door for the breakroom at the Community Center. They are also looking at replacing the Coordinator's door and one of the kitchen doors.

**GRASS VALLEY FIRE** – Sean Burke was present via Zoom.

Mr. Burke reported that the burn ban has been lifted. The Department is on track to complete Firefighter I training in February. They currently have 16 members out of the 18 allowed. They helped with the flu pod at the Lovelock Community Center. Mr. Burke stated that everything's going well; however, they are still anxiously waiting to hear about replacing their brush truck.

**LEPC** – Mr. Burke reported that they held their quarterly meeting on October 13<sup>th</sup>, with good attendance. They are working on a plan for next year's exercises. Mr. Burke is working with Mrs. Childs on the audit of the State COVID vaccination grant. He is also working on the quarterly reports for the other grants. The Moderna boosters should receive authorization soon. Mr. Burke suggested looking at scheduling a pod event to distribute those 3<sup>rd</sup> doses.

**GRASS VALLEY ADVISORY BOARD** – Mr. Burke reported that their next meeting is this coming Monday. Turkey Bingo will be held on November 19<sup>th</sup> at 7:00 p.m. They are a bit concerned due to COVID and will be watching the conditions. Mr. Burke also stated that he has been asking for quite a while for the dead trees at the Community Center to be taken care of and he has yet to see that happen.

**AMBULANCE REPORT** – *Approval to submit Medicaid Provider Application on behalf of the Pershing County Ambulance Service and designation of authorized signatures/ agents/ employees/ departments to up-date enrollment information as needed; Approval of Nevada Medicaid and Nevada Check Up Provider Contract as part of application process:* Mrs. Shank has been working on the application. She feels the person hired for the Emergency Medical Service Coordinator should be responsible for keeping these applications up to date. Mr. Shields will review the contract and provide an update to the Board.

*\*(The following motion was made later in the meeting, but included here for continuity purposes.)*

Mrs. Hudson made a motion to approve the submittal of the Medicaid Provider Application on behalf of the Pershing County Ambulance Service, to include the Nevada Medicaid and Nevada Check Up Provider Contract. Motion seconded by Mrs. Shank and passed.

LOVELOCK FIRE & AMBULANCE – Chief Wilcox was present.

Chief Wilcox reported that they have had 33 ambulance calls this month. Those taking Firefighter I completed their written tests on Monday. Chief Wilcox also reported that within the next few months they will be re-certifying all the EMTs.

EMERGENCY MEDICAL SERVICE COORDINATOR/MANAGER JOB DESCRIPTION REVIEW/APPROVAL; APPROVAL TO ADVERTISE/HIRE/SET SALARY – The Board reviewed the proposed job description. Mr. Rackley and Mrs. Shank didn't feel there was enough accountability in regard to the Ambulance billing. Mrs. Shank would like Mrs. Wesner to review the job description from Lander County. Mrs. Childs stated that the Ambulance budget for the current year is \$307,637. \$170,000 of that was budgeted for a new ambulance. Mrs. Childs wants it to be clear that we did not budget for this position and we cannot go over budget. Mr. Shields stated that he was told that if we hire an EMS Coordinator it would preclude us from applying for the SAFER (Staffing for Adequate Fire and Emergency Response) Grant to pay for this position. Mike Heidemann clarified that the SAFER grant can be used to augment staffing, but the position has to be tied to the fire side.

Mr. Shields spoke about the “umbrella” the Ambulance is under. It is not a County entity. Now that the Board is discussing increasing the EMS budget, it may be time to explore having an outside entity take over the ambulance service. It is a needed service, but it has to be provided in the most cost effective means possible. Mrs. Shank feels we should have an item on the next agenda to go out for RFPs (Requests for Proposals). Chief Wilcox asked if the Board thought the public would want an outside company coming in and replacing the volunteers that have been doing it for years. Sean Burke also urged the Board to consider what contracting with an outside agency would do to Pershing General Hospital. Mike Heidemann also stated that he is looking into a grant/loan through the USDA that might be an avenue to purchase an ambulance.

SAFETY/CHN/CEMETERY – Cheryl Haas sent a written report.

IT DEPARTMENT – Justin Abbott was present.

Mr. Abbott reported that he has been working on lots of support tickets, including an issue with our Microsoft Licensing. He has also attended quite a few meetings on Broadband. The contracts from AT&T should be coming our way any day now. He attended a meeting yesterday with GOED (Governor's Office of Economic Development) to discuss funding for Broadband.

*Update on possible sites to rent for the IT Department and approval to go forward with rental agreement:* Mr. Abbott and Mr. Rackley looked at a couple properties. The rental he would recommend would be the Main Street location. The monthly rent would be \$550, which would include all utilities except for the electric.

Mrs. Shank made a motion to approve a month to month rental agreement with the owners on Main Street to house Pershing County's IT Department. Motion seconded by Mrs. Hudson and passed.

#### **ELECTED DEPARTMENTS:**

LACEY DONALDSON, CLERK-TREASURER – *Approval of corrections/changes to the Tax Roll:* Mrs. Donaldson presented the Board with three corrections, two value changes and one removal of a mobile home.

007-331-05, Quam Value Change

008-431-02, Tucker Value Change

MH 002054, Wigle Removal

Mrs. Shank made a motion to approve the corrections as presented. Motion seconded by Mrs. Hudson and passed.

Ms. Basso-Cerini also asked the Board to approve the removal of the Landfill and TV assessments on APN #001-094-02 and APN #001-095-01, for the Covered Wagon as they are currently closed.

Mrs. Shank made a motion to approve the removal of the Landfill and TV assessments for the Covered Wagon as presented. Motion seconded by Mrs. Hudson and passed.

**PUBLIC HEARING ON PROPOSED ORDINANCE #350, AMENDING CHAPTER 13.06, TITLE THIRTEEN, OF THE PERSHING COUNTY CODE BY PROVIDING THAT WASTE GENERATING ENTITIES SHALL BE DETERMINED BY “CLASSIFICATION” AND THAT ALL CLASSIFICATIONS IN LOVELOCK SHALL BE CHARGED A MULTIPLIER OF A BASE RATE OF \$12.00 EACH MONTH, WHILE CLASSIFICATIONS IN THE UNINCORPORATED AREAS OF PERSHING COUNTY SHALL BE CHARGED A MULTIPLIER OF A BASE RATE OF \$13.00 EACH MONTH, EFFECTIVE JULY 1, 2022:** Mr. Shields stated that he and Ms. Basso-Cerini are recommending that the Public Hearing be postponed so that they can meet with Devnet to discuss how the software works in reference to the changes. Mr. Shields reiterated that the Ordinance has already been adopted; this Bill only changes the effective date. Carl Clinger is in opposition to the increase.

**ELECTED DEPARTMENTS, CONT.D:**

**BRYCE SHIELDS, DISTRICT ATTORNEY** – Mr. Shields spoke about the EMS issue and the statements made about cost effectiveness. It is the Board’s responsibility to look at all viable options. Mr. Shields also reported that he will be holding interviews the first week of November for the Deputy Public Guardian position that is being funded by the Frontier Community Coalition.

**2022 GRANT APPLICATIONS/AWARDS: REVIEW AND APPROVAL OF GRANTS FOR THE 11<sup>TH</sup> JUDICIAL DISTRICT COURT, DERBY FIELD AIRPORT, DRUG COURT - 11<sup>TH</sup> JUDICIAL DISTRICT COURT, EMERGENCY MANAGEMENT, RECREATION BOARD, SENIOR CENTER, LAW ENFORCEMENT, LIBRARY, POOL/PACT GRANT APPLICATION FOR ADA COMPLIANT DOORS FOR THE COUNTY BUILDINGS, AND MISCELLANEOUS; REVIEW OF POLICY AND PROCEDURE WHEN APPLYING FOR GRANTS** – Mrs. Childs presented the Board with a list of grants that the County currently oversees.

Mrs. Shank made a motion to approve the list of grants as presented. Motion seconded by Mrs. Hudson and passed.

**PLANNING AND BUILDING DEPARTMENT / IMLAY WATER / PERSHING**

**ELECTRIC:** Mr. Evans reported that he passed his exam for Commercial Building Inspector. Mrs. Hudson would like Mr. Evans to complete some type of training each year. The CEUs involved in each of those different certificates was discussed.

**PUBLIC HEARING, PERSHING SOLAR, LLC** – *Request for review and approval of a Special Use Permit on APN’s 003-151-62, 63, 64, and 66, located 4 miles North of Lovelock on the Southeast corner of North Meridian Road and Shearer Ranch Road, Section 33 and 34, T28N, R31E. This application is Phase 2 and part of the original 240-megawatt industrial solar energy facility with an additional 180-megawatt storage facility which was approved on March 24, 2020:* Linda Bullen, Jordan Levin and Matt Gordon were present on behalf of Pershing Solar.

Carl Clinger spoke about the removal of water rights.

Mr. Shields stated that the Special Use Permit should be approved, to include the following conditions:

- Road Use Agreement between Pershing County and Pershing Solar, to include a Traffic Safety Plan

- Road Use Agreement between Pershing Solar and NV Energy with Pershing County listed as a 3<sup>rd</sup> party insured
- Demonstration that the Water Rights have been removed in compliance with State Law
- A Bond for the Decommission Plan approved by the Board of Commissioners

Mrs. Shank made a motion to approve the Special Use Permit for Pershing Solar and AES Clean Energy, noting the Findings in Section 17.606.40 of the Pershing County Development Code, Items A.-N. and also including the four findings as presented by DA Shields. Motion seconded by Mrs. Hudson and passed.

**PUBLIC HEARING, WILLIAMS FAMILY TRUST** – *Request for review and approval of a Parcel Map Application on APN 007-451-32. This applicant is proposing to divide the current parcel into 1) 602.50 acre parcel (parcel B) and 1) 2.19 acre parcel (parcel A). The applicant is proposing this request so they can dedicate a 60 foot easement for the Lovelock Indian Cave Road, which will create parcel A, AMR land use, located on Lovelock Indian Cave Road, 5 miles West of Big 5 Dam, Section 29, T25n, R31E, M.D.B & M. in Pershing County, NV:* Mrs. Shank made a motion to approve the Parcel Map application for the Williams Family Trust on APN #007-451-32, noting the Findings in Section 17.404.35 in the Pershing County Development Code, Items A. – O. Motion seconded by Mrs. Hudson and passed.

**SHERIFF’S DEPARTMENT:** Sheriff Allen reported that he currently has 8 inmates in custody. They are at the tail-end of having some COVID issues in the Jail. He currently has two deputies out sick. He does have two potential applicants in background checks. There are currently three deputies at the Academy, and they are scheduled to graduate on November 10<sup>th</sup>. Sheriff Allen stated that he has five open positions.

Mr. Rackley and Sheriff Allen had a phone conversation with the architect about the current footprint of the Jail. The metal working shop next door has been approached and the owners are discussing it. It was noted that the Covered Wagon motel might be a property to consider as well.

**PERSHING COUNTY AMENDED PLAN FOR THE PROVISION OF INDIGENT DEFENSE SERVICES:** CONTRACT FOR SERVICES BY AN INDEPENDENT CONTRACTOR, BETWEEN PERSHING COUNTY AND KW PARALEGAL SERVICES, LLC, TO PROVIDE THE OBJECTIVES AND OBLIGATIONS WITHIN THE PERSHING COUNTY AMENDED PLAN AS APPROVED BY NEVADA DEPARTMENT OF INDIGENT DEFENSE SERVICES IN THE AMOUNT OF \$50.00 PER DOCUMENT SUBMITTED, TRAVEL TIME \$20.00 PER HOUR AND REIMBURSEMENT FOR LODGING, TRAVEL AND MEALS AT THE COUNTY’S PER DIEM RATES – Mr. Shields explained the reason for this contract and the need for approval.

Mrs. Hudson made a motion to approve the contract for services with KW Paralegal Services, LLC, to provide the objectives and obligations within the Pershing County Amended Plan for the Provision of Indigent Defense Services as approved by the Nevada Department of Indigent Defense Services. Motion seconded by Mrs. Shank and passed.

**PROCLAMATIONS AND AWARDS:** YEARS OF SERVICE CERTIFICATE/PIN, BARRIE MEDEIROS, 5 YEARS – Mrs. Medeiros was not able to attend, but the Board thanked her for her service and Mrs. Donaldson will present her with her Certificate and Pin.

**BOARD APPOINTMENTS/ RESIGNATIONS/DECLARATIONS OF VACANCY:** CEMETERY BOARD – Mrs. Shank made a motion to declare a vacancy on the Cemetery Board, due to a member’s passing. Motion seconded by Mrs. Hudson and passed.

**SOLID WASTE MANAGEMENT AND RECYCLING BOARD** – A letter was received from Doris Bridges asking to be appointed.

Mrs. Hudson made a motion to appoint Doris Bridges to the Solid Waste Management and Recycling Board. Motion seconded by Mrs. Shank and passed.

**ECONOMIC DEVELOPMENT AUTHORITY** – Michael Springfield has submitted his resignation and would like to recommend Chantae Lessard for his seat. Another letter of interest was also received from Nathalie Antus.

Mrs. Shank made a motion to accept Michael Springfield's resignation from the Economic Development Authority and appoint Chantae Lessard to fill his seat. Motion seconded by Mrs. Hudson and passed.

**NAS FALLON EXPANSION: DISCUSSION OF ENGINEER RECOMMENDATIONS FOR RE-ROUTING OF POLE LINE ROAD AND COUNTY PREFERENCE RECOMMENDATION** – Mrs. Hudson spoke about the options. Carl Clinger would recommend Option 3C.

Mrs. Hudson made a motion to recommend Option 3C for the re-routing of Pole Line Road. Motion seconded by Mrs. Shank and passed.

**DERBY FIELD AIRPORT:** Mr. Rackley reported that the Airport Advisory Board has a meeting next week. Mrs. Shank asked that the hanger agreements be on their agenda for discussion.

**UPDATE FROM EMERGENCY MANAGEMENT RELATING TO COVID-19; LIST OF PROPOSED PROJECTS, PRIORITIZING AND CHANGING/AMENDING APPROVAL OF THE PROJECTS FOR ALLOCATION OF THE COVID-19 AMERICAN RESCUE PLAN FUNDING FOR PERSHING COUNTY IN THE AMOUNT OF \$1,306,252.00:** Mr. Rackley wants funding committed for the Airport water line. Mrs. Shank spoke about the infrastructure funding. She thinks Imlay Water should be the top priority. Mrs. Hudson stated that public hearings need to be scheduled so the public can say what they think should be the priority. Mrs. Shank would also like funds for the IT department.

Mrs. Hudson stated that after November 3<sup>rd</sup> she will only be available by Zoom. Mrs. Shank suggested a workshop or public hearing for the regular meeting on December 1<sup>st</sup>.

Mrs. Shank asked if there is a business that wants to go out to the Airport. Mr. Rackley stated that he gets calls all the time.

**FOLLOW-UP TO DEPARTMENT HEAD MEETING: EMPLOYEE MORALE INCENTIVES, FUTURE POSITION NEEDS AND FUNDING ALLOCATIONS, COMMISSION GOAL SETTING AND POSITIVE DIRECTION; LEADERSHIP WORKSHOP AND OTHER RECOMMENDATIONS** – Mrs. Shank felt it was a good meeting. The Board needs to discuss employee incentives, maybe a monetary award for years of service. Mrs. Hudson stated that those things need to be included in budget discussions for next year. She also would like to include the purchase of County shirts.

Gale Munk stated that one of the best things he has found is to pick a day and go into the various offices to find out what goes on behind the scenes.

Vonni Hemp stated that it seems like bad behavior is being rewarded.

**CORRESPONDENCE: APPROVAL TO SEND A LETTER TO SENATOR CORTEZ-MASTO AND SENATOR ROSEN ENCOURAGING THE SUPPORT TO INTRODUCE AND ENACT THE PERSHING COUNTY ECONOMIC DEVELOPMENT AND CONSERVATION ACT** – Mrs. Hudson made a motion to approve sending a letter to Senators Cortez-Masto and Rosen encouraging the support to introduce and enact the Pershing County Economic Development and Conservation Act. Motion seconded by Mrs. Shank and passed.

**REPORT FROM LEGAL COUNSEL:** Mr. Shields reviewed the Medicaid Contract for the Ambulance Service and is recommending approval. The motion will be included earlier in the minutes under that specific item. Mr. Shields also spoke about the HVAC system for the Senior Center. Mr. Handka has solicited three bids. He has also asked Mr. Handka to obtain bids for the installation as well. An item for approval will be on next agenda.

**REPORT FROM ADMINISTRATIVE ASSISTANT / HR REP:** Mrs. Wesner stated that she is working on the quarterly report for the CDBG (Community Development Block Grant) grant.

Mrs. Shank asked Mrs. Wesner, as the HR rep, how to alleviate the issue of employees taking advantage of lunch breaks and other breaks, etc. Mrs. Wesner stated that everyone has a Department Head or Commissioner overseeing them. Mr. Abbott suggested a time tracking system. Mrs. Shank also asked about employees being on Facebook. Mr. Abbott stated a filter can be installed that doesn't allow or restricts access to certain websites.

**ITEMS FOR FUTURE AGENDAS:** No discussion.

**MATTERS OF THE BOARD FOR DISCUSSION, BOARD MEMBER REPORTS, BOARD LIAISON REPORTS:** Mrs. Hudson stated that the Rec Board discussed the pool repairs. The contractor is having issues getting the necessary supplies. If there is money left after the repairs, they would like to replace the high dive with a slide. Mrs. Hudson stated that these repairs should add 50 years to the life of the pool.

Mrs. Shank didn't have anything to report.

Mr. Rackley didn't have anything to report. He did state that he has been working with Norm Powell, trying to get to the top of Ragged Top.

**PUBLIC INPUT:** There was no public input at this time.

**VOUCHERS:** Mrs. Shank made a motion to approve the vouchers with the exception of a voucher for Vendor #276, Carol Shank. Motion seconded by Mrs. Hudson and passed.

Mrs. Hudson made a motion to approve the voucher for Vendor #276. Motion seconded by Mr. Rackley. Mrs. Shank abstained. Motion carried.

As there was nothing further to come before the Board, the meeting adjourned at 11:32 a.m.

Approved 11/17/21: \_\_\_\_\_/s/  
Larry Rackley, Chairman

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