

**JANUARY 3, 2018**

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

**APPROVAL OF MINUTES:** There were no minutes submitted for approval.

**REORGANIZATION OF THE BOARD AND SELECTION OF CHAIRMAN AND VICE-CHAIRMAN:** Mr. Rackley thought all the appointments, as well as the chair positions were fine as is. Mrs. Shank felt it was appropriate to change the Chairman yearly.

Mrs. Shank made a motion to appoint Mr. McDougal as the Chairman. Motion seconded by Mr. Rackley and passed.

Mrs. Shank made a motion to re-appoint Mr. Rackley as the Vice-Chairman. Motion seconded by Mr. McDougal and passed.

The Commission Board appointments were discussed. Mr. McDougal stated that he is currently the Nevada Works representative and seems to always have a conflict with other meetings. Mr. McDougal also questioned the need for Pershing County to have representation on that board. He asked if it might be appropriate to shift this appointment to economic development and Mrs. Lusby-Angvick. Mrs. Wesner stated that the appointment started with Elaine Pommerening through Economic Development and the JOIN office. She thought that was a good idea. Mr. McDougal will reach out to the Nevada Works Board and see if it would be appropriate. This will be put on the next agenda.

Mr. Rackley made a motion to leave the Commission Board Appointments as is with the exception of Mrs. Shank becoming the FCC representative. Motion seconded by Mrs. Shank and passed.

**PUBLIC INPUT:** Carolyn Hultgren spoke about four free performances that will be held at the Community Center. They are being sponsored by the Nevada State Library, Archives, and Public Records and hosted by the Pershing County Library.

**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:** The agenda was reviewed by Mr. Shields and he did not see any items that meet the criteria.

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 Mr. Rackley and passed.

**UNCLASSIFIED DEPARTMENTS:**

**ROAD DEPARTMENT** – Dan Hill was present.

Mr. Hill stated that Mr. Reese had resigned, but the situation has changed and he has come back to work. The crew plowed some snow on December 20<sup>th</sup>. They also made salt and sand, but haven't needed it since. They bladed Jungo Road to the County line and also bladed Frenchboy. They also hauled some more gravel behind Rye Patch. The weather finally allowed the burn pile to be burned in Unionville. The crew also cleaned out a cattle guard in Jersey Valley and some blow outs on Duncan's road were fixed.

LANDFILL & RECYCLING – Dan Hill was present.

Mr. Hill reported that they will be meeting with NDEP next Tuesday to discuss the resent inspection. Mrs. Shank asked about the Grass Valley Transfer Site. Mr. Hill stated that he hasn't had any complaints. The Imlay bins were full so they went out and compressed the garbage.

SENIOR CENTER – Mr. Rackley stated that Mrs. McKinney is doing job interviews today.

BUILDINGS AND GROUNDS – Mr. Rackley stated that they are finishing up the door installations at the Courthouse.

**ELECTED DEPARTMENTS:**

LACEY DONALDSON, CLERK-TREASURER – *Approval of corrections/changes to the Tax Roll:* Mrs. Shank made a motion to approve the correction to APN #001-191-20 for Robert and Mira Anderson adding a Veteran's Exemption. Motion seconded by Mr. Rackley and passed.

RENE CHILDS, RECORDER-AUDITOR – Mrs. Childs gave the Board the month end reports. Mrs. Childs stated that they have six months of budget data so she will be handing out budget worksheets. She would like the Board to look at March dates at the next meeting. She stated that the office will also be doing 1099s later this month as well.

*Approval of quote from Summit Partners for the purchase of 4 servers needed for the implementation of Tyler Technology Software for Recording and Finances in the Recorder-Auditor's office in the amount of \$36,089.00:* Mrs. Childs stated that this company was recommended by ADS and is being used by all the counties converting to Tyler. Mr. Abbott, County IT has also looked at the specifications.

Mr. Rackley made a motion to approve the quote from Summit Partners for the purchase of 4 servers needed for the implementation of Tyler Technology Software for Recording and Finances in the Recorder-Auditor's office in the amount of \$36,089.00. Motion seconded by Mrs. Shank and passed.

LAURI CERINI-JONES, ASSESSOR – *Update 2018 billing rates from Farr West Engineering:* Mrs. Cerini-Jones stated that she just wanted the Board to be aware that Lucas Tipton's rate is increasing by \$10 per hour.

Mrs. Cerini-Jones stated that she is working on two appeals for the Board of Equalization.

BRYCE SHIELDS, DISTRICT ATTORNEY – Mr. Shields stated that he didn't have a report for his office. He did report that the Code Enforcement Officer has sent out five letters advising property owners of nuisances and giving them until mid-January to contact the office. Three of the five have already made contact and have committed to clean-up the properties.

**UPDATE ON PROGRESS OF SITE LOCATION, DESIGN, FUNDING, AMENITIES AND CONSTRUCTION OF POTENTIAL NEW LAW ENFORCEMENT CENTER:** Mr. McDougal would like the word "potential" to be removed from future agendas. Mr. Rackley stated that he doesn't have any new information to report.

**BOARD APPOINTMENTS/RESIGNATIONS/VACANCIES:** 911 SURCHARGE ADVISORY COMMITTEE – Mr. Rackley stated that he did have a 5<sup>th</sup> person for the Board, but it was noted that one appointee has to be a representative of a local exchange carrier. Mr. Shields stated that the representative may just be someone that AT&T approves of. He will work with Mr. Rackley on the appointment for this seat.

CEMETERY BOARD – A letter was received from Bonnie Skoglie asking to be reappointed.

Mrs. Shank made a motion to appoint Bonnie Skoglie to the Cemetery Board with a term expiring January 1, 2020. Motion seconded by Mr. Rackley and passed.

**SALARY RESOLUTION: R. NICHOLSON, SHERIFF'S DEPARTMENT** – Mrs. Wesner stated that if approved it would not go into effect until the Law Enforcement contract is settled.

Mrs. Shank made a motion to approve the Salary Resolution for Robert Nicholson moving him from an LE11, Step 1 to an LE12, Step 1 effective January 23, 2018. Motion seconded by Mr. Rackley and passed.

**PROCLAMATIONS AND AWARDS: NATIONAL RADON ACTION MONTH, JANUARY 2018** – Mrs. Shank made a motion and read a Proclamation declaring January 2018 National Radon Action Month. Motion seconded by Mr. Rackley and passed.

**CORRESPONDENCE:** Letters were received from the Nevada Division of Environmental Protection (NDEP) stating that the Drum Disposal Site in Imlay has been cleaned up. A letter was also received from Dr. Belinda Murphy-Denmark resigning from her position as Pershing County Health Officer as of January 31, 2018.

**JERRY ALLEN, SHERIFF:** Sheriff Allen gave the Board the Annual Jail Statistics Survey. Sheriff Allen stated that it does list one juvenile; however, the individual was not a juvenile when they were booked, but was tried in the Juvenile Court.

**SUBMITTAL OF BUDGET FOR THE FISCAL YEAR JULY 1, 2018 TO JUNE 30, 2019, FOR THE DISTRIBUTION OF THE WATERS OF THE HUMBOLDT RIVER DISTRIBUTION SYSTEM, PURSUANT TO NRS 533.280, 533.285, AND 533.290, IN THE AMOUNT OF \$72,626.04:** Mr. McDougal explained that this assessment is charged against each water user in the Humboldt River Distribution System to pay for expenses incurred for supervision over the distribution of the decreed water, including maintenance of the system and monitoring wells. Even if we do not agree, it is required by statute. Mr. McDougal also mentioned that the 2015 Legislative Session allowed for an increase to \$1.00 per acre foot and so far they have only increased it to \$0.50.

Mrs. Shank made a motion to approve the budget for Fiscal Year July 1, 2018 to June 30, 2019 for the Distribution of the waters of the Humboldt River Distribution System, pursuant to NRS 533.280, 533.285, and 533.290 in the amount of \$72,626.04. Motion seconded by Mr. Rackley and passed.

**PROTEST OF WATER APPLICATION #87492 TO DIVERT UNAPPROPRIATED WATER FROM THE HUMBOLDT RIVER; CONSIDERATION, DISCUSSION, AND POSSIBLE APPROVAL TO PROTEST AN APPLICATION TO THE STATE WATER ENGINEER BY US WATER & LAND LLC TO APPROPRIATE 414.4 C.F.S. AND DIVERT APPROXIMATELY 300,000 ACRE FEET OF UNAPPROPRIATED WATER FROM THE HUMBOLDT RIVER AT POTENTIALLY FOUR SPECIFIC SITES ALONG THE HUMBOLDT RIVER PER NRS 533.365:** It was noted that the application refers to unappropriated flood waters of the Humboldt River. Mr. McDougal stated that the Nevada Division of Wildlife currently has flood water rights.

Mr. Rackley made a motion to protest Water Application #87492 to divert unappropriated water from the Humboldt River submitted by US Water and Land, LLC. Motion seconded by Mrs. Shank and passed.

The meeting recessed at 9:27 a.m. and reconvened at 9:30 a.m.

**GAMING LICENSE: REQUEST FOR APPROVAL OF GAMING LICENSE APPLICATION FOR SARTINI GAMING, LLC, DBA LONGHORN SALOON, 925 W. BROADWAY, LOVELOCK, NV –** Bartt Campbell, owner, was present.

Sheriff Allen stated that applicant has received their State Gaming License. They will have 15 multi-denomination slot machines. Sheriff Allen did not see any issues with the application.

Mrs. Shank made a motion to approve the Gaming License Application for Sartini Gaming, LLC, DBA Longhorn Saloon. Motion seconded by Mr. Rackley and passed.

**STEVE COCHRAN, PUBLIC DEFENDER:** Mr. Cochran gave the Board a list of cases as of December 31, 2017. Mr. Cochran also spoke about the requirement for interpreters. With Burning Man becoming a world-wide event more and more interpreters are needed.

Mr. McDougal spoke about the increased costs associated with court cases originating from the Burning Man event. He suggested writing a letter to Burning Man asking that if participants need interpreters for court that they pay for it. He also suggested including this as a comment in the BLM's (Bureau of Land Management) EIS (Environmental Impact Statement). Mr. Shields stated it isn't a bad idea. He also stated that it is conceivable that all the deputies working the event this year will have to have body cameras, which is another cost.

The meeting recessed at 9:39 a.m. for a Litigation Meeting and reconvened at 9:57 a.m.

**REPORT FROM LEGAL COUNSEL:** Mr. Shields did not have anything to report.

**REPORT FROM ADMINISTRATIVE ASSISTANT:** Mrs. Wesner did not have anything to report.

**UPDATE ON MATTERS RELATING TO THE PERSHING COUNTY ECONOMIC DEVELOPMENT AND CONSERVATION ACT:** No update was given.

**ITEMS FOR FUTURE AGENDAS:** Mrs. Shank stated that she saw in the paper that the School District is looking at selling some of its property. She would like to approach them regarding a piece of property in Imlay that was previously used as a little league field.

Mr. Rackley would like the Airport Advisory Board added to the Board Appointments and to Board Member Reports. He would also like to discuss having a courtesy car available at the Airport.

**PLANNING & BUILDING DEPARTMENT AND IMLAY WATER SYSTEM:** James Evans was present.

Mr. Evans gave the Board the monthly and end of year reports. Mr. Evans stated that there is a Planning Commission meeting tonight to approve a parcel map. He also reported that he had Chastity at the Road Department order a 24"x24" sign for the water tank in Imlay.

**MATTERS OF THE BOARD FOR DISCUSSION, BOARD MEMBER REPORTS, BOARD LIAISON REPORTS:** No reports were given.

**PUBLIC INPUT:** John Heizer spoke about the importance of protecting water rights and being able to lease them for mining activity. He was told that the Board did approve protesting the Water Application on the agenda today.

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

Mrs. Childs stated that when converting to the new Recording system they will have to have one day of no recording. She spoke with Mr. Shields as Statute requires 8 hours of Recording each business day. After further research, the conversion will have to be done on a non-business day.

**PUBLIC INPUT:** There was no additional public input.

As there was nothing further to come before the Board, the meeting adjourned at 10:27 a.m.

Approved 2/07/18: \_\_\_\_\_ /s/  
Robert McDougal, Chairman

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