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Nichole Baldwin, Ex-Officio Clerk of the Board

White Pine County Board of County Commissioners

COUNTY COMMISSION, FIRE COMMISSION & SPECIAL BOARD OF PUBLIC HEALTH MEETING AGENDA

DATE: Wednesday, August 12, 2020
TIME: 9:00 a.m.
PLACE: White Pine County Library Conference Room
950 Campton Street, Ely, Nevada

In light of Governor Sisolak's emergency directive to ban gatherings of 50 or more, this County Commission & Fire Commission Meeting is going to be available via Zoom meeting. Please enter the following link in your web browser, or access it from this agenda at whitepinecounty.net. If you plan on attending in person, the meeting will still be held at 9:00 am in the Library, we will be adhering to the 6 foot social distancing rule, the ban of 50 or more, and the mask/face-covering mandate. Thank you for your patience as we adapt to the circumstances.

Nichole Baldwin, County Clerk

Join Zoom Meeting

<https://us02web.zoom.us/j/81812088731?pwd=TkJjdHZORFRvd041cGhtWWhqYmVFQT09>

Meeting ID: 818 1208 8731 +13462487799,,81812088731#,,,,,0#,,936412# US (Houston)
Passcode: 936412 +14086380968,,81812088731#,,,,,0#,,936412# US (San Jose)

***ASTERISK (*) DENOTES POSSIBLE ACTION ITEM**

Note: All times are approximate except for bid openings, public hearings, and any other items agendized at a specific time. Action may be taken on all items except where otherwise indicated. Items not scheduled for a specific time may be considered at any time and in any order to promote efficiency. The Commission may combine two or more agenda items for consideration, and may remove an item from the agenda or delay discussion at any time. Sponsorship of an Agenda Item by a member of the County Commission or Fire Commission may not signify agreement with the requested action. The White Pine County Board of Commissioners may take a short break every 1 ½ hours. The Commission will recess for a one-hour lunch break at approximately 12:00.

Public Comment: Public Comment during the County Commission & Fire Commission Meeting on August 12, 2020, will be for all matters, both on and off the agenda and will be limited to three (3) minutes per person. The Commissions reserve the right to reduce the time or limit the total time allowed for public comment. **Comments during Discussion Items may not be accepted from the General Public.** The Commissions may prohibit comment if the content of the comments are willfully disruptive of the meetings by being slanderous, offensive, inflammatory, irrational, or amounting to personal attacks or interfering with the rights of other speakers. Persons are invited to submit comments in writing on the agenda items and/or attend and make comment on the item at the Commission meeting.

ATTENTION: Cell phone use, text messaging and conversation that are unrelated to the specific agenda item that is being discussed are prohibited while the meeting is in session.

9:00 A.M. PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE/SILENT INVOCATION

PUBLIC COMMENT: A period devoted to comments by the general public, if any, and discussion of those comments. No action may be taken upon a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action will be taken (N.R.S. 241.020(2)(c)(3)).

1. NOTICE OF TIMED AGENDA ITEMS:

The Chairman will temporarily recess the regular County Commission Meeting for a regular meeting of the White Pine County Fire Commission.

A. 9:00 A.M. FIRE COMMISSION MEETING

PUBLIC COMMENT

- 1) **Discussion/Update** on Fire District Progress. Brett North, Fire Chief
- *2) **Discussion/For Possible Action:** Approval of a contract with O’Flaherty Plumbing and Heating for the McGill Fire Station Restrooms PWP# WP-2020-335
- *3) **Discussion/For Possible Action:** Approval of the request from Garden State Fireworks for the fireworks display on the KKC field near McGill on Saturday, September 6, 2020 around 9pm in recognition of Labor Day. Michael Couch
- *4) **Discussion/For Possible Action:** Approval of monthly financial reports for July 2020. Elizabeth Frances, Finance Director
- *5) **Discussion/For Possible Action:** Approval of budget transfers within and between functions or programs within a fund that do not increase the total appropriation of the fund or adjust for approved grants/agency funds
- *6) **Discussion/For Possible Action:** Approval of minutes from the Fire Commission Meetings of:
 - Special July 22, 2020

PUBLIC COMMENT

The Chairman will adjourn the meeting of the White Pine County Fire Commission to reconvene the Regular County Commission meeting.

B. 9:45 A.M. LIQUOR BOARD MEETING

- *1) **Discussion/For Possible Action:** Approval of a liquor license to Brenda McConaha for the McGill Labor Day Celebrations at the Avenue K Park, the McGill Swimming Pool and Park, and the McGill Baseball Park from September 4 thru September 6, 2020

- *2) **Discussion/For Possible Action:** Approval of minutes from the June 10, 2020 Liquor Board Meeting

C. 10:00 A.M. COMMUNITY DEVELOPMENT BLOCK

GRANT

- 1) **PUBLIC HEARING #1-Discussion** and public input on possible activities to be included in applications for funding under next fiscal year's (July 1, 2021 to June 30, 2022) State Community Development Block Grant Program. Elizabeth Frances, Finance Director

D. 10:15 A.M. WATER RESOURCE PLAN

- *1) **Discussion/For Possible Action:** Approval of Resolution 2020-51 Adopting the 2019 White Pine County Water Resource Plan Element to the White Pine County Master Plan. Rod McKenzie, Water Advisory Committee

E. 10:30 A.M. UPDATE FROM BCT TECHNOLOGIES

- 1) **Discussion/Update:** Quarterly Report on Information Technology from Business Continuity Technology (BCT). Earle Keizer, Brett Ratliff from BCT

F. 10:45 A.M. UPDATE FROM CORE CONSTRUCTION

- 1) **Discussion/Update:** Progress report on Justice Center Project from CORE Construction. Brandon Whipple, Project Manager

G. 11:00 A.M. NATURAL RESOURCES

- *1) **Discussion/For Possible Action:** Approval of a scoping letter regarding the Pine-Wah Wah Valleys Pipeline Project – Jeremy Drew
- 2) **Discussion/Update:** Regarding a letter sent to the State Engineer regarding purported authority to designate basins within White Pine County and expressing concern over proposed virtual hearings related to the possible designation of Newark and Long Valleys – Jeremy Drew
- 3) **Discussion/Update:** Regarding the White Pine County Natural Resource and Public Land Issues Tracking List – Jeremy Drew

H. 11:15 A.M. SPECIAL EVENTS IN WHITE PINE COUNTY

- *1) **Discussion/For Possible Action:** Approval of a usage plan for special events taking place in County-owned facilities during COVID-19 restrictions

I. 11:30 A.M. SPECIAL ROAD COMMISSION MEETING

- *1) **Discussion/For Possible Action:** Ratification of the road maintenance agreement between White Pine County, Western Oil/Western Gold, and Energex concerning County Roads 1177 and 1204 in Newark Valley, White Pine County, Nevada
- 2) **Discussion/Update** on applications for water and gravel leases and permits in Newark Valley
- *3) **Discussion/For Possible Action:** Approval Of Resolution 2020-48, A Resolution Of The White Pine County Board Of County Commissioners Declaring Its Intent Pursuant To NRS 405.010, To Immediately Order The Closure Of County Road 1177, From Its Inception At Highway 50, Continuing South Until Its Intersection With County Road 1204, And To Order The Immediate Closure Of The Entirety Of County Road 1204, To Prevent Further Catastrophic Environmental And Infrastructure Damage To Those County Roads Due To The Dry Conditions And Heavy Machinery Traffic; As Well As Provide Notice To The Public Of The Closure, Penalties, Fines, And The Potential Liability For Defiance Of This Order And; To Direct The County Road Department To Place Barriers, Signage, And Copies Of This Order And Resolution At Access Point To This Section Of County Road
- *4) **Discussion/For Possible Action:** Approval to send a letter to BLM explaining Western Gold/Western Oil/Energex failure to maintain roads or to agree to maintain public roads is a violation of their Federal permits conditions and that we are seeking BLM to revoke their permits for non-compliance and to prevent further environmental harm
- *5) **Discussion/For Possible Action:** Approval of minutes from the following Road Commission Meetings:
 - June 24, 2020
 - Special July 15, 2020
 - July 22, 2020

2. ITEMS FROM ELECTED OFFICIALS AND **DEPARTMENT HEADS:**

A. COUNTY COMMISSION

1. Richard Howe, Chairman

- *a) **Discussion/For Possible Action:** Approval of a certificate for Shonna Sampson for her retirement, in appreciation of her years of service

B. ELECTED OFFICIALS

1. Burton Hilton, Assessor

- *a) **Discussion/For Possible Action**: to Authorize the County Assessor to purchase for White Pine County APN 004-171-08, 004-171-16, 004-171-21, 004-171-22 (old sheds north of McGill) for the delinquent taxes of \$720.00 up to \$2,000.00 at the County Treasurer's Tax Sale for future abatement, and direct the White Pine County Treasurer and Assessor to transfer said property from Treasurer Trustee to White Pine County

2. Scott Henriod, Sheriff

- *a) **Discussion/For Possible Action**: Approval of the quarterly in-custody death report

3. Nichole Baldwin, County Clerk

- *a) **Discussion/For Possible Action**: Ratification of the grant application to the Administrative Office of the Courts for funding reimbursement to bring us into compliance with statewide statistical reporting of USJR data in the amount of \$4,200 with a match of \$1,800 which was approved in March 2020 and paid in April 2020

C. DEPARTMENT HEADS

1. Kristy Rozich, Aquatic Center Director

- *a) **Discussion/For Possible Action**: Approval to cancel or reconstruct the 2020 Big Splash due to COVID - 19 guidelines

2. Desiree Barnson, Social Services Director

- *a) **Discussion/For Possible Action**: Ratification of the CSBG Grant Award for CARES Act funding in the amount of \$26,340 with no County match required
- *b) **Discussion/For Possible Action**: Approval of the ESG Grant award in the amount of \$10,000 with a required County match of \$10,000 from the Director's wages
- *c) **Discussion/For Possible Action**: Approval of the WSAP Grant award in the amount of \$4,859.40 with no required County match
- *d) **Discussion/For Possible Action**: Approval of the NDOT 5311 Grant award in the amount of \$220,350 with no required County match

- *e) **Discussion/For Possible Action**: Approval to accept the ADSD Grant award in the amount of \$25,000 with a required County match of \$3,750 which is in-kind from the Director's wages
- *f) **Discussion/For Possible Action**: Approval to explore options for providing Ely Bus Services in-house, what that would look like, including where it will be housed
- *g) **Discussion/For Possible Action**: Approval to terminate the contract with Coach USA and White Pine County for operation of the Ely Bus due to Coach USA's failure to fulfill the terms of the contract
- *h) **Discussion/For Possible Action**: Approval of the budget for Ely Bus
- *i) **Discussion/For Possible Action**: Approval to post for 3 full time employees to operate Ely Bus

3. Lori Romero, Library Director

- *a) **Discussion/For Possible Action**: Approval to Accept Federal 2020 CARES Act Funding in the Amount of \$6,504 for IT Equipment with no match

4. Bill Calderwood, Public Works Director

- a) **Discussion/Update**: annual summary report for Maintenance and Parks personnel hours

5. Tim Bunch, Human Resources Director

- *a) **Discussion/For Possible Action**: Approval of the revised Human Resources Job Description
- *b) **Discussion/For Possible Action**: Approval of COVID-19 County Employee Guidelines that align with CDC guidelines

6. Elizabeth Frances, Finance Director

- *a) **Discussion/For Possible Action**: Approval of the Quarterly Grant Reports
- *b) **Discussion/For Possible Action**: Approval of Grant Award from the Southern Nevada Public Lands Management Act (SNPLMA) in the amount of \$1,188,535.00 for the Duck Pond Restoration Project for the period of July 15th, 2020 through June 15th, 2025 with a required County match amount of \$0

- *c) **Discussion/For possible action:** Approval of grant award from the United States Department of Agriculture (USDA) for funding of a new ambulance to be stationed in Ely to serve the surrounding areas in the amount not to exceed \$50,000 for the period of 7/28/2020-1/1/2021 with a required match of \$127,890.67 and will be provided through the following sources: \$27,890.00 from the Fire Protection District Fund and \$100,000.00 from the CARES Act
- *d) **Discussion/For Possible Action:** Approval of MOU between White Pine County and the McGill GID for the McGill Sewer Pond Relining Project-Community Development Block Grant (CDGB) #20/PCB/15
- *e) **Discussion/For Possible Action:** Approval of Preliminary monthly financial reports for June 2020. Final reports for June 2020 will be issued with the audited financial statements in November
- *f) **Discussion/For Possible Action:** Approval of monthly financial reports for July 2020
- *g) **Discussion/for Possible Action:** Approval of engagement letter from Sherman & Howard to act as bond counsel for the \$1,000,000 medium-term obligation in an amount not to exceed \$20,000
- *h) **Discussion/For Possible Action:** Ratification of Grant Application for the 7th Judicial District Court to the Nevada Administrative Office of the Courts for the period of July 1, 2020 through June 30, 2021 for equipment required for a new JAVS system in Courtroom 109 in conjunction with the Justice Center Project in the amount of \$44,561.43 with a County required match of \$19,097.75 proposed from FY2021 beginning fund balance
- *i) **Discussion/For Possible Action:** Ratification of Grant Application for the 7th Judicial District Court to the Nevada Administrative Office of the Courts for the period of July 1, 2020 through June 30, 2021 for equipment required for a new JAVS system in Courtroom 121 in conjunction with the Justice Center Project in the amount of \$44,561.43 with a County required match of \$19,097.75 proposed from FY2021 beginning fund balance
- *j) **Discussion/For Possible Action:** Ratification of Grant Application for the 7th Judicial District Court to the Nevada Administrative Office of the Courts for the period of July 1, 2020 through June 30, 2021 for equipment required for a new JAVS system in Courtroom 208 in conjunction with the Justice Center Project in the amount of \$50,000 with a County required match of \$20,613.78 proposed from FY2021 beginning fund balance

- *k) **Discussion/For Possible Action:** Ratification of Grant Application for the 7th Judicial District Court to the Nevada Administrative Office of the Courts for the period of July 1, 2020 through June 30, 2021 for equipment required for a new JAVS system in Courtroom 228 in conjunction with the Justice Center Project in the amount of \$50,000 with a County required match of \$20,613.78 proposed from FY2021 beginning fund balance
- *l) **Discussion/For Possible Action:** Ratification of Grant Application for the 7th Judicial District Court to the Nevada Administrative Office of the Courts for the period of July 1, 2020 through June 30, 2021 for equipment required for a new JAVS jail video conference station in conjunction with the Justice Center Project in the amount of \$12,306.00 with a County required match of \$5,274 proposed from FY2021 beginning fund balance
- *m) **Discussion/For Possible Action:** Approval of Resolution 2020-38 to adopt the Fiscal Year 2021 Comprehensive Economic Development Strategies Document dated July 2020
- *n) **Discussion/For Possible Action:** Approval of the Coronavirus Relief Fund Small Business Program Contract with the Nevada Association of Counties (NACO) for an amount of 5% for subcontractor to operate the application process and 1% to NACO for their assistance with the process for a total not to exceed \$28,302 in fees
- *o) **Discussion/For Possible Action:** Approval of Resolution 2020-44 to utilize \$2,805 from contingency to cover cost of the Dominion Voting Systems, Inc. amendment for a Mobile Ballot Printer as approved at the July 22, 2020 County Commission meeting
- *p) **Discussion/For Possible Action:** Approval to utilize \$7,900 from the beginning fund balance in the Capital Improvement Fund to pay Sunrise Engineering to prepare the Heritage Park Conceptual Plan for Southern Nevada Public Lands Management Act (SNPLMA) Round 18 grant application
- *q) **Discussion/For Possible Action:** To approve/deny requests by McGill Town for items related to events encouraging large gatherings contrary to Governor's COVID-19 directive that will jeopardize White Pine County's CARES Act Funding in an amount up to \$1,020,301.00

- *r) **Discussion/For Possible Action**: Approval of directives for appointing a Public Health Officer pursuant to County Code 2.85.020 including possible interim Public Health Officer, Public Health Officer and Deputy or permanent Public Health Officer, pay structure for COVID-19 pandemic and beyond and recruitment options
- *s) **Discussion/For Possible Action**: Approval to direct Human Resources Director to begin immediate recruiting efforts for Public Health Officer

3. CONSENT AGENDA

The following are “action” items that may be considered in one motion/one vote. They are considered routine, non-public hearing items that have no protests. Any person representing an item or member of the public not in agreement with the recommendations by staff should request to have that item removed from the Consent Agenda. Any County Commissioner may remove any items from the consent Agenda and have it placed in the Action Items.

- *a) **Discussion/For Possible Action**: to ratify Correspondence Sent on Behalf of the White Pine County Commission.
- *b) **Discussion/For Possible Action**: Approval of Payroll for County Elected Officials.
- *c) **Discussion/For Possible Action**: Approval of HR Transmittal for Payroll Changes.
- *d) **Discussion/For Possible Action**: Approval of budget transfers within and between functions or programs within a fund that do not increase the total appropriation of the fund.

4. NOTICE OF UNTIMED ITEMS

The Chairman will temporarily recess the Regular County Commission Meeting to convene a Special Meeting of the White Pine County Board of Public Health.

A. SPECIAL BOARD OF PUBLIC HEALTH MEETING

PUBLIC COMMENT

- *1) **Discussion/For Possible Action**: Approval to ratify orders from the Office of the Board of Public Health for White Pine County
- *2) **Discussion/For Possible Action**: Approval of minutes from the following Special Board of Public Health Meetings:
 - July 15, 2020
 - July 22, 2020

PUBLIC COMMENT

The Chairman will adjourn the Special Board of Public Health meeting to reconvene the Regular County Commission Meeting.

B. FIRST READING OF PROPOSED ORDINANCE 514

- 1) **Discussion/First Reading**: of Proposed Ord. 514, Bill No, 08.12.2020, an Ordinance regulating the use of certain heavy equipment on County roads; requiring a Road Maintenance Agreement with the County prior to the operation of certain heavy equipment on County roads; imposing criminal and civil penalties for failure to comply with this Ordinance, adding a severability clause.

- *c) **Discussion/For Possible Action**: Approval of minutes from the following County Commission Meetings:
 - June 24, 2020
 - July 8, 2020
 - Special July 15, 2020
 - July 22, 2020

- *d) **Discussion/For Possible Action**: Approval of a Proclamation proclaiming the week of August 9-15, 2020 as American Wind Week celebrating wind powers emergence as a leading source of renewable energy

PUBLIC COMMENT: A period devoted to comments by the general public, if any, and discussion of those comments. No action may be taken upon a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action will be taken (N.R.S. 241.020(2)(c)(3)).

County Commission * **Adjournment**

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 Clerk of the Board of Commissioners at 801 Clark Street #4, Ely, Nevada 89301; or by calling 775-293-6509 at least two (2) days in advance.

Affidavit:

I, Nichole Baldwin, did on the 6th day of August, 2020 by 5:00 p.m. cause to be posted (5) five notices of the White Pine County Commission/Fire Commission Meeting Agenda in the County of White Pine, to-wit: At the Courthouse, at the Public Safety Building, the White Pine County Library, the White Pine County Administration Building, and at the Ely U.S. Post Office. The meeting notice is also posted to the White Pine County website at <http://whitepinecounty.net> and on the State of Nevada Public Notices website at <http://notice.nv.gov>. An additional copy of the Agenda along with supporting material, if any, are on display and available at the front counter of the White Pine County Clerk's Office at 801 Clark Street, Suite 4, Ely, NV 89301

Nichole Baldwin