

IN A REGULAR MEETING OF THE WHITE PINE COUNTY COMMISSION HELD ON JUNE 8, 2016
AT THE WHITE PINE COUNTY AQUATICS CENTER, 1111 VETERANS BLVD., ELY, NEVADA

The Following Were Present:

County Commission

Gary Perea, Chairman
Carol McKenzie, Vice-Chairman
Laurie Carson, Commissioner
Mike Coster, Commissioner
Richard Howe, Commissioner
Nichole Baldwin, Clerk of the Board
Susan Lujan, Deputy Clerk

County Officials

Jennifer Farnworth, IT Specialist
Megan Brown, Aquatic Facilities Director
Elizabeth Frances, Finance Director
Bunny Hill, Social Services Director
Capt. Scott Henriod, Sheriff's Department
Rost Olsen, Deputy District Attorney
Elaine Blackham, Sr. Management Assistant
Bill Miller, Road Maintenance Superintd't.
Kathy Ricci, Human Resources Director
Burton Hilton, WPC Assessor
Catherine Bakaric, WPC Treasurer
Bill Calderwood, Facility Maint. Superintd't.
Megan Pekuri, Juvenile Probation Officer
Charissa Johnson, Juvenile Probation Officer
Brad Christiansen, Building Official
Jennifer Drew, Building & Planning Dept.
Chris Ricci, Senior Center Program Supervisor
Mike Wheable, District Attorney

Also Present

Ron Miller
Maxine & David Lantz
Donna Bath, Senator Dean Heller
Geri Wopschall
Johnathan Dishong
George Chachas, KGTV-10
Sondra Rosenberg, NDOT
Lee Bonner, NDOT
B.J. Almberg, Basin Engineering
Robert Switzer, City of Ely
Kevin Lee, NDOT
Randy Hesterlee, NDOT
Cathy Balcon, NDOT
Don Hall
Jerry Todd

Chairman Gary Perea called the meeting to order at 9:03 a.m. Commissioner Mike Coster led the Pledge of Allegiance.

PUBLIC COMMENT

Social Services Director Bunny Hill, as a Silver State Classic Challenge race representative, wished to thank the Board for supporting their race in May. She noted it all went perfectly, and the SSCC felt it was their best race in all 28 years here in White Pine County. In gratitude, coffee mugs were gifted to the Commissioners. She continued that everyone is looking forward to the races in September; next year will be a milestone, as it will be the 30th SSCC race! Commissioner Laurie Carson commended Director Hill, noting "there's something to be said for being at the helm."

Mr. George Chachas addressed the Board with various concerns; two of those he was advised will be tabled from today's agenda pending further research. He also felt our tax cap was at 3.64 instead of 3.66, and noted no backup materials were in the Commission packet covering that change. He had a problem with the proposed resolution to cover McGill by \$4,600 for paying some of their expenses; he was sure that McGill had stated they could handle things, and now they are coming for a handout at the end of the

year. He felt we need to get a better handle on the people doing the budgets, for both the towns and the County. Next was a concern about the City of Ely taking property without it going to the tax rolls; Chairman Gary Perea advised the Commission has no jurisdiction over that. Mr. Chachas disagreed and felt it needed to go to a tax sale; further, the City was violating the law and the County needs to intervene. He then stated the Planning Commission isn't enforcing Ordinance 14, which covers regulations of RV and mobile home parks; he stated that the Commission doesn't enforce the rules and now they're making new ones. He cited an instance of an individual ticketed for trespass on their own property, as they couldn't repair their home and the Building Inspector has "made them homeless." District Attorney Mike Wheable noted that the Building Inspector was following the law in that instance; Mr. Chachas felt the circumstance called for more compassion than that. He also cited lack of proper membership makeup for the Tourism & Recreation Board.

WPC Assessor Burton Hilton responded to a question posed by Mr. Chachas regarding the tax cap: The rate of 3.66 has been in place for a long time since the actions of the legislature several years ago. They passed a tax override of 2 cents, and about half of Nevada's counties are now at the 3.66 tax cap.

At 9:10 a.m., Chairman Gary Perea recessed the regular Commission meeting and opened the Liquor Board meeting. At 9:11 a.m., Liquor Board Chairman Gary Perea adjourned the Liquor Board meeting and reconvened the regular Commission meeting.

DISCUSSION/ACTION/APPROVAL OF REQUEST FOR COUNTY PARK RESERVATION (ACROSS FROM WPMS) AND CLOSURE OF CLARK STREET AND 8TH STREET ON SATURDAY, JULY 2, 2016 FOR THE WPHS ATHLETIC BOOSTER'S BFD (BBQ FUN DANCE)

Commissioner Richard Howe noted every year over July 4th weekend the WPHS Athletic Boosters put this on and sell beer; he felt there wouldn't be a problem with this. Road Maintenance Superintendent Bill Miller advised he will come before the Commission next time regarding the reservation for County Park for the event. Facility Maintenance Superintendent Bill Calderwood noted they had signed up for this, but was puzzled as to why this was made an agenda item since the Park reservations are made throughout the summer. D.A. Wheable noted the agenda item included the closure of Clark Street, which was probably why it is being requested. Superintendent Miller advised the group was provided an aerial photo showing the signage postings, etc. and it was made clear as to the requirements for utilizing the Park. Chairman Gary Perea entertained a motion to approve this as requested. Commissioner Carol McKenzie made a motion to approve the request for County Park reservation (across from WPMS) and closure of Clark Street and 8th Street on Saturday, July 2, 2016 for the WPHS Athletic Booster's BFD (BBQ Fun Dance). Commissioner Mike Coster seconded. It was noted the motion should be amended to indicate this is consistent with the published road closure maps used last year. Commissioners McKenzie and Coster amended their motion and second respectively. Amended motion carried.

At 9:15 a.m., Chairman Gary Perea recessed the regular County Commission meeting and opened the Fire Commission meeting. At 9:40 a.m., Fire Commission Chairman Gary Perea adjourned the meeting of the White Pine County Fire Commission and reconvened the regular County Commission meeting.

DISCUSSION/ACTION/APPROVAL FOR WHITE PINE COUNTY/WHITE PINE COUNTY COMMUNITY & ECONOMIC DEVELOPMENT OFFICE TO WITHDRAW FROM THE GREAT BASIN REGIONAL DEVELOPMENT AUTHORITY

This item was tabled.

DISCUSSION/ACTION/APPROVAL FOR WHITE PINE COUNTY/WHITE PINE COUNTY COMMUNITY & ECONOMIC DEVELOPMENT OFFICE TO ACCEPT THE INVITATION TO JOIN THE NORTHEASTERN NEVADA RURAL DEVELOPMENT AUTHORITY

This item was tabled.

COMMISSION:

DISCUSSION ONLY: ON BID OPENING PROCEDURES AND ESTABLISHING A NEW POLICY

Chairman Gary Perea advised that currently, bids are opened during Commission meetings and given to the pertinent Department Head to research and return with a recommendation at a subsequent meeting. He would like to see this streamlined so that the Department Head could open the bid at the Clerk's Office, date stamp when the bids are received, and then the Department Head could bring the results back to the Commission meeting. Road Maintenance Superintendent Bill Miller added that RFQs and RFPs could also be handled in the same manner. The question of whether this should be drafted as a policy or not was discussed; Sr. Management Assistant Elaine Blackham noted that the policy was changed to go to the Clerk's Office since there is a date stamp available there. It was determined no action was needed, we just need to go back to what used to be done. Finance Director Elizabeth Frances noted that when dealing with the public purchasing the Clerk needs to show official recognition of bids received and that a log of bids, etc. received should be done. Such a log must contain a summary of what was received, the date received, and the amounts.

At this time, Chairman Gary Perea went to the Public Hearing portion of the agenda.

9:45 A.M.: PUBLIC HEARING

PUBLIC HEARING TO TAKE PUBLIC COMMENT REGARDING A VARIANCE APPLICATION SUBMITTED BY DAVID & MAXINE LANTZ, PROPERTY IS LOCATED AT 16 SUNSHINE STREET, RUTH, NEVADA, APN #003-081-17

Building Inspector Brad Christiansen advised this variance application is for a carport that will be open on all 4 sides, with the purpose of parking an RV under it for protection. Chairman Gary Perea felt that having the carport open is a key point; when the property sells, there's a concern that the new owners don't try to enclose it. Inspector Christiansen noted some specifics such as there's no vision impairment and it's a "2-B" construction so it isn't flammable. Commissioner Carol McKenzie noted there was nothing in the paperwork indicating concerns from the people in the immediate area. Mr. David Lantz offered to share a drawing of the carport; he advised the drawings and plans will be available prior to next Thursday. There being no further comment, Chairman Perea closed the Public Hearing.

DISCUSSION/ACTION/APPROVAL OF THE VARIANCE APPLICATION SUBMITTED BY DAVID & MAXINE LANTZ, PROPERTY IS LOCATED AT 16 SUNSHINE STREET, RUTH, NEVADA, APN #003-081-17

Chairman Gary Perea entertained a motion to approve this as submitted. Commissioner Laurie Carson made a motion to approve the variance application submitted by David & Maxine Lantz, APN #003-081-17. Commissioner Mike Coster seconded. Motion carried.

TREASURER:

DISCUSSION/ACTION/APPROVAL OF RESOLUTION 2016-20 TO LEVY TAX RATE FOR FY2017

WPC Treasurer Catherine Bakaric advised there was one change to the copy submitted in the Commission packet; the date was shown as June 23rd, but the proper date should be June 27th. She read Resolution 2016-20 into the record, and the revised version was provided to the Board. Commissioner Carol McKenzie noted the Vice-Chairman was listed incorrectly; this will be changed. Commissioner

Laurie Carson made a motion to approve Resolution 2016-20 to levy tax rate for FY2017, changing the title on the signature page to Commissioner Carol McKenzie as Vice-Chairman. Commissioner Mike Coster seconded. Motion carried.

RESOLUTION #2016-20

RESOLUTION TO LEVY AD VALOREM TAX RATES FOR COUNTY FUNDS FOR FISCAL YEAR 2016-2017

WHEREAS, White Pine County has established its 2016-2017 budgeted expenditures for certain funds to provide services to its citizens;

WHEREAS, these certain funds require Ad Valorem revenue for their operation;

WHEREAS, the Ad Valorem revenues are assessed by tax rates on real and personal property and certified by the Nevada State Tax Commission;

NOW THEREFORE BE IT RESOLVED that White Pine County shall levy the following tax rates for the funds specified following certification by the Nevada Tax Commission on June 27, 2016. The tax rates will be effective for the Fiscal Period beginning July 1, 2016 and are stated by the number of cents for each \$100 of assessed value of property levied for the following funds:

General Fund	1.5808
Emergency Medical Service	0.0350
Senior Citizen Center	0.0500
Accident Indigent	0.0150
Agriculture District #13	0.0350
Agriculture Extension	0.0100
China Springs Youth Facility	0.0052
County Indigent	0.0700
State of Nevada Indigent	0.0600
Capital Improvements	0.0500
SB74	0.0400
TOTAL COUNTY	1.9510
White Pine School District - Operating	0.7500
White Pine School District - Debt	0.2490
TOTAL SCHOOL	0.9990
Hospital	0.5400
State	0.1700
TOTAL COUNTY OVERALL	3.6600
City of Ely	0.0000
Lund Town	0.0000
Ruth Town	0.0000
McGill Town	0.0000
GRAND TOTAL TAX RATE	3.6600

IT IS HEREBY RESOLVED, that the Clerk of the Board of County Commissioners shall forward the necessary documents to the Department of Taxation, State of Nevada.

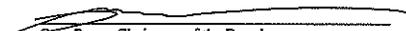
PASSED, ADOPTED, AND APPROVED the 8th day of June, 2016.

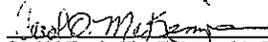
AYES: 5

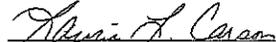
NAYS: 0

ABSENT: 0

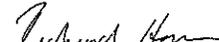
BY:


Gary Perea, Chairman of the Board


Carol McKenzie, Vice Chairman of the Board


Laurie Carson, Commissioner


Mike Coster, Commissioner


Richard Howe, Commissioner

ATTEST:


Nichole Baldwin, White Pine County Clerk

DISCUSSION/ACTION/APPROVAL/ACCEPTANCE OF PROPERTY DONATION OF PARCEL #001-293-07

Treasurer Bakaric advised the donor wished to give some property either to the County or the City, so she is bringing this to the Board for their consideration. She explained the location is behind the apartments on Campton Street and adjacent to the Elks Lodge parking lot; it's just a small, grassy strip of land. District Attorney Mike Wheable pointed out that when the County accepts parcels, we are also accepting weeds, sheds, etc., so we become responsible for those things. Commissioner Richard Howe suggested donating the land to the Elks might be a good idea; Treasurer Bakaric will ask them. In reply to a query from Chairman Gary Perea regarding identifying the County property for a sale, WPC Assessor Burton Hilton noted he is presently doing due diligence on 4 parcels. He felt we could turn around and sell it if the County were to accept it. The size of the parcel was noted to be 75' x 100'. Treasurer Bakaric will keep the Board updated on this.

At 9:59 a.m., Chairman Gary Perea recessed the Commission meeting for a break. The meeting was reconvened at 10:12 a.m.

DISCUSSION/ACTION/APPROVAL/ACCEPTANCE OF NEVADA DEPT. OF TRANSPORTATION ANNUAL COUNTY CONSULTATION TOUR REGARDING THE PROPOSED FY2017 WORK PROGRAM

Ms. Sondra Rosenberg, Assistant Director for Planning at NDOT, introduced herself and staff to the Board: Ms. Cathy Balcon, Transportation Planning Analyst; and Messrs. Kevin Lee, District 3 Engineer; Randy Hesterlee, Assistant District Engineer; and Lee Bonner, Government/Tribal Liaison. She explained they're here today to present the work program for 2016 and upcoming years, as part of creating a long range plan for White Pine County. She advised that safety is their main focus; in 2014 there were zero fatalities, and in 2015 there were 361 consecutive days without fatalities. There were 4 fatalities during 2015, which NDOT deems unacceptable. She proceeded to highlight a slide presentation, copies of which were provided to the Board and the public. She explained about the 4 E's of Traffic Safety: Engineering, Education, Emergency Response, and Enforcement. NDOT partners with the Nevada Dept. of Public Safety besides other law enforcement agencies, she noted, to help ensure public safety. She continued to report that Congress had passed the FAST Act, which provides stable funding for 5 years; while that is great news, we also need to get projects programmed and funded out there. She reviewed the process and timeline for local government planning for the Board. Chairman Gary Perea asked if the monies generated in the County would remain in White Pine County; Director Rosenberg replied in the affirmative. As to whether this would apply to State or County roads, she explained that the rules governing whatever portion of road the monies are generated from, would apply. Typically, State monies are spent on State roads; however, NDOT is open to discussion as needs arise. Following the review, the Board had a few questions for Director Rosenberg: Commissioner Carol McKenzie noted that she travels over Murry Summit a lot; the truck traffic is horrendous, and in winter with the snow there are often wrecks. She would like to see a passing lane on that road. Director Rosenberg will check to see if that has already been identified as a need, and what it would take. Commissioner Mike Coster asked about the jagged sidewalk on Great Basin Boulevard; it was noted that project is scheduled for 2018, and it's included in the Work program as the second project on the list. That project would be commensurate with the last project listed on page 5 under the Work Program tab; the jog in the road will be addressed in each of those two projects. As there have already been fatalities at that point in the road, Director Rosenberg will make sure a detailed explanation of the project will be available for next year. Commissioner Richard Howe cited the intersection of Hwy 93/50/6 by V & S Variety is another problem area; the intersection is too small for the many large trucks trying to make the turns, and he felt a wider turn base would help. An NDOT representative noted that is already being investigated; however, there

are limited rights-of-way on 3 of the corners. If it is found they would need additional rights-of-way, he advised that could add 2 years to completing the project. Next, Chairman Perea asked about bicycles on Highway 50; Director Rosenberg advised safety is top priority for all road users, including pedestrians and bicyclists as well as vehicles. She will check on the status of the White Pine Bicycle Plan and report back to this Board. Chairman Perea suggested sweeping the roadsides could help, as the bikes can't easily navigate over the gravel; she will see what could be done to ensure the shoulders are being cleared off. Following further discussion, Chairman Perea entertained a motion to approve the Work Program as requested. Commissioner Richard Howe made a motion to accept the Nevada Dept. of Transportation Annual County Consultation Tour regarding the Proposed FY2017 Work Program. Commissioner Carol McKenzie seconded. Motion carried. The Board thanked the NDOT representatives for coming to report to us today.

ASSESSOR:

DISCUSSION/ACTION/APPROVAL TO DESIGNATE THE ATTACHED LIST OF 27 PERSONAL PROPERTY ACCOUNTS, FOR A TOTAL OF \$1,241.64, AS UNCOLLECTIBLE AND ALLOW THE ASSESSOR TO WRITE OFF THE ACCOUNTS

WPC Assessor Burton Hilton noted some of these accounts are quite old, and it is unknown why billing was even done on this years ago. Chairman Gary Perea cited that the Baker T.V. District used to send out assessments, and when the people went to have dish or satellite installed, they didn't feel they had to pay the assessment. Assessor Hilton advised that due to the age of the accounts, if you have to have a special assessment it should be tied to the real property, which would make it easier to collect. For the Board's information, when he first began as Assessor there was well over \$90,000 out in delinquent accounts; he was able to get that figure under \$70,000 at this point in time. Following some discussion, Chairman Perea entertained a motion to approve this as requested. Commissioner Mike Coster made a motion to designate the list of 27 personal property accounts for a total of \$1,241.64 as uncollectible and allow the Assessor to write off the accounts. Commissioner Laurie Carson seconded. Motion carried.

HUMAN RESOURCES:

DISCUSSION/ACTION/APPROVAL TO HIRE BRETT WATERS ON A TEMPORARY AS-NEEDED BASIS TO ASSIST ON THE COMPLETION OF PENDING PROJECTS, THE FIRE DISTRICT FEASIBILITY STUDY AND ASSIST IN THE RECRUITMENT AND REPLACEMENT FOR THE WHITE PINE COUNTY FIRE PROTECTION DISTRICT FIRE CHIEF AND EMERGENCY SERVICES POSITION

District Attorney Mike Wheable advised this is the same agenda item as was on the Fire Commission agenda, but the Board's motion would pertain only to the Emergency Services Director position. Following brief discussion, Chairman Gary Perea entertained a motion to hire Brett Waters as requested. Commissioner Mike Coster made a motion to hire Brett Waters on a temporary, as-needed basis contract for the purposes stated in the agenda under the previously approved Fire District contract. Commissioner Carol McKenzie seconded. Motion carried.

DISCUSSION/ACTION/APPROVAL TO IMPLEMENT PERFORMANCE MANAGEMENT AND EVALUATION FOR COUNTY EMPLOYEES AND SUPERVISORS THROUGH TRAINING, POLICY/PROCEDURES AND JOB DESCRIPTIONS

Human Resources Director Kathy Ricci advised this has never been implemented in the County other than in the Sheriff's Department; therefore, she is bringing it forward to do training, job descriptions, and move forward with this performance evaluation for all the Departments. Chairman Gary Perea entertained a motion to implement this as requested. Commissioner Richard Howe made a motion to implement performance management and evaluation for County employees and supervisors through

training, policy/procedures and job descriptions. Commissioner Laurie Carson seconded. Commissioner Mike Coster felt the motion should be amended to include a 90-days status report be required as well. Commissioner Howe amended his motion to include a 90-day status report in the evaluation. Commissioner Carson amended her second. Amended motion carried. Director Ricci felt that inclusion would be feasible; she felt 90 days or sooner would be acceptable.

DISCUSSION/ACTION/APPROVAL TO PROMOTE STEFANIE BACKHAUS, APPRAISER TRAINEE TO APPRAISER FROM A GRADE 117 STEP 1, TO GRADE 125 STEP 1 DUE TO HER OBTAINING HER STATE OF NEVADA APPRAISER CERTIFICATION ON APRIL 19, 2016

Director Ricci advised Ms. Backhaus was hired as an Appraiser Trainee and she is required to obtain her State Appraiser Certification within 2 years. Once that is obtained, she would be promoted to Appraiser I; therefore, a Grade increase to 125 Step 1 is being requested. Finance Director Elizabeth Frances noted this has been budgeted for 2017. Commissioner Richard Howe noted this is different from a regular promotion as this office has different requirements than for regular employees. He felt this would be a normal process to give her the upgrade; Director Ricci agreed. Commissioner Carol McKenzie asked if the jump from Grade 117 to 125 is normal; Director Ricci explained that was fixed by the collective bargaining agreement on how the Appraiser Trainee and Appraiser Seniors are set by that job classification; the Grade 125 is specified. Commissioner Mike Coster made a motion to promote Stefanie Backhaus, Appraiser Trainee to Appraiser from a Grade 117 Step 1, to Grade 125 Step 1. Commissioner Richard Howe seconded. There was some discussion about the effective date, which was agreed could be set with today's date since it's the first time the documents were presented to the Board. Commissioner Coster amended his motion to include the statement that this is effective today; Commissioner Howe amended his second. Amended motion carried.

COMMISSION:

GARY PEREA, CHAIRMAN - DISCUSSION/UPDATE/POSSIBLE DIRECTION REGARDING THE BUILDING & PLANNING DEPT. FUNCTIONS AND THE INTERLOCAL AGREEMENT WITH THE CITY, WITH POSSIBLE PROPOSALS FOR MODIFICATIONS

Chairman Gary Perea advised that the first agreement was in the Commission packet; the second agreement was a handout provided earlier this morning, which was approved July 22, 2015. In his opinion, in reviewing the agreement, he didn't recommend any changes but we do need to implement the agreement. He noted that Dispute Resolution is listed on Page 4 under 10). While there are no changes there, he felt we could appoint 2 representatives from the County and 2 from the City, to review and see if any modifications should be made to the agreement. He added that he felt things could be worked out without major changes having to be made. Mr. Bob Switzer, City Administrator, advised that during the current contract, there was the issue of reimbursement for fuel costs to service County customers. While that may have been mitigated by now, in the agreement he cited where all mileage fees would be equally divided between the County and the City. He continued that the County Ordinances dealing with building permits don't allow a mileage fee to be calculated into the building permits. Chairman Perea felt there's a fee, but there's also a cap that applies. Director Frances noted that there's a fee that may be assessed, but if the fund balance of the Building & Planning Enterprise Fund is too high we can reduce the fee. She added that we did that per NRS by eliminating the fuel surcharge. Mr. Switzer advised that we need to ensure we can get reimbursed for reasonable mileage charges to go to the outlying areas. Inspector Christiansen clarified that he uses a County vehicle, but the City fuels it up. Director Frances clarified that if we collect those fees based on the Building & Planning Enterprise Fund, we will share them with the City. If not, the amount cited in the contract would stand. She added that you can't increase your fees if your fund balance falls below 50% of your expenditures. D.A. Wheable agreed that if mileage fees are collected, they should be split equally with the City. Following further discussion,

Chairman Perea will appoint two people for the County and City Administrator Switzer will do the same. D.A. Wheable noted that can't be done outside the OML; when the Commission appoints individuals to a committee, it must be done that way. Administrator Switzer noted that it's been a year into the process, and he feels it's been generally working well. The reduction of Building Inspection services has served the County very well, he felt; this is a great step forward and if we revisit it with respect to special revenue funds, we can move forward. Commissioner Coster asked about scheduling items on agendas so we could be better coordinated with respect to planning, such as filing time, publication dates, etc. Administrative Assistant Jennifer Drew explained they have 2 boards the Building & Planning Dept. reports to, meaning the Planning Commission and the County Commission. She explained her process to the Board.

DISCUSSION/ACTION/APPROVAL TO SEND A LETTER TO THE DELEGATION ASKING FOR LEGISLATION TO PROVIDE THAT THE LANDS THAT WERE PUT UP FOR DISPOSAL UNDER BLM RESOURCE MANAGEMENT PLANS BE ALLOWED TO MOVE FORWARD WITHOUT REQUIREMENTS UNDER THE SAGE GROUSE ENVIRONMENTAL ASSESSMENT STUDY

Chairman Gary Perea advised this letter has yet to be written, but he felt the Board could have this done along with comments made during today's discussion. Commissioner Laurie Carson asked if we were not making an exemption from the sage grouse; Commissioner Mike Coster also asked if we would want the transfer to go through first, could we just get it deeded over to the County. Chairman Perea felt we could draft something that works, and asked the Board if they would like to move forward with this and ratify the letter next time. The Board felt that would be acceptable; Chairman Perea will work with Sr. Management Assistant Elaine Blackham and draft comments that meet everyone's concerns, including those from the District Attorney. Commissioner Laurie Carson made a motion to send a letter to our delegation asking for legislation to provide that the lands that were put up for disposal under BLM Resource Management Plans be allowed to be deeded to the County. Chairman Perea added that all the lands should be transferred that were identified under the RMP under those requirements. At this point, Ms. Donna Bath, of Senator Heller's Office, commented that that when she had worked on the Public Lands Bill, two counties had requested land disposals in those lands bills, White Pine and Lincoln. They already went through the RMP process and had been scrutinized for sage grouse concerns, and they had passed the test since they appeared in the RMP. She advised it's already gone through the RMP process. District Attorney Mike Wheable agreed, and advised we could state in the letter that the land has already gone through this process, and request the BLM to move it forward. The motion was on the floor; Commissioner Carol McKenzie seconded. Motion carried.

MIKE COSTER, COMMISSIONER – DISCUSSION/ACTION/APPROVAL ON RESOLUTION OF COUNTY ROAD 1185 AND ASSOCIATED RIGHT-OF-WAY STATUS, LOCATION, AND OBSTRUCTIONS

Commissioner Mike Coster introduced explained that Mr. Don Hall and Mr. Jerry Todd are two adjacent landowners, and there is a road obstruction issue with a complication; the existing roadbed doesn't adhere to the published right-of-way. Both parties' lawyers have written the Commission regarding the status of the road; he indicated the properties on a map for the Board. Signage and physical obstructions are now on that road, placed there by the Todd family recently. The real problem is that the obstruction is adjacent to the house; Mr. Hall is hoping the Board can issue a letter to clear the obstructions, and he's prepared to offer an agreement with the County to relocate that right-of-way off of what is in the current BLM land actions. It was emphasized this is not a County road maintenance issue, as that Road 1185 has been removed from the County Road List. It was felt that Mr. Hall's lawyer might ask for a writ of mandamus to force the opening of the road and thereby allow continued access that he and his family have had for decades. Chairman Gary Perea advised that our District Attorney should be communicating

with both party lawyers; Commissioner Mike Coster agreed. D.A. Wheable advised that we will need some really good fact-finding before we can make any declarations. He has a concern that Mr. Todd's attorney has threatened to file a lawsuit against the County, so we really can't discuss it. D.A. Wheable asked Road Maintenance Superintendent Bill Miller to speak with Mr. B.J. Almberg about this, as there are some survey issues; he did note that where the easement is, the County owns 25' of it and that will remain under our control until we choose to abandon it. The survey should be done first, get some facts, and then go forward; it was noted the Road Department has to pay for the survey. D.A. Wheable added that he does have the discretion to force the NRS based on the facts, and that's where we are currently. Mr. Todd has a concern that he will suffer some economic loss since he can't make a full turn on the road with the obstruction; more research will be needed. Commissioner Mike Coster made a motion that the Board direct the County Road Department, in conjunction with the District Attorney, to send a letter to "clear the right of way." The survey would be a part of the answer, it was clarified. Following further discussion, Commissioner Carol McKenzie wondered if Eureka County might be willing to move their road over to help with this? Chairman Perea felt the District Attorney should have some time to research this, especially as we have been threatened with a lawsuit. It was noted no action will be taken on this by the Board at this time.

Both Mr. Hall and Mr. Todd were present today, and the Board invited them to comment. Mr. Jerry Todd, owner of the top property as shown on the map, advised he had filed a desert land entry in 1970 and was granted access in 1995; in 1997 it was deeded to him. In 2003 he reported it became a County road, although no one knows why; he maintained it's a private road in private property. For the record, the correspondence pertaining to this road had never involved him. His attorney doesn't get the information when he should, and he was never notified that the road was taken off the County lists this past February. He continued that the BLM can't issue a desert land entry and maroon people, they have to have access. He felt Mr. Hall could request a permit to get a road placed on his property, make it a public road, and thus eliminate a lot of problems.

Mr. Don Hall advised he has been using this road over 50 years, both his family and the public. It was his understanding that once you use the road for so long, you can't kick your neighbor off of it, you have to allow him access to his property. His property was started about the same time Mr. Todd's father's did, and he maintained that he put in the first fencepost, drilled the first well, hooked up Mt. Wheeler Power first when they came in, and was the first to put in a telephone line and pay for it. Mr. Hall continued that he put the first seed and plow to the ground out there, as well as the first gravel put onto the road; he also did snow removal on the road himself before this problem came up. He agreed with what Mr. Todd said, that he could have had them build a road off Highway 50, but he's been using this for over 50 years. He stated he was virtually kicked off this road twice within the past 3 years, although he had graveled the entire road prior to when the Todd's did their gravel work on it. Mr. Hall continued that in the early 1970s, the Road Department graded and graveled the road, and installed a culvert with drainage between his and Mr. Todd's properties.

Chairman Perea thanked both Mr. Hall and Mr. Todd for coming today and making comment. D.A. Wheable advised one side of this is what feels right in equity for the user, and then there's the other side of the Nevada law; both sides butt up against each other. He noted we are bound by NRS, however. Mr. Hall commented that for the record, he didn't threaten to sue anyone. The Board felt things could be worked out to everyone's benefit; both parties could do more research and this could possibly appear on a future Commission agenda.

WPC AQUATICS CENTER:

DISCUSSION/ACTION/APPROVAL OF PROCLAMATION TO DECLARE JUNE 23RD AS OLYMPIC DAY IN WHITE PINE COUNTY, NEVADA

Aquatics Center Director Megan Brown advised they will be celebrating their 2-year Birthday Bash on July 2nd, with activities planned at both the Aquatic Center and the McGill Pool. There will be competitive swimming races, water polo and synchronized swimming at the Aquatic Center; and diving contests and pool volleyball at the McGill Pool. Cupcakes will be the featured refreshment, she noted. To clarify for the Board, Director Brown advised celebrations will continue from June 23rd (Olympic Day) up to July 10th. Chairman Gary Perea entertained a motion to approve the Proclamation as presented. Commissioner Carol McKenzie made a motion to approve the Proclamation to declare June 23rd as Olympic Day in White Pine County, Nevada. Commissioner Laurie Carson seconded. Motion carried.



**Olympic Day Proclamation
June 23, 2016**

- Whereas, for over 100 years, the Olympic movement has built a more peaceful and better world by educating young people through amateur athletics, by bringing together athletes from many countries in friendly competition, and by forging new relationships bound by friendship, solidarity, and fair play;
- Whereas, the United States Olympic Committee is dedicated to coordinating and developing amateur athletic activity in the United States to foster productive working relationships among sports-related organizations;
- Whereas, White Pine County promotes and supports amateur athletic activities involving Olympic and Paralympic sport;
- Whereas, White Pine County promotes and encourages physical fitness and public participation in amateur athletic activities;
- Whereas, White Pine County assists organizations and persons concerned with sports in the development of athletic programs for able-bodied and disabled athletes regardless of age, race, or gender;
- Whereas, June 23 is the anniversary of the founding of the modern Olympic movement, representing the date on which the Congress of Paris approved the proposal of Pierre de Coubertin to found the modern Olympics:

Now, Therefore, we, Gary Perea, Carol McKenzie, Laurie Carson, Mike Coster, and Richard Howe the Board of County Commissioners for White Pine County, do hereby proclaim with much appreciation and admiration, June 23, 2016 as

Olympic Day

in White Pine County and urge all citizens to observe such anniversary with appropriate ceremonies and activities.

In Witness Whereof, I have hereunto set my hand and caused the Great Seal of White Pine County to be affixed this 23rd day of June 2016.

- _____
Chairman of Board of County Commissioners
- _____
Vice Chair of Board of County Commissioners
- _____
Commissioner on Board of County Commissioners
- _____
Commissioner on Board of County Commissioners
- _____
Commissioner on Board of County Commissioners



FINANCE:

DISCUSSION/ACTION/APPROVAL OF RESOLUTION 2016-17 TO AUGMENT THE MCGILL TOWN FUND IN THE AMOUNT OF \$4,600 TO COVER REMAINING UTILITIES AND STREETLIGHT COSTS FOR THE BALANCE FOR FY2016

Finance Director Elizabeth Frances advised she had met with the McGill Town Council and discussed this on May 17th, and they support this. She explained this is a cautionary measure to ensure they don't

exceed their budget; if the monies aren't spent, they will roll forward into the fund balance. She noted that utility costs aren't predictable, however. This will ensure that their utilities are properly covered, and also the streetlights. Commissioner Laurie Carson made a motion to approve Resolution 2016-17 to augment the McGill Town Fund in the amount of \$4,600 to cover remaining utilities and streetlight costs for the balance for FY2016. Commissioner Carol McKenzie seconded. Motion carried.

Gary Perea, Chairman
Carol O. McKenzie, Vice Chairman
Commissioner Laurie L. Carson
Commissioner Richard Howe
Commissioner Mike Coster

801 Clark Street, Suite 4
27, Nevada 89301
(775) 293-6500 or
(775) 293-6561
Fax (775) 293-2544

Nichole Baldwin, Ex-officio Clerk of the Board

White Pine County
Board of County Commissioners

commissioners@whitepinecountynev.gov

Resolution Number 2016-17

Resolution to Augment the McGill Town Fund in the Amount of \$4,600 to
Cover the Remaining Utilities and Streetlight Costs for FY2016

Whereas, it is estimated that the McGill Town may have inadequate appropriated budget to cover utilities and the remaining streetlight costs for the balance of fiscal year 2016; and

Whereas, at the May 17, 2016 meeting of the McGill Town Council a request was made to augment the Town Fund in order to ensure that the budget does not exceed legal appropriations; and

Whereas, the Town of McGill had an ending fund balance for June 30, 2015 is \$254,308 and a budgeted beginning fund balance for FY2016 of \$233,218 providing an unbudgeted and unanticipated beginning fund balance of \$21,090 available for appropriation of which \$4,578 was appropriated under resolution 2015-35 and \$11,900 was appropriated under resolution 2015-39 leaving an available balance \$4,612;

Now Therefore Be It Resolved that White Pine County shall augment the FY 2016 McGill Town Fund in the amount of \$4,600 from beginning fund balance and increase Telephone (280-501-52301-000) by \$1,000, Water and Sewer for Parks (280-504-52303-000) by \$1,600 and Facility Repair and Maintenance (280-502-52210-000) by \$2,000.

It Is Further Resolved that the Finance Director shall forward the necessary documents to the Department of Taxation, State of Nevada.

Passed, adopted and approved the 8th day of June, 2016.

Ayes: 5
Nays:
Absent:


Gary Perea, Chairman of the Board

ATTEST:

Nichole Baldwin, Clerk of the Board

**DISCUSSION/UPDATE REGARDING POSSIBLE CHANGES TO ORGANIZATIONAL
STRUCTURE OF SENIOR CENTER AND SOCIAL SERVICES**

Director Frances advised both Directors Bunny Hill and Chris Ricci are present today to discuss the possibility of reorganization for their Departments; she provided a memo to the Board regarding this. While it was the consensus that this could be done, Director Frances advised that we need to make sure some issues are addressed and everyone understands this can't be done overnight. First, consideration must be given to the physical location of the offices. She cited some morale issues there; senior citizens don't want to feel they are a part of the welfare system. Additional time is being requested to prepare a more detailed plan on how this could be done. In reply to a query from Commissioner Richard Howe, Director Frances advised the full-time Administrative Assistant would be the additional person who

would provide clerical duties for both Departments. Also, the other person in the Social Services office currently, would be retained. Commissioner Howe asked why things weren't kept status quo; Director Frances explained that it could be restructured so the management level salary wouldn't be doing clerical level duties. Social Services Director Bunny Hill noted that one concern in her office is that there's too much work for 2 full-time people, but not quite enough for 3. She added that most people don't want a half-time job, either. The 3 full-time people will be paid less than the 2 full-time people are being paid currently. During the discussion, it was noted this suggestion came from the individuals themselves. Sr. Center Program Supervisor Chris Ricci noted that the original plan for this came from the Strategic Planning Committee. The memo came out after the meeting they had to discuss the possibility of such restructuring, it was clarified. Chairman Perea commented that we need to do this right; he would like to see this happen within 6 months so we could realize the cost savings for at least half the year.

DISCUSSION/ACTION/APPROVAL REGARDING DISBANDING CENTRAL PURCHASING IN WHITE PINE COUNTY

Chairman Gary Perea recommended that we either move forward with Central Purchasing, disband it, or perhaps do a combination. He explained we could keep it available for those Departments who want to continue to participate, while the others could do their own purchasing. He added that the elected officials could do however they feel would work best, and the non-elected officials could work with the Central Purchasing. Commissioner Richard Howe felt that disbanding this might be better, as the Department Heads are aware of what they need. Social Services Director Bunny Hill suggested that if we disband Central Purchasing, we could still leave the bulk paper in there. She explained that it's delivered in good shape on pallets, as it's ordered in bulk. WPC Treasurer Catherine Bakaric noted that there are some Departments that require specialized items, such as 3-part forms; perhaps a combination of ordering options might be good. District Attorney Wheable recommended keeping the Central Purchasing, but don't mandate its use; Director Frances clarified there was never a mandate involved. It was noted this agenda item should just be for discussion only, and no action will be taken.

ADVISORY BOARDS

There were none.

CONSENT AGENDA: TO RATIFY CORRESPONDENCE SENT ON BEHALF OF THE WHITE PINE COUNTY COMMISSION; APPROVAL OF PAYROLL FOR COUNTY ELECTED OFFICIALS; APPROVAL OF HR TRANSMITTAL FOR PAYROLL CHANGES; AND APPROVAL OF BUDGET TRANSFERS WITHIN/BETWEEN FUNCTIONS/PROGRAMS WITHIN A FUND THAT DO NOT INCREASE THE TOTAL APPROPRIATION OF THE FUND

Commissioner Laurie Carson made a motion to approve the Consent Agenda as presented. Commissioner Mike Coster seconded. Motion carried.

DISCUSSION/ACTION/APPROVAL TO USE THE COUNTY ROADS DURING THE LUND PIONEER DAYS PARADE TO BE HELD ON JULY 23, 2016

Commissioner Laurie Carson advised this is a standard request for the Lund Pioneer Days event; Commissioner Carol McKenzie added this has been an annual event for 100 years. Commissioner Laurie Carson made a motion to approve usage of the County roads during the Lund Pioneer Days Parade to be held on July 23, 2016. Commissioner Richard Howe seconded. Motion carried.

RECOMMENDATIONS FOR ITEMS FOR FUTURE AGENDAS

- A letter addressing the termination of the Veterans' medical bus service, to go to the delegation.
- Division of the Fire Commission/County Commission, agreements for each to utilize D.A. and Finance services as well. Also the discussion of making the Fire Commission an elected board. There would need to be lots of work to make this happen as if it isn't in time for this November election, we would need to wait 10 years for it to be a reality.
- Clarification of the 7-hour reduction, perhaps put on agenda for affirmative action.
- Copier in the EDC office.

DISCUSSION/ACTION/MOTION TO CLOSE OPEN MEETING FOR DISCUSSION WITH BOARD RELATED TO COLLECTIVE BARGAINING PURSUANT TO NRS 288.220

This was not held.

PUBLIC COMMENT

Road Maintenance Superintendent Bill Miller advised the Board's comments on Planning 2.0 were due on May 25th, and they arrived there on May 24th, 1 minute before the deadline!

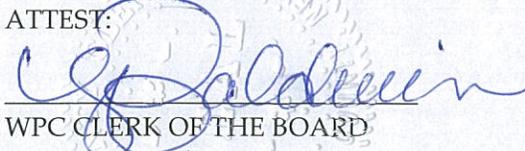
Ms. Donna Bath reported that during the last Tri-County Meeting there were questions regarding where the Girl Scout Camp and Mt. Moriah stood. She noted that the Eastern Nevada Land Improvements Implementation Act passed in the House of Representatives, 360 to 7. The Act affects lands in Lincoln and White Pine counties, the White Pine County Lands Bill, and a small portion of Nye County. She explained that it released the land from the Wilderness Area that encroached upon the Girl Scout Camp; she also reported on the Big Canyon facilities that were blocked out due to the Wilderness Area boundaries. The next stop for the Act will be the Senate, she noted.

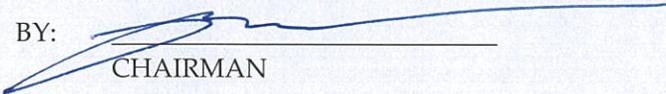
ADJOURNMENT

At 12:28 p.m., Chairman Gary Perea entertained a motion to adjourn the Commission meeting. Commissioner Laurie Carson made a motion to adjourn; Commissioner Carol McKenzie seconded. Motion carried.

BOARD OF COUNTY COMMISSIONERS
COUNTY OF WHITE PINE
STATE OF NEVADA

ATTEST:


WPC CLERK OF THE BOARD

BY: 

CHAIRMAN