

IN A REGULAR MEETING OF THE WHITE PINE COUNTY COMMISSION HELD ON FEBRUARY 14, 2018 IN THE COUNTY LIBRARY CONFERENCE ROOM IN ELY, NEVADA

The Following Were Present:

County Commission

Richard Howe, Chairman
Shane Bybee, Vice-Chairman
Carol McKenzie, Commissioner
Gary Perea, Commissioner
Steve Stork, Commissioner
Nichole Baldwin, Clerk of the Board
Susan Lujan, Deputy Clerk

County Officials

Jennifer Farnworth, IT Specialist
Mike Wheable, District Attorney
Scott Henriod, WPC Sheriff
Elizabeth Frances, Finance Director
Kathy Ricci, Human Resources Director
Lori Romero, Library/Sr. Center Program Admin.
Bill Calderwood, Public Works Director
Megan Brown, Aquatics Center Director
Tim Woolever, WPC Fire District Chief
Juan Carlos Cervantes, UNR Coop Extension
Bryan Pyle, Deputy District Attorney
Catherine Bakaric, WPC Treasurer
Burton Hilton, WPC Assessor

Also Present

Geri Wopschall
Johnathan Dishong, Simplistic Solutions
Donna Bath, Senator Dean Heller
George Chachas, KGTV-10
Ross Rivera, Ely Fire Chief
Bill Miller
Travis Godon, Stealth Investments, LLC
Leslie Riley, BLM
Moirra Kolada, NDOW
Jill Perez, Ely Shoshone Tribe Local Environm.
Mark Cramer, KGHM
Curt Beuzwerman
Kathryn Griffith
Kristy Gepford
Terry McIntosh, High Desert Trail Blazers
Laurie Carson, SLUPAC
Caroline McIntosh

~~~~~  
Commission Chairman Richard Howe called the meeting to order at 9:00 a.m. Finance Director Elizabeth Frances led the Pledge of Allegiance.

PUBLIC COMMENT

Mr. George Chachas advised that at the last Commission meeting he had reported vandalism to his property on High Street, and nothing has been done to date. So today he is submitting a bill to the Commission for the damage, as well as the picture of the person whom the deputy had told him he could identify. Mr. Chachas wants some action on his loss. He then noted the City of Ely may be going bankrupt; he wants to give the City the same consideration, suggested a short-term loan to the City, because we don't want the City to fail, or to have the Nv. Dept. of Taxation come back here. He continued that the election needs to be left alone, we shouldn't be combining the City/County elections; it would be confusing to the voters, and he didn't feel it would save us money. Also, in considering the County Manager, he felt we don't need one; instead, the Commissioners should just do their jobs and hire competent people to get the job done, and get rid of those who aren't doing their jobs. He advised that the City Treasurer hasn't got an Accounting Degree, which is something that is required by City Ordinance. They've got \$391,000 in outstanding landfill fees, there's no help coming from that because they aren't properly billing for those fees. He added that the track rental for the railroad is something else that hasn't been collected properly. Chairman Richard Howe called time on his public comment.

WPC Clerk Nichole Baldwin cited an email that she was requested to read into the record, from Mr. Michael Coster, pertaining to the agenda item on the airplane hangar.

To: County Commissioners, White Pine County

Public Comment for beginning of meeting on February 14, 2018

RE: Hangar Lease

Dear Commissioners:

Thank you for your decision in December to lease hangar 2 (the "Civil Air Patrol" hangar) following the expiration of the lease. I support and hope you will adopt the resolution for the lease.

I have one suggestion pertaining to the auction bidding process. NRS Section 244.283 (attached) pertains to the Commission's authority to lease real property and requires that the leases of real property be conducted by auction with sealed and oral bids. NRS Section 496 describes the process to be followed for municipal airports but does not replace the Commission's authority under 244.

Section 496 requires an auction in this case, but does not allow a limitation to sealed bids. Note that Section 496 specifically requires that other provisions of the NRS be followed and goes on to make only one exception to the usual processes in NRS 244 – that is to eliminate the requirement for appraisals in certain cases such as this one. Thus, with the requirement to follow other relevant state laws and not making an exception for oral bids, Section 244 oral and sealed bid requirements for real property leases remain, and the Commission should require oral bids.

If the County adopts the draft resolution provision on sealed bids only, any resulting lease would be invalid. (NRS 244.2795(5)).

Lastly, besides the legal requirement, oral bids are likely to increase the amount of the lease, which clearly benefits the County. You should adopt a resolution that allows sealed and oral bids on this lease.

Thank you for your consideration.

Sincerely,

/s/ on February 13, 2018

Michael Coster

cc: Michael Wheable, District Attorney

At 9:05 a.m., Chairman Richard Howe recessed the regular Commission meeting and opened the Fire Commission meeting. At 9:30 a.m., Chairman Richard Howe adjourned the Fire Commission meeting and reconvened the regular County Commission meeting.

#### 9:30 A.M. – PUBLIC HEARINGS, ORDINANCES, FIRST READINGS, BID OPENINGS, DECISIONS

##### PUBLIC HEARING

THE WHITE PINE COUNTY COMMISSIONERS WILL TAKE PUBLIC COMMENT ON ORDINANCE 482, BILL 12.06.2017, AN ORDINANCE AMENDING TITLE 4 REQUIRING ANY PERSON OR ENTITY WHICH ENGAGES IN ANY BUSINESS, TRADE, PROFESSION, INDUSTRY, OCCUPATION OR CALLING IN WHITE PINE COUNTY TO OBTAIN AND MAINTAIN A BUSINESS LICENSE TO OPERATE

WPC Clerk Nichole Baldwin advised there has been a first and second reading on this Ordinance to date. District Attorney Mike Wheable noted this agenda item is for public comment; he added that it also regulates the various aspects of the marijuana establishments. He advised that with the moratorium for that ending in June, this is an important first step. Chairman Richard Howe asked for comments; there were none.

DISCUSSION/ACTION/APPROVAL OF ORDINANCE 482, BILL 12.06.2017, AN ORDINANCE AMENDING TITLE 4 REQUIRING ANY PERSON OR ENTITY WHICH ENGAGES IN ANY BUSINESS, TRADE, PROFESSION, INDUSTRY, OCCUPATION OR CALLING IN WHITE PINE COUNTY TO OBTAIN AND MAINTAIN A BUSINESS LICENSE TO OPERATE

District Attorney Mike Wheable asked if this would affect Commissioner Gary Perea's business in any way; Commissioner Perea responded by noting it wouldn't affect him more than anyone else, it wouldn't benefit him, and in fact he'd be paying more taxes. Commissioner Perea provided a disclosure statement to that effect. Commissioner Carol McKenzie also made a disclosure, in that she has a son in a business that this would affect, but not more than anyone else. Commissioner Perea commented that if we pass this, all our businesses will be out of clients; are there 30 days within which everyone must comply? WPC Clerk Nichole Baldwin noted that she will meet with D.A. Wheable, in that there are 2 weeks to work on the forms, etc. with respect to the business licenses. D.A. Wheable added the license form and the ability to track receipts, etc., will all be done in the Clerk's Office; also, County Ordinances are in effect 2 weeks after publication. Commissioner Shane Bybee had a concern for those in the outlying areas who might not see this Ordinance has been passed, and if there would be a grace period. Clerk Baldwin advised the Board there is a list of Fictitious Firm Names in the County for businesses. D.A. Wheable added that if there is a "rogue business" in there, they're already violating some laws. He did note it would be hard for his office to prosecute in April. Commissioner Steve Stork suggested implementing the Ordinance but not enforcing it until the new fiscal year, in order to both give us time to work on this and to get the word out.

During the discussion, D.A. Wheable advised this Ordinance is to protect the County from new marijuana businesses that may come up. Mr. George Chachas commented that he would hope the list of businesses would be shared with the City of Ely. WPC Sheriff Scott Henriod asked about the penalty to be imposed; D.A. Wheable explained it to the Board. Also, this will be in the newspaper; we won't be mailing out to all the businesses in the County, we would just have to look at each case as they may come up. Clerk Baldwin noted we can post this in all the public places in the County as well. Chairman Richard Howe entertained a motion for approval. Commissioner Shane Bybee made a motion to approve Ordinance 482, Bill 12.06.2017, an Ordinance amending Title 4 requiring any person or entity which engages in any business, trade, profession, industry, occupation or calling in White Pine County to obtain and maintain a business license to operate. Commissioner Gary Perea seconded. Motion carried.

FIRST READINGS

DISCUSSION/FIRST READING OF ORDINANCE 484, BILL 02.14.2018a, AN ORDINANCE AMENDING CHAPTER 11, SECTION 16 TO REGULATE PARKING IN CERTAIN AREAS AT THE MCGILL POOL

Chairman Richard Howe read the text title into the record. Aquatic Center Director Megan Brown explained that they can't enforce parking at the McGill Pool, and the parking lot is too small for big events. There are also major issues with emergency vehicle parking/turnarounds. She showed a small map to the Board with a suggestion as to how to alleviate the problem. There was no motion needed as this was a first reading.

DISCUSSION/FIRST READING OF ORDINANCE 485, BILL 02.14.2018b, AN ORDINANCE AMENDING CHAPTER 2, SECTION 54 TO VEST AUTHORITY TO PROVIDE EMERGENCY MEDICAL SERVICES IN THE WHITE PINE COUNTY FIRE DISTRICT CONTINGENT UPON THE EXISTENCE OF AN INTERLOCAL AGREEMENT BETWEEN WHITE PINE COUNTY AND THE WHITE PINE COUNTY FIRE DISTRICT

District Attorney Mike Wheable noted this interlocal agreement is a first step, which he feels will be very helpful. Commissioner Carol McKenzie agreed. D.A. Wheable read the text title into the record and noted no motion is necessary, as this is a first reading.

DISCUSSION/FIRST READING OF ORDINANCE 486, BILL 02.14.2018c, AN ORDINANCE REPEALING AND REPLACING ORDINANCE NO. 438 REGULATING AMBULANCE SERVICE FRANCHISES IN WHITE PINE COUNTY

District Attorney Mike Wheable advised there was no backup material on this, but he handed out copies to the Board and the public this morning. He explained this Ordinance was passed but never adopted by Sterling Codifiers; there have been some issues over the years during the horse races, i.e., with different entities trying to provide the ambulance services. While there were some loopholes in the old Ordinance, he continued, this one is "very tight and specific," with all the pertinent issues addressed. In answer to a query from Chairman Howe, D.A. Wheable advised that the County has the option to utilize different entities for this service; they need to come before this Board and request it. This Board also has the ability to grant the entities the authorization to do this. Therefore, the County will supply the ambulance service unless we agree to let another entity do it. D.A. Wheable added that the Commission still has to authorize the franchise, plus the Fire District must also in tandem. Ely Fire Chief Ross Rivera asked how this would affect emergency operations; D.A. Wheable noted that there are exceptions for emergencies that are included in this. Commissioner Shane Bybee added that this Ordinance has no bearing on emergencies, those are excepted. D.A. Wheable advised that this is a first reading, and no motion is required.

PUBLIC HEARING

THE WHITE PINE COUNTY BOARD OF COMMISSIONERS WILL RECEIVE PUBLIC COMMENT REGARDING THE APPROVAL OF CERTIFICATION OF ROADS WITHIN WHITE PINE COUNTY, NEVADA, PURSUANT TO NRS 365.550

Mr. George Chachas wants a map to make sure his road is paved out on the McGill Highway. Public Works Director Bill Calderwood advised this certification is the same as for last year, with no changes; there haven't been any for years. He added there is a map available to the public. District Attorney Mike Wheable noted this agenda item is just to certify the roads. Director Calderwood reiterated the figures are the same as they were for last year. It was noted this agenda item is just for public comment.

DISCUSSION/ACTION/APPROVAL OF THE CERTIFICATION OF ROADS WITHIN WHITE PINE COUNTY, NEVADA, PURSUANT TO NRS 365.550

Public Works Director Bill Calderwood clarified that this is the same as for last year, but from this point to the prior year is what we're advising the State are Class C roads and above, and are thus eligible for funding from the State. He added that doesn't mean we can't change our road classifications in the future; he noted for Commissioner Shane Bybee that this is indeed a baseline. It was added that the Commission can change whatever they feel is appropriate. Deputy District Attorney Bryan Pyle commented this might be good to put under the Road Commission. He added that if criteria are met for a Class C and above certification, then (they could be included as well?). Commissioner Steve Stork made a motion to approve the certification of roads within White Pine County Nevada, pursuant to NRS 365.550. Commissioner Shane Bybee seconded. Motion carried.

At 9:51 a.m., Chairman Richard Howe recessed the Commission meeting for a break. The meeting was reconvened at 10:00 a.m., whereupon Chairman Howe recessed the regular Commission meeting and opened the Road Commission meeting. At 11:00 a.m., Chairman Richard Howe adjourned the Road Commission meeting and reconvened the regular Commission meeting.

11:00 A.M.

DISCUSSION/ACTION/APPROVAL OF A LEASE WITH STEALTH INVESTMENTS, LLC TO LEASE TWO PIECES OF LAND FROM WHITE PINE COUNTY AS PER THE BACKUP MATERIAL

Mr. Travis Godon, Stealth Investments, LLC had approached WPC Assessor Burton Hilton regarding placing this on the agenda. It was noted both District Attorney Mike Wheable and Finance Director Elizabeth Frances had reviewed this as well. Mr. Godon advised that he is looking at creating ways to lease land, and he's worked with Yesco regarding billboards, etc. We have new businesses coming in, and signage is in short supply.

He cited that with Yesco's 2009 lease, a similar arrangement could be done where the individual would lease the ground and they would be adding 2 signs, facing North on US 93, to attract new businesses coming in. Yesco would be sublet; he's done business with them in the past with no problems; he added Yesco has approved the document as well. This area, he explained, is just north of the VFW on Hwy. 93, in the commercially-zoned area. During the discussion, Finance Director Elizabeth Frances asked why we needed to go through someone who is subleasing, and why not just go through Yesco instead. Commissioner Shane Bybee noted there is no such thing as a "minimal cost" for a billboard; he has two of them, and they cost a minimum of \$3,000/month. D.A. Wheable felt that when the lease expires----the Hotel Nevada lease for this expires next year----then we could discuss other options with Director Frances. Assessor Hilton clarified that this agenda item would just be to approve if the County would want to lease this piece of ground. Commissioner Steve Stork would like to see full display LED signs, whereby several people could advertise on them; Mr. Godon advised those billboards could run as much as \$200-250,000. Chairman Richard Howe entertained a motion for approval. Commissioner Gary Perea wanted to look further into going into an agreement with Yesco instead; Mr. Godon explained that having him as a third party was the reason Yesco came to him. D.A. Wheable added that Mr. Godon initiated this, as he is the developer. There also needs to be some beneficial terms for the County in this agreement. In reply to a query from the Board, Mr. Godon will inquire if the County, or the Tourism & Recreation Board, could have first right of refusal in that advertising space. He added that could be a clause in the agreement. Further in the discussion, Deputy D.A. Pyle wished to have included in the agreement a portion that the County wouldn't be liable, an indemnification clause. Chairman Howe pointed out to the Board, that Mr. Godon brought this opportunity to us; if we say instead, "we're going to do this ourselves," he felt we'd be undermining a private industry. He added that Mr. Godon has been involved in assisting us in other areas, as well. He added that "even though it's our land, he's not big into cutting somebody's throat!" Following further discussion, D.A. Wheable suggested this be tabled for the time being until another draft could be brought forward; he will work with Mr. Godon on this. Chairman Richard Howe entertained a motion to table. Commissioner Carol McKenzie made the motion; Commissioner Shane Bybee seconded. Motion carried.

#### ITEMS FROM ELECTED OFFICIALS AND DEPARTMENT HEADS

##### COUNTY COMMISSION

##### RICHARD HOWE, COMMISSION CHAIRMAN

DISCUSSION/ACTION/DIRECTION TO COUNTY DEPARTMENT HEADS AND ELECTED OFFICIALS TO ATTEND DEPARTMENT HEAD MEETINGS OR TO SEND A REPRESENTATIVE FROM THEIR DEPARTMENT

Chairman Richard Howe strongly suggested that a representative from every County Department be present at all the Department Head meetings; he asked if this should be made a mandate. Commissioner Carol McKenzie would like to see language that it be "strongly encouraged" instead. District Attorney Mike Wheable advised these meetings could affect their budgets next Spring. Chairman Richard Howe entertained a motion to approve. Commissioner Carol McKenzie made a motion to strongly encourage the Department Heads to attend the Dept. Head meetings whenever they are held, including the elected officials. Commissioner Steve Stork seconded. Motion carried. WPC Clerk Nichole Baldwin will draft a letter to this effect and put it on the next agenda for ratification.

DISCUSSION/ACTION/APPROVAL TO SUPPORT NATIONAL SERVICE RECOGNITION DAY

Chairman Richard Howe entertained a motion for approval. Commissioner Steve Stork made a motion to support National Service Recognition Day as requested. Commissioner Gary Perea seconded. Motion carried.

##### CAROL MCKENZIE, COMMISSIONER

DISCUSSION ONLY REGARDING PARKING AT OR NEAR THE COUNTY COURTHOUSE

Commissioner Carol McKenzie advised that there are often activities in the Park; we close Clark Street and 8<sup>th</sup> Street as well for those, and there's very little parking for them. She felt that if the area where the Annex

was leveled and some parking was made available there, it would help. Also, the area going down the hill on the south side of Campton could be utilized for parking, if we made sure we left some grass for the deer. She continued that we're constantly having activities in the park, and the parking is generally atrocious for events. Commissioner Steve Stork pointed out that while he agrees, we're building a new judicial complex in short order, and he felt we should be dedicating our time and money towards that effort. While it is a problem, he felt it was more of a short-term issue. District Attorney Mike Wheable added that much of the parking is judicial-related, and in 3 more years that might not be so evident. Commissioner McKenzie maintained that doing as she suggested would help the situation a great deal. Library/Sr. Center Program Administrator Lori Romero noted that in the wintertime, coming down the parking lot towards Campton it's slick, and you could slide into passing traffic. She continued that we'd lose a lot of that traffic when the new court complex opens, but it still poses problems for the summer/winter activities, which we're trying to keep here in downtown Ely. She felt it would be helpful if even the base dirt and gravel were done. Chairman Richard Howe felt that even a short-term fix wouldn't be feasible, knowing that the parking would be easing up soon. Public Works Director Bill Calderwood advised that he does track hours to try and make the end of the fiscal year equitable, and the Maintenance Dept. actually has more hours invested in the Road Dept. He didn't see an issue for providing a base and compacting, that it would comprise only a few hours of work. This will be placed on the next agenda.

## ELECTED OFFICIALS

### MIKE WHEABLE, DISTRICT ATTORNEY

#### DISCUSSION/ACTION/DIRECTION TO DISTRICT ATTORNEY'S OFFICE TO DRAFT ORDINANCES AND/OR RESOLUTIONS IMPLEMENTING ZONING RESTRICTIONS ON MARIJUANA ESTABLISHMENTS

District Attorney Mike Wheable advised that now that the County has a business license that will be going forward, we will need some direction on what types of areas we would allow for cultivation/sales of marijuana. Whether it's to be an open field, closed field, manufacturing for zoning, commercial, whatever, he noted the Board needs to comment. Also, public hearings will need to be held as well. Deputy D.A. Bryan Pyle advised there are different types of marijuana establishments, and we will require different zoning requirements for each type of establishment. If he had a sense of where the Board wants to go with this, it would be helpful in figuring this all out. When Commissioner Carol McKenzie asked about the waste from the process, as to where it would go, Deputy D.A. Pyle noted that we can defer to the State as they have many regulations on this. He continued that we could either do each one, or implement their scheme and fit it to our needs. He added that while we did approve the County business license today, you can't get a license until a local Ordinance is done. There followed some discussion regarding indoor vs. outdoor grows; it was felt indoor would be best, as it would alleviate safety issues as well as not pose problems with wildlife ingesting the marijuana plants. Chairman Richard Howe pointed out that we have our Industrial Park already zoned, it's not close to schools, fences are up, and property has been sitting there since 1982 with still room to grow. He felt it would be good to designate a specific place such as this. Commissioner Shane Bybee agreed, and felt we should mandate properties for the marijuana grow to the Industrial Park alone. D.A. Wheable cautioned that it depends on how the Industrial Park is zoned, but then again this Board can change the zoning in the Park as well. Following further discussion, he felt that an indoor establishment in the Industrial Park seems to be where this Board wants to go. Commissioner Gary Perea added that the water they will be using and the waste are two issues of concern. Deputy D.A. Pyle noted he now has a clear sense of direction from this discussion.

#### DISCUSSION/ACTION/APPROVAL TO ENDORSE MARSY'S LAW EITHER AS A COUNTY COMMISSION OR AS INDIVIDUAL COMMISSIONERS

District Attorney Mike Wheable noted that after analyzing the original paperwork and comparing it to the final law as it currently stands, the difference shows a less extensive impact on the County than was originally thought. He added that Marsy's Law seems to be supported all across the State. While there could be some unseen costs down the road, it is notable that the other counties seem to be endorsing this. Chairman Richard Howe entertained a motion for approval. Commissioner Gary Perea made a motion to approve endorsement of Marsy's Law. Commissioner Shane Bybee seconded. Motion carried.

DISCUSSION/ACTION/APPROVAL OF RESOLUTION 2018-08, A RESOLUTION OF THE WHITE PINE COUNTY BOARD OF COUNTY COMMISSIONERS DECLARING THAT THE COMMISSION IS IN FAVOR OF IMPLEMENTING THE SILVER STATE OFF-HIGHWAY VEHICLE TRAIL WITHIN WHITE PINE COUNTY

Chairman Richard Howe cited an email from Ms. Karen Boeger, voicing her opinion in opposition to the Silver State OHV Trail. Copies were provided to the Board and the public, it was noted.

Ms. Leslie Riley, BLM, advised that they had provided PLUAC with copies of the original EA for this in 2010. She noted that this just requires a supplement addressing the sage grouse concerns, and then it will be ready to move forward. If any changes are made, however, she noted that the entire process would need to be repeated. WPC Clerk Nichole Baldwin advised she will scan and email the EA to the Board. Ms. Riley noted this is ready to go, it just needs approval and implementation by the Board.

Commissioner Gary Perea noted that ATV's aren't allowed on County roads; however, many of these trails are on County roads. District Attorney Mike Wheable clarified that as long as the ATVs are registered and they are licensed drivers, they are allowed. He advised that the County recently passed an Ordinance keeping ATVs off the "off-road areas", and from a prosecuting perspective he would like to designate an area(s) for the purpose. Commissioner Perea continued that PLUAC had voted to go forward, but they also want to see some public hearings/input. Commissioner Steve Stork commented that "this was studied to death 7 years ago, and we just need to go from there!" He added that we are the island in the whole state of Nevada that isn't doing this. Further, if we want to develop our recreational abilities, we need to go forward with this.

Chairman Richard Howe asked if we are in favor of implementing this, or not? If not, then we would have to start all over again, and "this stuff is already done." Mr. Bill Miller provided a brief history as to where we were and where we're going; he agreed with Commissioner Stork, in that we need to follow this opportunity. He noted that in researching the issue in 2011, there had been no findings of significant impact (FONSI) found on this trail. However, at that time the public wasn't satisfied with the findings pertaining to wildlife and habitat, and the trail has 103 miles of County roads that have potential impacts to this route. He added that Ms. Boeger was in attendance at those meetings during 2011, and at that time Commissioner Brent Eldridge wasn't comfortable with how the FONSI was drafted. Mr. Miller continued that the trail goes past 12 springs—the Rotary Club had donated one of the guzzlers which were also placed along the trail. Also, the matter of the sage grouse is not over; he doesn't wish to see a trail that goes directly past sage grouse lex. In Cave Lake Valley alone there are 4 lex near the trail, he noted. He felt we need to adopt the FONSI as written, instead of adopting the trail system; that system is already in place. It's a good idea, he concluded, to meet with the different people and clubs and create a good route through the County. Commissioner Stork commented that "we can come up with 101 reasons in this County for NOT doing something!" He doesn't get why we're dragging our feet on this; Chairman Howe echoed his sentiments. During the discussion, Commissioner Perea noted that if this Board approves it, it's as the trails have been laid out by the BLM. He would request the BLM to revisit the highway trails; we need to have some kind of trail system in the County, we just need to ascertain where.

Commissioner Shane Bybee noted that we could sit in this room for 10 years and we wouldn't come up with a trail plan that won't "tick a property owner off." It's working in other states, in other counties, and it's driving revenue in those communities. He continued that he can't stand back and do this, when we have a plan that's been presented, and we can move forward with a plan that's already working in counties around us.

Ms. Moira Kolada, of NDOW, advised that when this plan came through NDOW there was potential impacts for the springs, not just for wildlife but also from a recreational perspective. Several routes have already been analyzed, and this Board can "pick and choose" from those, either a specific route or a combination of routes to best suit the purpose. Following further discussion, D.A. Wheable advised this is just a simple Resolution being requested of the Board, as to if they want to move forward with this. Chairman Richard Howe entertained a motion of approval. Commissioner Steve Stork made a motion to approve Resolution 2018-08, declaring that the Commission is in favor of implementing the Silver State OHV Trail within White Pine County. Commissioner Shane Bybee seconded. Motion carried 4:1, with Commissioner Gary Perea voting in opposition.

Richard Howe, Chairman  
Shane Bybee, Vice Chairman  
Commissioner Gary Perea  
Commissioner Carol McKenzie  
Commissioner Steven M. Stork

801 Clark Street, Suite 4  
Ely, Nevada 89301  
(775) 293-6509  
Fax (775) 285-2544

Nichelle Baldwin, Ex-officio Clerk of the Board

White Pine County  
Board of County Commissioners

vpclerk@whitepinecountynev.gov

RESOLUTION NO. 2018-08

**A RESOLUTION OF THE WHITE PINE COUNTY BOARD OF COUNTY COMMISSIONERS  
DECLARING THAT THE COMMISSION IS IN FAVOR OF IMPLEMENTING THE SILVER  
STATE OFF-HIGHWAY VEHICLE TRAIL WITHIN WHITE PINE COUNTY**

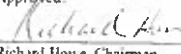
WHEREAS, NRS 244.137 establishes the County's authority to regulate matters of local concern;

WHEREAS, the Board of County Commissioners of WHITE PINE COUNTY, State of Nevada, do expressly find that implementation of the Silver State Off-Highway Vehicle Trail within White Pine County would be in the best interest of the County;

**NOW, THEREFORE, THE BOARD OF COUNTY COMMISSIONERS OF WHITE PINE COUNTY, STATE OF NEVADA, hereby resolves that is in favor of implementation of the Silver State Off-Highway Vehicle Trail within White Pine County, Nevada.**

INTRODUCED AND PASSED this 14<sup>th</sup> day of February, 2018

Approved:

  
Richard Howe, Chairman  
BOARD OF COUNTY COMMISSIONERS  
White Pine County, Nevada

ATTEST:

  
Clerk of the Board

DISCUSSION/ACTION/APPROVAL OF RESOLUTION 2018-09, A RESOLUTION OF THE WHITE PINE COUNTY BOARD OF COUNTY COMMISSIONERS REQUESTING THAT THE BLM REVISIT THE ISSUE OF IMPLEMENTING THE SILVER STATE OFF-HIGHWAY VEHICLE TRAIL WITHIN WHITE PINE COUNTY

Commissioner Gary Perea made a motion to approve Resolution 2018-09, requesting that the BLM revisit the issue of implementing the Silver State OHV Trail within White Pine County. Commissioner Carol McKenzie seconded. Motion carried.



Richard Howe, Chairman  
Shane Bybee, Vice Chairman  
Commissioner Gary Perea  
Commissioner Carol McKenzie  
Commissioner Steven M. Stork

801 Clark Street, Suite 4  
Ely Nevada 89301  
(775) 293-6509  
Fax (775) 293-2544

Nichole Baldwin, Ex-officio Clerk of the Board

**White Pine County**  
**Board of County Commissioners**

wpclerk@whitepinecounty.nv.gov

**RESOLUTION NO. 2018-09**

**A RESOLUTION OF THE WHITE PINE COUNTY BOARD OF COUNTY COMMISSIONERS REQUESTING THAT THE BUREAU OF LAND MANAGEMENT REVISIT THE ISSUE OF IMPLEMENTING THE SILVER STATE OFF-HIGHWAY VEHICLE TRAIL WITHIN WHITE PINE COUNTY**

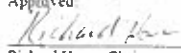
WHEREAS, NRS 244.137 establishes the County's authority to regulate matters of local concern.

WHEREAS, the Board of County Commissioners of WHITE PINE COUNTY, State of Nevada, do expressly find that implementation of the Silver State Off-Highway Vehicle Trail within White Pine County would be in the best interest of the County.

NOW, THEREFORE, THE BOARD OF COUNTY COMMISSIONERS OF WHITE PINE COUNTY, STATE OF NEVADA, hereby resolves that it respectfully requests that the Bureau of Land Management undertake such action to implement the Silver State Off-Highway Vehicle Trail within White Pine County, Nevada.

INTRODUCED AND PASSED this 14<sup>th</sup> day of February, 2018

Approved

  
Richard Howe, Chairman  
BOARD OF COUNTY COMMISSIONERS  
White Pine County, Nevada

ATTEST:

  
Clerk of the Board

**DISCUSSION/ACTION/APPROVAL OF RESOLUTION 2018-10, A RESOLUTION OF THE WHITE PINE COUNTY BOARD OF COUNTY COMMISSIONERS DECLARING TERMS AND CONDITIONS FOR LEASE OF HANGAR #2 AT WHITE PINE COUNTY AIRPORT PURSUANT TO NRS 496.090**

Chairman Richard Howe cited an email received from Mr. Michael Coster regarding this. District Attorney Mike Wheable advised that while he understands this position, he disagrees with Mr. Coster's legal analysis, although his conclusion is fine. Holding both a sealed bid and oral auction is acceptable; in fact, he felt we might get more robust oral bids, and he had a change that he suggested to the Board: (1) Under 1.), strike the language and replace with "The lease will be awarded through a sealed bid and/or an oral bid public auction." During the discussion, Deputy D.A. Bryan Pyle advised that this should be noted as consistent per NRS 244.283; this is also consistent with any other bids done for County property. Following the advice of legal counsel, Commissioner Steve Stork made a motion to approve Resolution 2018-10 with the change under 1.) to read "The lease will be awarded through a sealed bid and/or oral bid public auction, consistent with NRS 244.283." Commissioner Carol McKenzie seconded. Motion carried.

Richard Howe, Chairman  
Shane Bybee, Vice Chairman  
Commissioner Gary Perea  
Commissioner Carol McKenzie  
Commissioner Steven M. Stork

801 Clark Street, Suite 4  
Ely, Nevada 89301  
(775) 293-8509

Fax (775) 289-2544

Nichole Baldwin, Ex-officio Clerk of the Board

White Pine County  
Board of County Commissioners

wpcclerk@whitepinecounty.nv.gov

RESOLUTION NO. 2018-10

**A RESOLUTION OF THE WHITE PINE COUNTY BOARD OF COUNTY COMMISSIONERS  
DECLARING TERMS AND CONDITIONS FOR LEASE OF HANGAR #2 AT WHITE PINE  
COUNTY AIRPORT PURSUANT TO NRS 496.090**

WHEREAS, NRS 244.137 establishes the County's authority to regulate matters of local concern;

WHEREAS, the Board of County Commissioners of White Pine County, State of Nevada, do expressly find that leasing Hangar #2 at the White Pine County Airport is in the best interest of the County;

WHEREAS, NRS 496.090 grants the Board of County Commissioners of White Pine County the authority to lease airport facilities or space to any person for a period not exceeding 50 years, upon such terms and conditions as the Commission deems proper;

NOW, THEREFORE, THE BOARD OF COUNTY COMMISSIONERS OF WHITE PINE COUNTY, STATE OF NEVADA, hereby resolves that the County undertake the offering of a five-year lease agreement for Hangar #2 at the White Pine County Airport pursuant to the following terms and conditions:

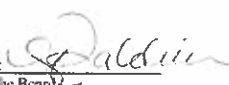
1. The lease will be awarded through a sealed-bid and/or oral-bid, consistent with NRS 244.283.
2. While no reserve or minimum bid shall be set, the Commission will review bids in relation to the fair market value of Hangar #2.
3. When drafting the operative lease agreement for Commission approval, the County shall look to past Airport facility lease agreements for guidance as to the relevant terms.
4. The County shall publish its intention to lease Hangar #2 in accordance with NRS 496.090.
5. The County shall enter into a lease for Hangar #2 only after notice has been given and a meeting held in accordance with NRS 496.090.

FURTHER, a sunset clause shall be enforced declaring that this Resolution is hereby repealed upon expiration of the lease agreement arising from this Resolution.

INTRODUCED AND PASSED this 14<sup>th</sup> day of February, 2018

Approved: 

Richard Howe, Chairman  
BOARD OF COUNTY COMMISSIONERS  
White Pine County, Nevada

TEST:   
Clerk of the Board

**NICHOLE BALDWIN, COUNTY CLERK**

**DISCUSSION/ACTION/APPROVAL OF RESIGNATIONS AND APPOINTMENTS FOR WHITE PINE COUNTY ADVISORY BOARDS AND TOWN COUNCILS**

**Resignations**

Kathryn Griffith  
Elaine Blackham

LEPC  
Water Advisory Committee

Ely Shoshone Tribe  
G.I.D. Member

**Requesting (Re) Appointments**

Christina Rimington  
Bernadett Sena  
Frederick K. Partey  
Jill T. Perez  
Jill T. Perez  
Kathryn Griffith  
Kathryn Griffith  
Kurt Carson

Lund Town Council  
LEPC  
Water Advisory Committee  
Water Advisory Committee  
LEPC  
LEPC  
Water Advisory Committee  
LEPC

At Large Resident  
Public Health  
Mining/KGHM  
Ely Shoshone Tribe  
Local Env./Ely Shoshone Tribe  
Local Environmental  
Environmental  
City of Ely

WPC Clerk Nichole Baldwin read the resignation requests as noted, and explained that Kathryn Griffith had resigned from the Water Advisory Committee as a representative of the Ely Shoshone Tribe; she is asking to also approve her resignation from LEPC today as the tribal representative. Clerk Baldwin added that she had received a request for resignation of Elaine Blackham from the Ruth-McGill G.I.D. as well. Chairman Richard

Howe entertained a motion to approve as requested. Commissioner Steve Stork made a motion to accept the resignations of Kathryn Griffith from LEPC and Elaine Blackham from the Ruth-McGill G.I.D. Commissioner Shane Bybee seconded. Motion carried.

Clerk Baldwin also noted that Christina Rimington had let her seat on the Lund Town Council lapse, but she wants to remain on that board. Bernadett Sena is seeking her new appointment on LEPC; Frederick Parthey is looking to sit on the Water Advisory Committee as a replacement for Angela Martin for KGHM. Jill Perez is here today; she is looking to fill the seat vacated by Kathryn Griffith as a voting member representing the Ely Shoshone Tribe on LEPC. Kathryn does a lot of work on these boards, and is asking to be appointed to LEPC and the Water Advisory Committee as the Environmental representative on both. Also, Kurt Carson is requesting to be reappointed to LEPC representing the City of Ely. Commissioner Gary Perea made a motion to accept these reappointments/appointments as requested. Commissioner Steve Stork seconded. Motion carried.

At 11:53 a.m., Chairman Richard Howe recessed the Commission meeting for a break. The meeting was reconvened at 12:03 p.m.

#### BURTON HILTON, COUNTY ASSESSOR

##### DISCUSSION/ACTION/APPROVAL TO RATIFY A LETTER OF SUPPORT TO LONGROAD DEVELOPMENT COMPANY, LLC FOR THEIR DEVELOPMENT OF SOLAR RESOURCES IN WHITE PINE COUNTY

Chairman Richard Howe advised Longroad Development Company, LLC is looking for a letter of support from this Board. The letter was prepared and reviewed by the District Attorney, and this is on the agenda to ratify the request. He added that all the Commissioners had voiced support for this project. Chairman Howe entertained a motion to ratify as requested. Commissioner Shane Bybee made a motion to ratify the letter of support to Longroad Development Company, LLC for their development of Solar Resources in White Pine County. Commissioner Steve Stork seconded. Motion carried.

##### DISCUSSION/ACTION/APPROVAL OF THE SPECIAL ASSESSMENTS FOR THE FY 2018-19 ON THE FOLLOWING STATE OF NEVADA, DIV. OF WATER RESOURCES LISTS, ACCORDING TO NRS 534.040: WHITE RIVER GROUNDWATER BASIN \$2,797.11, STEPTOE GROUNDWATER BASIN \$11,240.20, AND HUNTINGTON GROUNDWATER BASIN \$2,627.57

Chairman Richard Howe deferred to WPC Assessor Burton Hilton on these assessments; Assessor Hilton advised he is here to answer any questions. There were none, and there was no discussion needed. Commissioner Gary Perea made a motion to approve the special assessments for FY2018-19 on the Nevada Div. of Water Resources lists for White River Groundwater Basin (\$2,797.11), Steptoe Groundwater Basin (\$11,240.20), and Huntington Groundwater Basin (\$2,627.57) as requested. Commissioner Carol McKenzie seconded. Motion carried.

##### DISCUSSION/ACTION/APPROVAL TO DESIGNATE THE ATTACHED LIST OF EIGHT (8) PERSONAL PROPERTY ACCOUNTS FOR A TOTAL OF \$2,094.32 AS UNCOLLECTABLE AND ALLOW THE ASSESSOR TO WRITE OFF THE ACCOUNTS UNDER NRS 361.5607

Assessor Hilton cited the list in the backup materials; there was no discussion. Commissioner Gary Perea noted that he does have an address available on the Silver Track Hotel that might be current; Assessor Hilton appreciated that. Commissioner Carol McKenzie made a motion to designate the list of 8 personal property accounts totaling \$2,094.32 as uncollectable and allow the Assessor to write off the accounts per NRS 361.5607 as requested. Commissioner Steve Stork seconded. Motion carried.

DEPARTMENT HEADS

LORI ROMERO, LIBRARY DIRECTOR/SR. PROGRAM ADMINISTRATOR

DISCUSSION/ACTION/APPROVAL TO ACCEPT THE NUTRITION SERVICES INCENTIVE PROGRAM SUPPLEMENTAL FUNDS IN THE AMOUNT OF \$1,647 WITH NO COUNTY MATCH

Library/Sr. Program Administrator Lori Romero advised this program is a supplement that is used for our commodities. She explained we don't apply for this grant, they just advise us when monies are available. Commissioner Shane Bybee made a motion to accept the Nutrition Services Incentive Program supplemental funds for \$1,647 with no County match as requested. Commissioner Carol McKenzie seconded. Motion carried.

MEGAN BROWN, AQUATIC CENTER DIRECTOR

DISCUSSION/ACTION/APPROVAL TO UPDATE THE AQUATIC DEPARTMENT PAY SCALE WHICH WOULD GO INTO EFFECT JULY 1, 2018 IN FY 2019

Aquatic Center Director Megan Brown advised she had looked into comparable wages; the current pay scale has been in place with no increase since 2014. She noted it's difficult to get Lifeguards to take the 20 hours of training, for which they pay themselves, and then have them start at a wage less than is paid at McDonald's. She is looking to stay competitive, which is why she is requesting the update. Finance Director Elizabeth Frances, in reply to a query from the Board, advised that based on this year's wages, this could mean a \$23,000-25,000 increase depending upon the Swim Coach, since that position wasn't included in her analysis. She explained that wouldn't be a new employee, but rather an increase; a 6-8% increase would be expected in each of the line items, as cited in the backup material. Chairman Richard Howe noted that the wages are even low with that 6-8% increase; Commissioner Shane Bybee agreed, adding that no one will be coming in to work for minimum wage. Commissioner Shane Bybee made a motion to approve updating the Aquatic Dept. pay scale, to go into effect July 1, 2017 in FY 2019. Director Frances noted she will work with Director Brown to make the necessary adjustments. Following further discussion, Director Brown added that this will give the Lifeguards an investment in their jobs, and she'll be able to keep her employees longer. She also noted that they are reimbursed for the training, but they have to put in their time first. Commissioner Steve Stork seconded the motion on the floor. Motion carried.

KATHY RICCI, HUMAN RESOURCES DIRECTOR

DISCUSSION/ACTION/APPROVAL OF A WRITTEN PLAN OF ACTION TO CORRECT ISSUES WHICH CAME TO LIGHT DURING THE CLOSED PERSONNEL SESSION OF FIRE CHIEF/DIRECTOR OF EMERGENCY SERVICES, TIM WOOLEVER, PREVIOUSLY HELD WHICH MAY ALSO INCLUDE ISSUING TO CHIEF WOOLEVER; A 90 DAY PROBATIONARY PERIOD WITH THE ADOPTION OF A CALENDAR CREATED WITH THE ASSISTANCE OF THE FINANCE DEPT. WITH SPECIFIC GOALS TO BE ACHIEVED BY SPECIFIC DATES AND AN UPDATE TO THE BOARD ON 4/11/18; AND/OR PROBATION THROUGH 6/30/18 WITH THE ADOPTION OF A CALENDAR CREATED WITH THE ASSISTANCE OF THE FINANCE DEPT. WITH SPECIFIC GOALS TO BE ACHIEVED BY SPECIFIC DATES INCLUDING OBTAINING A RECOGNIZED NEVADA EMT CERTIFICATE. FAILURE TO ACHIEVE SET GOALS WILL BE GROUNDS FOR ACTION UP TO AND INCLUDING TERMINATION

This was opened simultaneously with the same agenda item under the Fire Commission earlier. D.A. Wheable noted the motion was made under the Fire Commission, but now the County Commission motion needs to be taken. County Commissioner Steve Stork made a motion that Chief Woolever be placed on probation to June 30, 2018 and work with the Finance Dept. on a calendar with goals to be achieved including obtaining a recognized Nevada EMT certificate, with the failure to achieve the set goals being grounds for action up to and including termination. Also, the schedule will be developed over the next couple of weeks and be brought back to the County Commission for ratification. County Commissioner Shane Bybee seconded the motion. Motion carried. D.A. Wheable also clarified that the EMT certification needs to be achieved by the end of the probationary period.

DISCUSSION/ACTION/DIRECTION ON THE PROPOSED COUNTY MANAGER JOB DESCRIPTION AND COMPENSATION

Human Resources Director Kathy Ricci cited the backup materials, including an Ordinance that she had located in her research. While the District Attorney's office hasn't reviewed these, she advised it's still good history for the Board to look at. In the Ordinance, she noted much of the job functions were taken away from Human Resources, Finance, and Public Works. She also cited a Job Description from 2009 as well as the current exempt employee pay scale, including the exempt positions the County is no longer filling (such as the Community Coordinator). Director Ricci continued that it's been traditional that there's never enough money in the budget to cover the County Manager's position; she included some comparables with other counties for the Board's information. Chairman Richard Howe voiced appreciation for this information, and that many of our offices are working from 60-70 hours/week; this indicates a definite need for someone to come in and help us. He did suggest that if the Board wished to go with a County Manager or a grant writer instead, we can discuss whichever way might be good during the upcoming budget hearings. Commissioner Gary Perea asked if the County Managers also have a Secretary/Admin. Assistant included in the other counties' examples; the reply was affirmative, and in fact Director Ricci is highly recommending this. Commissioner Perea commented that he's inclined not to proceed with this, as he feels we would end up hiring and then not having the money. While the City of Ely's Administrator Bob Switzer is doing a good job for the City, that's their decision to make whether they can afford it or not; he feels we couldn't afford this in the foreseeable future. However, he added, if the City/-County combine their services into just one government, then he felt a Manager would be needed. Chairman Howe suggested perhaps a grant writer could help us out in some of our offices, for less money than a County Manager. Commissioner Shane Bybee felt that if we find the right person, "that person will make their salary." In reply to a query from the Board regarding if the County Managers in the other counties are under the Commission, or do they have their own budgets, Director Ricci will research this. She will also look into what offices were replaced, when the County Managers came on board in those other counties.

DISCUSSION/ACTION/APPROVAL FOR THE 5% TEMPORARY WORKING OUT OF CLASSIFICATION PAY TO THE ASSISTANT COOK IN THE ABSENCE OF THE COOK WITH THE SENIOR NUTRITION PROGRAM AS OUTLINED IN ARTICLE 8 OF THE COLLECTIVE BARGAINING AGREEMENT AND ANALYZED BY THE DISTRICT ATTORNEY'S OFFICE

Director Ricci advised she is bringing this to the Board for their recommendation/approval, as there was a question as to if the Assistant Cook would be eligible for the out-of-class pay. District Attorney Mike Wheable noted that there are instances when they aren't paid, if the duties are included in the Job Description. However, he has reviewed this and felt this specific individual should be paid for that time. Director Ricci noted the duties entailed that this person has taken up on the Cook's absence. Commissioner Gary Perea made a motion to approve the 5% temporary working out-of-class pay to the Assistant Cook in the absence of the Cook with the Senior Nutrition Program as requested. Commissioner Shane Bybee seconded. Motion carried. There was a question regarding in the Job Description where the Assistant Cook does assume some of those duties; Deputy D.A. Bryan Pyle noted that could trigger the collective bargaining agreement coming into play. Chairman Howe asked if anyone wished to change their vote; no one did, therefore the motion stands.

DISCUSSION/ACTION/APPROVAL FOR LONGEVITY PAY FOR EMPLOYEES WHO HAVE A BREAK IN SERVICE AND RETURN TO EMPLOYMENT WITHIN 12 MONTHS OF THE EMPLOYEES' VOLUNTARY SEPARATION, AS OUTLINED IN PERSONNEL POLICY 5.8 AND COLLECTIVE BARGAINING AGREEMENT ARTICLE 24

Human Resources Director Kathy Ricci asked to table this until the February 28<sup>th</sup> Commission meeting, since Finance Director Elizabeth Frances has requested her to look into the rehire section of our County policy. Commissioner Steve Stork made a motion to table this agenda item as requested. Commissioner Shane Bybee seconded. Motion carried.

DISCUSSION/ACTION/APPROVAL FOR RECRUITMENT OF A LESS-THAN-HALF-TIME KITCHEN TECH/DRIVER AND WELLNESS DRIVER ON AN AS-NEEDED BASIS FOR THE WHITE PINE NUTRITION PROGRAM

Director Ricci advised there has been a resignation of the Nutrition Center driver as noted, and they are seeking to fill this vacancy. Chairman Richard Howe entertained a motion to approve. Commissioner Carol McKenzie made a motion to approve recruitment for a less-than-half-time Kitchen Tech/Driver and Wellness Driver on an as-needed basis for the White Pine Nutrition Program. Commissioner Steve Stork seconded. Motion carried.

DISCUSSION/ACTION/APPROVAL TO CHANGE THE PART-TIME AMBULANCE BILLING POSITION TO FULL-TIME

This agenda item was on the Fire Commission agenda; Commissioner Gary Perea had requested this be tabled for now, and to be discussed during the upcoming budget hearings. As this must be addressed during the County Commission agenda items, County Commissioner Gary Perea made a motion to table this agenda item; Commissioner Shane Bybee seconded. Motion carried.

ELIZABETH FRANCES, FINANCE DIRECTOR

DISCUSSION/UPDATE/REPORT/APPROVAL OF QUARTERLY GRANT REPORTS BY GRANT MANAGERS FOR DISTRICT COURT, TREASURER, EMERGENCY MANAGEMENT, AND AIRPORT

Finance Director Elizabeth Frances handed out the reports and explained they are in a new format. The District Court grants are awarded to the Seventh Judicial District Court, but since they are run through the Finance Dept. she is sending them to the District Court for their information. She continued that Airport Manager Lance Gale didn't do the formatted report, but he did send an email which was included in her handout, along with the Treasurer's report. There was nothing submitted from Emergency Management, and WPC Clerk Nichole Baldwin advised she hadn't received one either. Chairman Richard Howe entertained a motion for approval. Commissioner Steve Stork made a motion to approve the Quarterly Grant Reports as submitted, for all but the Emergency Management report. Commissioner Carol McKenzie seconded. Motion carried. Director Frances noted this is the second time the Emergency Management report hasn't been submitted; this will be placed on the next agenda, and she will work with WPC Fire District Chief Tim Woolever on this matter.

DISCUSSION/ACTION/APPROVAL TO SUBMIT A WAIVER TO PREVENT WHITE PINE COUNTY'S REMOVAL FROM THE SUPPLEMENTAL CITY-COUNTY RELIEF TAX GUARANTEED STATUS TO THE DEPARTMENT OF TAXATION

Finance Director Elizabeth Frances advised this is done annually in order to maintain our guaranteed CTX status. She reported that at this point, we're losing money; we're collecting more funds, but the State is also getting more monies, much more than what we are receiving. She cautioned that this would be a one-time issue; once we're removed from the guaranteed status, and then if the mines close, "we lose." Once we're off that status, we can't get it back; the CTX does form a large portion of the Operating Budget for the General Fund. She is recommending the Board maintain our guaranteed status so that when the mines close, we wouldn't be leaving the taxpayer in a bind. Also, she has talked with the Nv. Dept. of Taxation with respect to her required attendance at the upcoming Tax meeting, and she can attend that by telephone if the Board would like her to do that. She advised she would have the letter prepared for this afternoon. Commissioner Steve Stork made a motion to submit a waver to prevent White Pine County's removal from the Supplemental CTX guaranteed status to the Dept. of Taxation as requested. Commissioner Carol McKenzie seconded. Motion carried.

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

Commissioner Shane Bybee made a motion to approve the Consent Agenda as presented. Commissioner Steve Stork seconded. Motion carried.

**NOTICE OF UNTIMED ITEMS**

DISCUSSION/ACTION/APPROVAL OF MINUTES FROM COUNTY COMMISSION MEETINGS ON THE FOLLOWING DATES

**January 24**

Chairman Richard Howe entertained a motion to approve the minutes as requested. Commissioner Carol McKenzie made a motion to approve the January 24 Commission minutes as presented. Commissioner Steve Stork seconded. Motion carried.

RECOMMENDATIONS FOR ITEMS FOR FUTURE AGENDAS

- County Manager
- Longevity pay for employees with a break in service to the County
- Pay increases regarding out-of-class work, Personnel Policy
- Interlocal agreement WPC/Fire District for EMS services
- Resolution under Fire Commission to enter into interlocal EMS services on behalf of WPC; also an interlocal agreement for EMS services and amending the Fire services' City/County agreement
- Swim Team for WPHS; agreement whereby no charge to the school for the use of the pool facilities
- OHV and County roads; how to proceed forward
- Draft letter to delegation to vote down any cutting of SNPLMA funds
- Golf Course carts are restricting use of the Golf Course; change of an Ordinance to allow a timeframe for obtaining some funds towards purchase/lease of golf carts

**PUBLIC COMMENT**

Ms. Laurie Carson advised she was in Las Vegas for the SLUPAC meeting, where there was lots of discussion regarding the marijuana issue. The next SLUPAC agenda will have that issue on there; they will be having a meeting here in Ely on Friday, June 1<sup>st</sup>. She noted that it would be important for a representative from the Commission attend a SLUPAC meeting regardless, in order to familiarize themselves with all SLUPAC does.

Commissioner Shane Bybee advised of a benefit for Jay Derbidge; it will be a dinner/auction held on Saturday, February 24<sup>th</sup>. Tickets are available for this very worthwhile cause, it was noted.

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

At 12:49 p.m., Chairman Richard Howe entertained a motion to close the Open Meeting. Commissioner Steve Stork made a motion to close the Open Meeting for discussion with the Board related to collective bargaining pursuant to NRS 288.220 as requested. Commissioner Shane Bybee seconded. Motion carried. Members of the public were excused and the Closed Session commenced.

At 12:57 p.m., Commissioner Carol McKenzie made a motion to close the Closed Session and reconvene the regular Commission meeting. Commissioner Steve Stork seconded. Motion carried.

ADJOURNMENT

At 12:57 p.m., Commissioner Shane Bybee made a motion to adjourn the meeting. Commissioner Steve Stork seconded. Motion carried.

BOARD OF COUNTY COMMISSIONERS  
COUNTY OF WHITE PINE  
STATE OF NEVADA

BY: Richard Hume

ATTEST:

W. Saldivian  
WPC CLERK OF THE BOARD