

IN A REGULAR MEETING OF THE WHITE PINE COUNTY COMMISSION HELD ON AUGUST 8, 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  
Susan Lujan, Deputy Clerk

The Following Were Absent:

Steve Stork, Commissioner  
Nichole Baldwin, Clerk of the Board

County Officials

Jennifer Farnworth, IT Specialist  
Timothy Bunch, Human Resources Director  
Scott Henriod, WPC Sheriff  
William Ward, Interim WPC Fire Dist. Chief  
Keith Westengard, WPC Fire Dist. Chief/Dir. EMS  
Bill Calderwood, Public Works Director  
Elizabeth Frances, Finance Director  
Bryan Pyle, Deputy District Attorney  
Mike Wheable, District Attorney  
Catherine Bakaric, WPC Treasurer  
Lance Gale, Airport Manager  
Lisa Scoble, Chief Deputy Treasurer  
Lori Romero, Library/Sr. Center Administr.  
Kristi Rozich, Aquatic Center Director  
Desiree Barnson, Social Services Director

Also Present

Gayle Bartlett, Ag. Dist. 13/Fair & Rodeo Adv. Bd.  
William Butts, Water Advisory Committee  
George Chachas, KGTV-10  
Kay McMurray, Ely Times  
Mark Bassett, Nevada Northern Railway  
Richard Barber  
Scott Laity, Bristlecone Bowmen  
Cassandra Dittus, Ely Shoshone Tribe  
Trent Griffith, Ely Shoshone Tribe Councilman  
Diana Buckner, Ely Shoshone Tribe Chairman  
Donna Bath, Senator Dean Heller  
Mike Coster  
Travis Godon  
Charles Odgers

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Chairman Richard Howe called the meeting to order at 9:02 a.m. District Attorney Mike Wheable led the Pledge of Allegiance.

PUBLIC COMMENT

Mr. Mark Bassett, President of the Northern Nevada Railway Foundation, wished to comment under the SNPLMA reprioritizing agenda item. He noted that the Foundation was the 2<sup>nd</sup> priority item on that list, and he assured the Board they are working diligently on that. District Attorney Mike Wheable advised that item is being tabled.

Mr. George Chachas had several concerns; first, the agenda item regarding the new Business License requirements. Per Ordinance, you have to have one prior to opening a business a White Pine County, yet nothing is noted on having the State License Number. Chairman Richard Howe advised that agenda item is being tabled today. Mr. Chachas also wanted to know how we are handling those businesses who have no set location in the County and no employees. He advised we need a new newspaper; he showed a tiny ad relating to unfair/non-competitive practices, but yet we have no news in the paper. He added we also need a new cable company, and that we're going backwards instead of forwards here. The T.V. District has over \$1 million in the bank. He cited an event at the BMX track where he observed at least 12 trailers; does the person owning that property have a Business License, and do they pay the T.V. tax? He continued to cite lack of ADA compliance at Commissioner Carol McKenzie's home in Lund; she replied that it's inside her property line; Mr. Chachas disagreed and was told to move his comments along. He also cited lack of a proper study prior to Ely Disposal's ability to charge additional fees. He noted there's no proper accounting of tax monies and how they are spent, pertaining to the Tourism & Recreation Board and also the RTC. Time was called.

At this time, Chairman Richard Howe advised that the Public Hearing pertaining to the new business license requirement was tabled by request of the ranchers and farmers. That item will return at the August 22<sup>nd</sup> Commission meeting. The other item to be tabled is the SNPLMA agenda item to revisit and reprioritize projects approved during the May 9<sup>th</sup> Commission meeting; District Attorney Mike Wheable advised that item isn't tabled but rather delayed indefinitely, and he stated that it won't be coming back.

At 9:09 a.m., Chairman Howe recessed the regular Commission meeting and opened the Fire Commission meeting. At 9:46 a.m., Chairman Howe adjourned the Fire Commission meeting and reconvened the regular Commission meeting.

**9:15 A.M. – AG DISTRICT 13/FAIR & RODEO BOARD**

**DISCUSSION/ACTION/APPROVAL TO WORK WITH INVESTORS TO CONSTRUCT A MULTI-USE FACILITY AT THE FAIRGROUNDS FOR PUBLIC USE**

Ag. Dist. 13/Fair & Rodeo Board Chairman Gayle Bartlett provided a handout to the Board and cited the pamphlet already in the backup materials. She explained the pamphlet shows 2013 costs, and this new handout reflects updated costs for this facility. This would be an indoor arena, of 72,000 sq ft. They tried to submit for this through SNPLMA in 2013, but it didn't happen. She advised that once this facility is constructed on the Fairgrounds, it will become the property of the County. Chairman Bartlett noted the vacant property being considered for this is just west of the DMV; the partners have the money, contractors, and everything else in order, and they're ready to go forward. She added this is a \$3 million investment, but of course the Ag. District has no authority to go into a monetary contract, so it wouldn't be for them. They have the support from the Bristlecone Bowmen, BMX, and others wishing to hold concerts and other events, plus having a full-size indoor rodeo arena. She explained the process to the person/partner wishing to do this, and is asking the Commission to move forward. She clarified there would be no monetary commitment, just that when the facility is completed and the keys are turned over, to include this as part of the Ag. District facility, and perhaps a full-time caretaker could be obtained at that time. She continued that the facility would be pretty well self-sustaining, with cement floors, etc., and people will pay for what they use. Rentals would include deposits for cleaning, etc. Chairman Richard Howe advised he had attended the Winnemucca facility; it's a huge, multi-use facility, with indoor rodeo area and rollout floors; their facility has heavy use, at no cost to their County. He did note there are lots of legal/financial items involved with that, however. Finance Director Elizabeth Frances has a concern not only with the legality but the way this agenda item is worded, i.e. working with "investors." Investment is usually very different from donations. If this is a donation, it would require that we look at the contractual documents, as between the donors and the County, which also would need to be reviewed by the District Attorney. She agreed this would be a great asset to the County, and she doesn't want to discourage this, but we do need to ensure all legal obligations will be met. Chairman Bartlett advised she has had many discussions with this person, and clarified that it isn't an investor group, it's a financial group. Following some discussion, District Attorney Mike Wheable advised that a motion could be done to allow the Ag. District to pursue this project. Also, this should be subject to approval of the final contract. He added this would just be for the steel building. Commissioner Gary Perea was totally in favor of this, but had a concern about outgoing costs. He would like to see some projected revenues coming out of similar facilities. Chairman Richard Howe entertained a motion for approval. Commissioner Carol McKenzie made a motion to approve the Ag. District to work with the investors on a multi-use facility at the Fairgrounds for public use, contingent upon approval of the final contract by the District Attorney's Office. Commissioner Shane Bybee seconded. Motion carried.

At 10:25 a.m., Chairman Richard Howe recessed the regular Commission meeting and opened the Road Commission meeting. At 10:30 a.m., Chairman Howe adjourned the Road Commission meeting and reconvened the regular Commission meeting.

#### 10:00 A.M. – PUBLIC HEARINGS

##### PUBLIC HEARING: WHITE PINE COUNTY IS CONSIDERING PROJECTS FOR THE 2019 CDBG PRIORITIES – THE PUBLIC IS INVITED TO PARTICIPATE BY PROVIDING IDEAS, COMMENTS, AND SUGGESTIONS CONCERNING POTENTIAL PROJECTS. THE COMMISSION HAS ALREADY COMMITTED TO SPONSORSHIP OF THE RNDC HOUSING APPLICATION UP TO \$200,000. THE COMMISSION CAN SELECT UP TO TWO (2) COUNTY PROJECTS AND TWO (2) SPONSORED PROJECTS

WPC Treasurer Catherine Bakaric advised that the CDBG application process is again starting up; there are three Public Hearings required, and this is the first one. She's looking for what type of projects we would want to identify for her to move forward and write a grant for, as she explained. She will bring back some of the suggestions we received last year for the Board's information. In reply to a query from District Attorney Mike Wheable, she advised that CDBG looks for LMI (low-to-moderate income) areas. Due to the success of Robinson Nevada Mine, we have very few areas that would qualify for LMI. The grants run anywhere from \$200,000 upwards to \$1.2 million; she added they also do acquisitions. Commissioner Gary Perea asked if it would be possible to partner with Mt. Wheeler Power; he noted they have low interest loans to update some of their utilities, roofs, windows, furnaces, etc. Treasurer Bakaric felt that could be good. Social Services Director Desiree Barnson pointed out that's what RNDC does. Treasurer Bakaric advised that RNDC has used nearly all of their funds from last year; perhaps doing a different type of grant would be a good idea instead. She continued that she will return with this for the second required Public Hearing, and if anyone has any ideas please bring them forward. She also clarified for Mr. George Chachas, that the funds CDBG would give to RNDC is a grant, not a loan. Mr. Chachas felt grants for LMI families are fine, but he'd have a problem if it was a loan and they would have to pay it back. The Board thanked Treasurer Bakaric for her information.

##### PUBLIC HEARING: DISCUSSIONS WITH LOCAL RANCHERS AND FARMERS ON THE NEW BUSINESS LICENSE REQUIREMENT

This item was tabled until August 22<sup>nd</sup>, by request of the ranchers and farmers.

#### 10:30 A.M. – HANGAR 1 AT YELLAND FIELD

##### DISCUSSION ONLY ABOUT THE SITUATION WITH HANGAR 1, AKA THE NAVY HANGAR

Mr. Richard Barber has many concerns, and he provided a handout to the Board pertaining to those. He proceeded to read his statement into the record. During his reading there was some discussion with the Board members, such as concerning the wiring, sprinkler system, and insurance; Chairman Richard Howe had talked with Mr. Dan Netcher about some of these concerns. The possibility of a new hangar, another new building, would be a great asset; however, to displace people out of a hangar to accommodate a new venture? Mr. Barber also advised that during the discussions with Mr. Hochalter, Airport Manager Lance Gale and Commissioner Stork, it was brought up that the big plane could be pulled out. Mr. Barber felt that wouldn't be an option. The plane would be moved out temporarily and 2-3 other planes could be placed in there, it was noted. Chairman Howe invited Commission opinions, adding that we have a moral responsibility to our current pilots, they've been here "forever." Commissioner Shane Bybee agreed, stating he had no appetite to displace current tenants; he would be in favor of a "first come, first served" basis, and of MedX AirOne building their own hangar. Manager Gale agreed to review the letter and bring his comments to the next Commission meeting. D.A. Wheable commented that if Hangar 1 is that deplorable, perhaps it needs to be condemned. He asked if the other pilots would be interested in allowing MedX AirOne to build another hangar; Mr. Barber replied in the affirmative, adding that the pilots are currently happy, and they don't demand much. The Board thanked Mr. Barber for his comments.

#### 11:00 A.M. – NDOW SHOOTING RANGE GRANT

##### DISCUSSION/UPDATE ON THE NDOW SHOOTING RANGE GRANT

Mr. Scott Laity introduced himself as the Project Manager for the Shooting Range they did through a grant from NDOW. The project is now completed, and he cited the before/after pictures of the area, which is included in the Commission backup. He continued that the range is now a pretty fantastic facility, compared to

what it had been. All the NDOW requirements have been met; they were gracious enough to give us \$36,000, and the Shooting Range people raised \$148,000 mainly from donations, time, manhours, in-kind, etc. He is here today to request some ideas for the future as to how to handle security up there; things have been pretty good other than a couple of minor problems, which he cited to the Board; those occurred last week prior to the weekend. He felt multiple cameras, running from \$250-500 in cost, would be a good solution. Mr. Laity also felt some weed control would be in order; a lot of the area was cleared and now the weeds are coming up again. Chairman Richard Howe suggested Mr. Laity talk to our UNR Coop Extension Coordinator, Mr. Juan Carlos Cervantes, about the weed issue. Commissioner Shane Bybee also recommended Mr. John Ashworth at the Tri-County Weed District as a good resource. Commissioner Bybee added that this is County property, so it's up to us to maintain it from this point forward. Mr. Laity continued to note the various groups that are interested in utilizing the range; a long-range shooting club, a 22-rimfire league, cowboy action shooting club, and even some military style shooting. There are always 3-4 people shooting up there during the day, he added. Perhaps some janitorial work on the restrooms occasionally would be needed just to keep them nice. In reply to a query from Commissioner Carol McKenzie, Mr. Laity advised there is a perimeter fence which NDOW has nearly completed. There is other fencing already purchased and ready to be put up as well. Finance Director Elizabeth Frances wished to publicly recognize Mr. Laity for the excellent job that was done out there, and how he handled it very professionally as the Project Manager. The Commissioners agreed with her assessment. Mr. Laity added that some stuff has been collected with respect to the recent vandalism, and the Sheriff's Office has a report on it. The Board agreed that cameras placed in key areas should be a priority up there; Commissioner Shane Bybee offered to meet with Public Works Director Bill Calderwood and WPC Sheriff Scott Henriod for a walkthrough to see what would be needed and where. The Board thanked Mr. Laity for his update.

11:15 A.M.

DISCUSSION/ACTION/APPROVAL TO ALLOW THE DISTRICT ATTORNEY TO DISCUSS A COMPACT WITH THE ELY SHOSHONE TRIBE ON CANNABIS AND TO BRING BACK A DRAFT FOR THE COMMISSIONERS' REVIEW

Ms. Cassandra Dittus approached the Board, introducing herself, Ms. Diana Buckner, Ely Shoshone Tribe Chairman, and Mr. Trent Griffith, Ely Shoshone Tribe Councilman. They are asking the Commission to start the process and request a temporary moratorium to allow time for negotiation of the terms. She reported that groups are coming together to provide a well-run, compliant facility. They put much diligence into the program, focusing on compliance and transparency, and assured the Board they're working with the State. They would like to work with the City/County around them. They also have a website, tmedn.com. Ms. Dittus advised that they are a collaboration, providing local oversight, created on a smaller scale that is done by the State; this would be a 3<sup>rd</sup> party oversight, as she explained. She continued that the Marijuana Enforcement Division is supported by the Taxation Fund; this includes licensing, background checks, etc. The responsibilities are vast; she reviewed them briefly for the Board, noting there's a very strong medical focus in their program. They are dedicated to providing safe, regulated products. District Attorney Mike Wheable noted that we want to partner with the Tribe, but he asked the whereabouts of Mr. Joe Dice; Ms. Dittus advised he is no longer associated with any part of the project. D.A. Wheable commented that's a step in the right direction; he's aware of Mr. Dice's deception with the D.A.'s Office and other D.A. Offices throughout the State, and that he couldn't be trusted. Ms. Dittus advised Mr. Dice was a lobbyist; he was not providing marijuana to the Tribe, in reply to D.A. Wheable's query. She added that due to medical concerns, Mr. Dice is in the process of retirement and has resigned completely. D.A. Wheable continued that controls and oversight are very important. Should the County give a monopoly in the County to the Tribe, for being the sole provider of marijuana in the County, our potential percentage of revenue off the top would be reduced; we need to make sure the amounts are correct. Councilman Trent Griffith advised that they use their own compliance system, and everything is tracked through metrics. They receive their products from the State; it's tracked twice by the State, and also at the Tribe's facilities. That's the root of the compact, it was clarified; anything else is negotiable. Ms. Dittus advised they are getting half of the taxes; prices will drop, etc., and "there is a very noble message in what the Tribes are trying to do Statewide on these projects." To ensure steps are being put into place correctly, they wish to build bridges with the County and the City. She continued that this is a very innovative way to approach it. D.A. Wheable felt

that the Board could consider a compact with the Tribe, but he will need a lot of questions answered to assure him it's legitimate. For example, he's not fully convinced that the State will give their blessing on this; he has to protect this Commission and the County. He added that if he never sees or hears Mr. Dice's name again, he's willing to work with the Tribe. Chairman Richard Howe has an issue with going into an exclusive compact with the Tribe, however, and would like to open it up competitively. While the Tribe is the first to approach this Board, and they're on their own private land, he might not want to close the door on an outside entity. He added that he's against exclusivity; it was noted that the Industrial Park was an area the Board would allow such a facility to be built. Councilman Griffin advised that exclusivity will keep the prices level. The revenues would be split in half, the prices would drop, and so would the revenues, as he explained. He continued that we could start out slow with this, the Board could list their concerns, and then he felt discussion could be held just on basic negotiations where the Tribe/County could mesh their ideas together and everyone could edit the compact, including language to even allow for another facility in the future. D.A. Wheable clarified that this agenda item is just to have the Tribe bring back a draft compact. During the discussion, Ms. Dittus noted that all this is very new, there's no set of rule books just yet, and "we're creating it as we go at this point." There is room to be creative and work on it together. Commissioner Shane Bybee would like to see this Board consider this; he noted we've always had a good relationship with the Ely Shoshone Tribe, they're a big part of our community. He added that the more he sees about this, it could make things a lot easier for us; we wouldn't have to worry about building and then overseeing a bunch of facilities. Chairman Diana Buckner advised she has worked with Commissioners McKenzie, Bybee, and Chairman Howe for many years on different projects, and are seeking to partner with us in this endeavor. While they may not agree with the Board's comments, they are where they are at today because of Mr. Dice, Ms. Dittus, and the consultants. She added that marijuana is here, and they want to do the best for their community, and it could greatly benefit the County as well. D.A. Wheable clarified that his issue with Mr. Dice is personal, and that he does understand that person did do some good things with the Tribe. Ms. Dittus wished to move past the Mr. Joe Dice thing and stated this is in the NOW; their store is getting more refined, getting more revenue, and everything is there, including the oversight. So for the Tribe wanting to do this right, it isn't anything about Mr. Dice, it's all about the Tribe. She's working with the Tribe as this is a new frontier, seeing this as how marijuana could be very local, and "the way it's been created with the Tribe is beautiful." She cited the benefits already coming forward, such as donating to the Boys and Girls Club, for example. This could be showing that the Tribes and counties can do something with marijuana that hasn't been broached before, throughout the nation. D.A. Wheable stated that since Mr. Dice is no longer in the picture, he's very receptive to this. In reply to a query from Chairman Richard Howe, Ms. Dittus advised there was one donation of \$3,000. The revenues are coming in, they're working with the City, and the very first taxation payment to the City, from what they're receiving from the cultivation compact that's in place, was roughly \$1,200. Mr. Griffin clarified that's just for the cultivation facility, not the dispensary. All the monies go to the Tribe; the Board asked how much they've made so far. Ms. Dittus suggested the financials could be better discussed in a more private setting, as it's a larger topic for discussion. Mr. Griffin noted the tax figures showed over \$150,000 during the first 6 months. Chairman Howe commented that he's looking out for what's beneficial to the County, and if the Tribe is getting \$150,000 and the County is getting \$3,000, he felt that not might be quite right. Rather than getting into a monopoly he still feels we could be looking to more competitive considerations. Following a detailed discussion, Chairman Richard Howe entertained a motion per discussion. Commissioner Shane Bybee made a motion to allow the District Attorney to discuss the compact and set in motion some negotiations. Commissioner Carol McKenzie seconded. Motion carried 3:1, with Commissioner Gary Perea voting in opposition (recalling that Commissioner Steve Stork is absent today and the full Board should be present).

#### DISCUSSION/ACTION/APPROVAL OF A MORATORIUM ON MARIJUANA ESTABLISHMENTS IN WHITE PINE COUNTY DURING THE DISCUSSIONS ON THE COMPACT

District Attorney Mike Wheable advised that if the Board approves this, it shows good faith. Should someone come in and want to pay for their Business License for marijuana next week, it would be more difficult to tell them "No." If we have a moratorium in place they could file, but this will give the Tribe more time to get their best proposal back to this Board. He added that a time limit of 60 or 90 days would be fine, and noted that

we aren't going to approve someone coming in for marijuana, they'll just have to wait until the moratorium is over. Ms. Dittus noted that they do have drafts prepared at this point in time. Chairman Richard Howe entertained a motion for approval. Per a motion suggestion by D.A. Wheable, Commissioner Shane Bybee made a motion to approve a moratorium on marijuana establishments in White Pine County for 60 days to allow for negotiations on the compact, beginning effective today and ending October 8, 2018. Commissioner Carol McKenzie seconded. Motion carried.

11:30 A.M. – UPDATE ON COUNTY WEBSITE

DISCUSSION/UPDATE ON PROGRESS ON NEW WEBSITE PLATFORM INCLUDING MOCKUP

Chairman Richard Howe advised of the Website Committee members: Finance Director Elizabeth Frances, Library Director Lori Romero, IT Technician Jennifer Farnworth, former Aquatic Center Director Megan Brown, and District Attorney Mike Wheable. Director Frances recapped that they had worked with Civic Plus to update the look of the County Website, with the approval of the Commission to do so. The Department Heads were made aware of this yesterday, and this is being brought to the Board today for any comments/concerns. She added that the hashtag is "In the middle of everywhere," and this redo will provide a more interactive tool to engage the public. She continued there are megamenus to easily identify where you may wish to go, social media icons are lit up as well as a search feature, and there's a slide show featuring White Pine County's uniqueness. The committee is requesting photos to include; they must be 1 megabyte in size. Pictures should be of popular sites which are easily identified, it was noted; they may be emailed to Technician Farnworth. IT Technican Jennifer Farnworth continued to review the site for the Commission; she noted each Department will have their own calendars, which will link to the main County calendar. The Board commended the committee on doing a good job, noting there was lots of work involved with this.

ITEMS FROM ELECTED OFFICIALS AND DEPARTMENT HEADS

COUNTY COMMISSION:

RICHARD HOWE COMMISSION CHAIRMAN

DISCUSSION/UPDATE ON THE TRIP TO ELKO WITH THE ELKO COUNTY COMMISSIONERS CONCERNING I-11 AND OTHER TOPICS

Chairman Richard Howe advised he attended this last Wednesday; at that meeting letters of support were requested, asking the State to reopen the question of which route to use. It was noted that the most logical route would be U.S. 93/318/Twin Falls, into Idaho. Chairman Howe also met with Assemblyman John Ellison to discuss the new facility; the BDR from Senator Pete Goicoechea proposes the State give us some funding to build the new Jail/Courthouse. Senator Goicoechea will give us an update on August 22<sup>nd</sup> about this and also the essential air service. Chairman Howe discussed the possibility of a route connecting Wendover, Elko, Ely and Reno, and the return; there is a possible investor in Las Vegas who may come up to discuss that. It was noted Assemblyman Ellison will be in town for the Jt. City/Council meeting on the evening of August 22<sup>nd</sup>, to give a GOED presentation.

ELECTED OFFICIALS:

MIKE WHEABLE, DISTRICT ATTORNEY

DISCUSSION/ACTION/APPROVAL OF THE BOARD OF COUNTY COMMISSIONERS' INTENTION TO LEASE UP TO 10,000 SQ FT OF COUNTY PROPERTY SOUTH OF THE USDA HANGAR TO MEDX AIRONE, UPON SUCH TERMS AND CONDITIONS AS THE COMMISSION DEEMS PROPER, SO THAT MEDX AIR ONE CAN BUILD A HANGAR AND OTHER AVIATION FACILITIES ON THE PROPERTY TO SUPPORT ITS EMERGENCY TRANSPORATION OPERATION, PURSUANT TO NRS 495.040

District Attorney Mike Wheable advised this is just for a vote of intent to lease the property out there. He will bring a lease back at the next Commission meeting and we will work out with MedX AirOne the actual terms of the lease. Following some discussion, Chairman Richard Howe entertained a motion for approval. Commissioner Gary Perea made a motion to approve the intent to lease up to 10,000 sq ft of County property

south of the USDA Hangar to MedX AirOne so they can build a hangar and other aviation facilities on the property to support its emergency transport operation. Commissioner Shane Bybee seconded. Motion carried.

DISCUSSION/ACTION/APPROVAL OF RESOLUTION 2018-56 OF THE WPC BOARD OF COUNTY COMMISSIONERS AUTHORIZING THE COUNTY TO ENTER INTO AN INTERLOCAL AGREEMENT WITH THE WPC FIRE DISTRICT WHEREBY THE COUNTY DELEGATES THE DUTIES OF THE WPC EMERGENCY MANAGEMENT DIRECTOR TO THE DISTRICT FIRE CHIEF IN EXCHANGE FOR THE DISTRICT FIRE CHIEF RECEIVING MONETARY COMPENSATION AND BENEFITS IN AN AMOUNT WHICH IS REASONABLY FORESEEABLE TO EXCEED \$25,000; and

DISCUSSION/ACTION/APPROVAL OF AN INTERLOCAL AGREEMENT BETWEEN WHITE PINE COUNTY AND THE WPC FIRE DISTRICT WHEREBY THE COUNTY DELEGATES THE DUTIES OF THE WPC EMERGENCY MANAGEMENT DIRECTOR TO THE DISTRICT FIRE CHIEF IN EXCHANGE FOR THE DISTRICT FIRE CHIEF RECEIVING MONETARY COMPENSATION AND BENEFITS IN AN AMOUNT WHICH IS REASONABLY FORESEEABLE TO EXCEED \$25,000, FOR A PERIOD OF 6 MONTHS AND/OR UNTIL THE END OF THE DISTRICT FIRE CHIEF'S PROBATIONARY EMPLOYMENT PERIOD

These two agenda items were tabled by the Board. Commissioner Shane Bybee made a motion to table this and the above agenda item. Commissioner Carol McKenzie seconded. Motion carried.

DISCUSSION/ACTION/APPROVAL TO REVISIT AND REPRIORITIZE SNPLMA PROJECTS APPROVED ON MAY 9, 2018 AT THE REGULAR COUNTY COMMISSION MEETING AND GIVE DIRECTION TO THE WPC TREASURER TO CONTINUE TO WORK ON GRANT APPLICATIONS WITH TODAY'S AMENDMENTS

Chairman Richard Howe reiterated this agenda item was tabled earlier in the meeting; D.A. Wheable clarified this, noting that this won't be returning to the agenda.

DEPARTMENT HEADS:

KRISTI LYNCH-ROZICH, AQUATIC CENTER DIRECTOR

DISCUSSION/ACTION/APPROVAL OF WPC AQUATIC CENTER'S FALL PROGRAM SCHEDULE

Aquatic Center Director Kristi Lynch-Rozich cited the schedule in the backup materials, noting it is pretty much the same as for last Fall's schedule. Chairman Richard Howe entertained a motion to approve. Commissioner Gary Perea made a motion to approve the WPC Aquatic Center's Fall Program Schedule as presented. Commissioner Shane Bybee seconded. Motion carried.

DISCUSSION/ACTION/APPROVAL TO ALLOW AQUATICS DEPT. TO START RECRUITMENT AND HIRING OF A FULL-TIME LIFEGUARD TO FILL A POSITION LEFT VACANT AS OF 8/3/18

Chairman Richard Howe entertained a motion to approve. Commissioner Shane Bybee made a motion to allow the Aquatics Dept. to start recruitment and hiring of a full-time Lifeguard to fill a position left vacant as of August 3, 2018. Commissioner Carol McKenzie seconded. Motion carried.

BILL CALDERWOOD, PUBLIC WORKS DIRECTOR

DISCUSSION ONLY - ANNUAL UPDATE/ACTIVITY SUMMARY REPORT FOR MAINTENANCE AND PARKS PERSONNEL

Public Works Director Bill Calderwood advised this is an annual breakdown of where their hours are spent; he noted that the Aquatic Center pays for Maintenance Dept.'s time, and they are billed directly; they are the only Department that does this. Maintenance is being pulled toward other entities as he noted, such as at Camp Success, where their hours are increasing for cleaning/maintaining of the camp. Also, the White Pine Fairgrounds and Golf Course used to have their own staff, but Maintenance is doing the cleanup now. He continued to review the report for the Board. Director Frances commented on the Shop time; since their Administrative Assistant was cut back, Supervisor Tim Norton is doing more clerical work in the office. She felt

perhaps bringing some of those hours back would be a better option, as it's costing more per hour to do the clerical work.

DISCUSSION/ACTION/APPROVAL TO MODIFY THE EXISTING PRACTICE CONCERNING "FIRST RIGHT OF REFUSAL" FOR CAMP SUCCESS TO MAKE AVAILABLE ONE WEEKEND PER MONTH IN JUNE, JULY AND AUGUST

Public Works Director Bill Calderwood noted this has never been a problem, and has routinely been done at the camp. He noted there are regulars, who normally calendar their events during the year; now there are even rentals during mid-week, which means Maintenance will need to be going up there besides just on weekends. We haven't had a host up there for several years; we regularly advertise, but there are no takers, and haven't been able to fill that position. He added there is a private, fenced area there for a host but no one is taking it. He would like to see more people utilizing the camp; as spots become available, it would be nice if other members of the public could use the camp. The people who have the camp now are fine to keep there, but some open weekends that could commit to 20+ people would also be great. Director Calderwood wants to see some weekends be designated "first come, first served" rather than "first right of refusal" weekends. Commissioner Shane Bybee would frankly like the "first right of refusal" to just go away, as he felt it isn't fair to the taxpayers. Commissioner Carol McKenzie agreed with Commissioner Bybee. Chairman Richard Howe entertained a motion to modify as discussed. Commissioner Shane Bybee made a motion that as the weekends become available, the "first right of refusal" option goes away at Camp Success. Commissioner Carol McKenzie seconded. Motion carried.

DESIREE BARNSON, SOCIAL SERVICES DIRECTOR

DISCUSSION/ACTION/RATIFICATION TO ACCEPT THE ESG GRANT AWARD IN THE AMOUNT OF \$10,000 WITH A REQUIRED MATCH OF \$10,000 WHICH CAN BE IN-KIND AS DIRECTOR'S WAGES

Social Services Director Desiree Barnson advised that this is the new Emergency Shelter grant, which means some transient services will again be available in White Pine County. Chairman Richard Howe entertained a motion to ratify. Commissioner Carol McKenzie made a motion to ratify acceptance of the ESG grant award for \$10,000 with a required match of \$10,000, which can be in-kind as Director's wages. Commissioner Gary Perea seconded. Motion carried.

DISCUSSION/ACTION/APPROVAL TO ACCEPT THE NDOT 5311 GRANT AWARD IN THE AMOUNT OF \$112,737.00 WITH A REQUIRED MATCH OF \$65,514.00 - THE MATCH IS MADE UP OF \$25,000 FROM THE ADSD GRANT, \$27,000 FROM TRTC, \$8,000 DONATION AND TICKET SALES, \$2,069 FROM DONATIONS, AND \$3,445 OF DIRECTOR'S WAGES AS IN-KIND

Director Barnson advised this NDOT grant is the operational grant for Ely Bus. Commissioner Gary Perea made a motion to approve acceptance of the NDOT 5311 grant award for \$112,737 with a required match of \$65,514 being met by donations and Director's wages as indicated. Commissioner Shane Bybee seconded. Motion carried.

DISCUSSION/ACTION/APPROVAL TO ACCEPT THE NDOT 5339 GRANT AWARD IN THE AMOUNT OF \$40,000 WITH A REQUIRED MATCH OF \$10,000 - THE MATCH WILL COME OUT OF THE INDIGENT BUDGET

Director Barnson advised this is the NDOT grant for the minivan she wrote to help expand our fleet. Having this additional van will enable extra trips to Ruth and McGill. Commissioner Shane Bybee made a motion to approve acceptance of the NDOT 5339 grant for \$40,000 with a required match of \$10,000 to come out of the Indigent Budget as requested. Commissioner Carol McKenzie seconded. Motion carried.



DISCUSSION/ACTION/APPROVAL TO ACCEPT THE NDOT 5339 GRANT AWARD IN THE AMOUNT OF \$3,200 WITH A REQUIRED MATCH OF \$800 – THE MATCH WILL COME OUT OF THE INDIGENT BUDGET

Social Services Director Desiree Barnson advised this is for a new radio for the new minivan as soon as it's obtained in Carson City; the grant covers a repeater for the office plus the radio for the minivan. Commissioner Carol McKenzie made a motion to approve acceptance of the NDOT 5339 grant award for \$3,200 with a required match of \$800 to come out of the Indigent budget, as requested. Commissioner Gary Perea seconded. Motion carried.

DISCUSSION/ACTION/APPROVAL TO ACCEPT THE WSAP GRANT AWARD IN THE AMOUNT OF \$9,000 WITH NO REQUIRED MATCH

Director Barnson advised that this is the low income welfare set-aside grant; they call her and ask if she wants it, she doesn't need to apply for it. Commissioner Shane Bybee made a motion to approve acceptance of the WSAP grant for \$9,000 with no match required. Commissioner Carol McKenzie seconded. Motion carried.

TIMOTHY BUNCH, HUMAN RESOURCES DIRECTOR

DISCUSSION ONLY FROM THE NEW FIRE CHIEF/DIRECTOR OF EMERGENCY SERVICES, KEITH WESTENGARD

Per advice of the District Attorney, this and the next agenda item will be tabled. Commissioner Carol McKenzie made a motion to table this agenda item and the next one as well. Commissioner Shane Bybee seconded. Motion carried.

DISCUSSION/ACTION/APPROVAL TO MODIFY THE COMPENSATION PACKAGE FOR FIRE CHIEF/DIRECTOR OF EMERGENCY SERVICES KEITH WESTENGARD

This item was tabled in conjunction with the one above, per legal advice.

ELIZABETH FRANCES, FINANCE DIRECTOR

DISCUSSION/ACTION/APPROVAL OF THE QUARTERLY GRANT REPORTS

Finance Director Elizabeth Frances advised that the Shooting Range grant had not been submitted for the quarterly report; she cited the reports that had been submitted, namely the District Court items and those from the Treasurer's Office. She offered to carry the other reports one more time if the Board so desired, although she did note these need to be submitted by the Department Heads quarterly. The remaining reports should be placed on the next Commission agenda, it was noted. Commissioner Gary Perea made a motion to approve the quarterly grant reports that had been submitted (District Court and Social Services). Commissioner Shane Bybee seconded. Motion carried.

DISCUSSION/ACTION/APPROVAL TO PAY ADVOCATES FOR COMMUNITY AND ENVIRONMENT AN ADDITIONAL AMOUNT OF UP TO \$13,451.92 TO COVER JUNE 2018 INVOICE FOR SERVICES RELATED TO THE LEGAL CAMPAIGN AGAINST THE SNWA PIPELINE

Director Frances advised the Board had just recently approved the invoices for April and May. With this additional invoice, the grand total will be \$179,870.30 for 2018. She noted there is some leftover from last year which can be used to pay this June billing. Commissioner Shane Bybee commented that this just keeps going up; Commissioner Gary Perea will talk with our Water Attorney, Simeon Herskovits, and the others involved that we need to be careful, and can't go over by this much on a regular basis. However, he did note that even so, "we are getting a bargain." Chairman Richard Howe entertained a motion to approve. Commissioner Gary Perea made a motion to pay Advocates for Community & Environment an additional amount of up to \$13,451.92 to cover the June 2018 invoice. Commissioner Carol McKenzie seconded. Motion carried.

DISCUSSION/ACTION/APPROVAL TO PROCEED TO CONTRACT WITH SIDWELL FOR SERVICES BASED ON PROPOSAL TO CREATE A WELL DATA GIS LAYER FOR AN INITIAL AMOUNT OF \$7,500 AND ANNUAL UPDATES AT \$1,200 PER A REQUEST FROM NATURAL RESOURCES AND WITH FUNDING FOR THE INITIAL AMOUNT COMING FROM CONTINGENCY

Mr. William Butts, Water Advisory Committee Chairman and a member of CNWA (Central Nevada Water Authority), advised he's been working on a map illustrating all the wells that the State Engineer monitors in White Pine County. He provided a handout to the Board and advised that the well water depth isn't included in those figures. He showed the chronological order of every well; some have a history of from 10-12 years. He continued that the USGS will provide sheets of all the wells—free of charge—including the monitoring results of the wells. The goal is for all the wells to be on a GIS map available to the public so people can put in the number of the well and its complete history will come up. He noted both Nye and Esmeralda counties are also interested in this. Commissioner Gary Perea clarified that this would be another layer on the County GIS system, and will be a place to store the data as well as to allow public access. District Attorney Mike Wheable asked about the funding source; Director Frances noted that the County should be receiving roughly \$50,000 annually from the Robinson Nevada Mine lease to pump the water. This agenda item was written to utilize funds from Contingency, but other requests for monies from that fund are coming up shortly. D.A. Wheable noted we could approve the contract without naming the funding source in the motion. Chairman Richard Howe entertained a motion to approve. Commissioner Gary Perea made a motion to approve the Sidwell contract, and paying \$7,500 up front with annual updates to cost \$1,200. Commissioner Carol McKenzie seconded. Motion carried.

WAC Chairman William Butts noted that the water levels in Steptoe could go down as much as 100 feet; he noted that a USGS representative had offered to come here to discuss this. He also provided copies of the latest Water Grab periodical.

DISCUSSION/ACTION/APPROVAL OF RESOLUTION 2018-52 TO AUGMENT THE WPC CAPITAL IMPROVEMENT FUND FROM UNANTICIPATED AND UNBUDGETED BEGINNING FUND BALANCE IN THE AMOUNT OF \$142,000 AND TO INCREASE CONTRACT SERVICES BY THE SAME AMOUNT TO PROVIDE FOR THE JUSTICE CENTER OWNER'S REPRESENTATIVE CONTRACT APPROVED AT THE JULY 25, 2018 COMMISSION MEETING

Finance Director Elizabeth Frances advised this is to formally augment the budget to cover the Justice Center's consultant representative approved at the last Commission meeting. Chairman Richard Howe entertained a motion to approve. Commissioner Carol McKenzie made a motion to approve Resolution 2018-52 to augment the Capital Improvement Fund for \$142,000 and increase Contract Services by the same amount for the Justice Center owner's representative contract approved at the July 25, 2018 Commission meeting. Commissioner Shane Bybee seconded. Motion carried.

DISCUSSION/ACTION/APPROVAL OF RESOLUTION 2018-53 TO AUGMENT THE WPC INDIGENT (SOCIAL SERVICES) FUND FROM UNANTICIPATED AND UNBUDGETED BEGINNING FUND BALANCE IN THE AMOUNT OF \$14,200 AND TO INCREASE EQUIPMENT OVER \$5,000 BY THE SAME AMOUNT TO PROVIDE MATCH MONEY FOR A NEW BUS

Finance Director Elizabeth Frances noted this is for the bus that was approved and budgeted for last year; however the monies are unspent as the vehicle hasn't been delivered to date. Commissioner Shane Bybee made a motion to approve Resolution 2018-53 to augment the WPC Indigent Fund for \$14,200 and to increase Equipment Over \$5,000 by the same amount to provide the match for a new bus. Commissioner Gary Perea seconded. Motion carried.

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

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Nichole Baldwin, Ex-officio Clerk of the Board

White Pine County  
Board of County Commissioners

wpcclerk@whitepinecounty.nv.gov

Resolution Number 2018-52

**Resolution to Augment the White Pine County Capital Improvement Fund from Unanticipated and Unbudgeted Beginning Fund Balance in the Amount of \$142,000 and to Increase Contract Services by the Same Amount to Provide for the Justice Center Owner's Representative Contract Approved at the July 25, 2018 Commission Meeting**

Whereas, the White Pine County Board of County Commissioners approved a contract with Gustavo Nunez for an amount not to exceed \$142,000 to act on behalf of White Pine County as the Owner's Representative on the Justice Center Project to be paid from the Capital Improvement Fund; and

Whereas, this was an unanticipated and unbudgeted expense during the FY2019 budget process; and

Whereas, the FY2019 Capital Improvement Fund Beginning Fund Balance was budgeted at \$197,392 and the actual beginning fund balance is projected to be \$380,892 which is \$183,500 more than budgeted and is legally available for appropriation;

Now Therefore Be It Resolved that White Pine County shall augment the White Pine County Capital Improvement Fund from unanticipated and unbudgeted beginning fund balance in the amount of \$142,000 (081-000-29905-000) and increase the Capital Improvement Contract Services line item (081-501-52915-000) by the same amount.

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 8<sup>th</sup> day of August, 2018.

Ayes: 4  
Nays: 0  
Absent: 1

*Richard Howe*  
Richard Howe, Chairman of the Board

ATTEST:

*Susan Lujan*  
Susan Lujan, Deputy Clerk

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

Nichole Baldwin, Ex-officio Clerk of the Board

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Resolution Number 2018-53

**Resolution to Augment the White Pine County Indigent (Social Services) Fund from Unanticipated and Unbudgeted Beginning Fund Balance in the Amount of \$14,200 and to Increase Equipment Over \$5,000 by the Same Amount to Provide Match Money for a New Bus**

Whereas, White Pine County Social Services purchased a bus in FY2018 which required a match of \$14,200 for which budget was available; and

Whereas, the bus that was ordered but due to unforeseen and unpreventable circumstances will not be delivered until August 2018 which is in FY2019; and

Whereas, the purchase of the bus was not budgeted in FY2019 and the funds intended to be utilized as match in FY2018 remain unspent and reverted to the Indigent Ending Fund Balance at June 30, 2018; and

Whereas, the FY2019 Indigent Fund Beginning Fund Balance was budgeted at \$1,560,908 and the actual beginning fund balance is projected to be \$1,664,430 which is \$103,522 more than budgeted and is legally available for appropriation;

Now Therefore Be It Resolved that White Pine County shall augment the White Pine County Indigent Fund from unanticipated and unbudgeted beginning fund balance in the amount of \$14,200 (040-000-29905-000) and increase the Indigent Equipment Over \$5,000 line item (040-501-53901-000) by the same amount

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 8<sup>th</sup> day of August, 2018.

Ayes: 4  
Nays: 0  
Absent: 1

*Richard Howe*  
Richard Howe, Chairman of the Board

ATTEST:

*Susan Lujan*  
Susan Lujan, Deputy Clerk

DISCUSSION/ACTION/APPROVAL OF RESOLUTION 2018-54 TO AUGMENT THE WPC 911 TELEPHONE SURCHARGE FUND FROM UNANTICIPATED AND UNBUDGETED BEGINNING FUND BALANCE IN THE AMOUNT OF \$18,050 AND TO INCREASE CONTRACT SERVICES BY THE SAME AMOUNT TO PROVIDE FOR THE SIDWELL GIS ADDRESSING COMPONENT OF THE CONTRACT APPROVED AT THE JULY 25, 2018 COMMISSION MEETING

Director Frances advised this Resolution is to address the surcharge fund for the WPC 911 telephone fund, which contract was previously approved by this Board. Commissioner Gary Perea commented that the Post Office is pushing to get people in the rural areas set up with a physical address for emergency purposes, and hopefully this will be a big help. Commissioner Richard Howe entertained a motion to approve. Commissioner Gary Perea made a motion to approve Resolution 2018-54 to augment the WPC 911 Telephone Surcharge Fund for \$18,050 and increase Contract Services by the same amount for the Sidwell addressing component previously approved at the July 25<sup>th</sup> Commission meeting. Commissioner Shane Bybee seconded. Motion carried.

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

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Nichole Baldwin, Ex-officio, Clerk of the Board

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Resolution Number 2018-54

**Resolution to Augment the White Pine County 911 Telephone Surcharge Fund from Unanticipated and Unbudgeted Beginning Fund Balance in the Amount of \$18,050 and to Increase Contract Services by the Same Amount to Provide for the Sidwell GIS Addressing Component of the Contract Approved at the July 25, 2018 Commission Meeting**

**Whereas**, the White Pine County Board of County Commissioners approved a contract with Sidwell to provide, in part, addressing services in the amount of \$18,050 to be paid from the 911 Telephone Surcharge Fund; and

**Whereas**, this was an unanticipated and unbudgeted expense during the FY2019 budget process; and

**Whereas**, the FY2019 911 Telephone Surcharge Fund Beginning Fund Balance was budgeted at \$0 and the actual beginning fund balance is projected to be \$23,174 which is \$23,174 more than budgeted and is legally available for appropriation;

**Now Therefore Be It Resolved** that White Pine County shall augment the White Pine County 911 Telephone Surcharge Fund from unanticipated and unbudgeted beginning fund balance in the amount of \$18,050 (332-000-29905-000) and increase the 911 Telephone Surcharge Fund Contract Services line item (332-501-52915-000) by the same amount

**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 8<sup>th</sup> day of August, 2018

Ayes: 2  
Nays: 0  
Absent: 1

*Nichole Baldwin*  
Richard Howe, Chairman of the Board

ATTEST:  
*Susan Fujan*  
Susan Fujan, Deputy Clerk

DISCUSSION/UPDATE ON UPDATES TO THE CHART OF ACCOUNTS

Director Frances explained that this is how she tracks all financial activity. This will make the Chart of Accounts a more effective tool for retrieving data; she is redefining funds for various Departments. She cited the materials in the Commission backup for this. As part of this redefining process, she is changing the numbers of funds by the following Resolutions to reflect the specific purposes they were established for, for consistency and best practices. This will set everything up properly for entry into the new data system, she concluded.

Per advice from District Attorney Mike Wheable, the following Resolutions will all be opened at once and a blanket motion may be made for their passage. Chairman Richard Howe opened the following seven agenda items at once per legal advice, and read the Resolution numbers into the record.

DISCUSSION/ACTION/APPROVAL OF RESOLUTION 2018-26 TO ESTABLISH FUND 562 FOR THE DOMESTIC VIOLENCE AGENCY FUND TO REPLACE FUND 370 USED FOR THE DOMESTIC VIOLENCE SPECIAL REVENUE FUND;

DISCUSSION/ACTION/APPROVAL OF RESOLUTION 2018-27 TO ESTABLISH FUND 546 FOR THE GENETIC MARKET TESTING AGENCY FUND TO REPLACE FUND 135 USED FOR THE GENETIC MARKET TESTING SPECIAL REVENUE FUND;

DISCUSSION/ACTION/APPROVAL OF RESOLUTION 2018-28 TO ESTABLISH FUND 382 FOR THE CAMP SUCCESS SPECIAL REVENUE FUND TO REPLACE FUND 526 THE CAMP SUCCESS SPECIAL REVENUE FUND (NUMBER CHANGE ONLY);

DISCUSSION/ACTION/APPROVAL OF RESOLUTION 2018-29 TO ESTABLISH FUND 735 FOR THE GRANTS PROJECT SPECIAL REVENUE FUND TO REPLACE 325 THE GRANTS PROJECT SPECIAL REVENUE FUND (NUMBER CHANGE ONLY);

DISCUSSION/ACTION/APPROVAL OF RESOLUTION 2018-30 TO ESTABLISH FUND 760 FOR THE VWS SPECIAL REVENUE FUND TO REPLACE 870 THE VES SPECIAL REVENUE FUND (NUMBER CHANGE ONLY);

DISCUSSION/ACTION/APPROVAL OF RESOLUTION 2018-31 TO ESTABLISH FUND 319 FOR THE CHINA SPRINGS SPECIAL REVENUE FUND TO REPLACT 561 THE CHINA SPRINGS SPECIAL REVENUE FUND (NUMBER CHANGE ONLY); and

DISCUSSION/ACTION/APPROVAL OF RESOLUTION 2018-32 TO ESTABLISH FUND 049 FOR THE STATE INDIGENT SPECIAL REVENUE FUND TO REPLACE 570 THE STATE INDIGENT SPECIAL REVENUE FUND (NUMBER CHANGE ONLY)

Chairman Richard Howe entertained a motion for approval of these resolutions. Commissioner Shane Bybee made a motion to approve Resolutions 2018-26 through 32, as presented. Commissioner Carol McKenzie seconded. Motion carried.

DISCUSSION/ACTION/APPROVAL OF RESOLUTION 2018-36 TO UTILIZE CONTINGENCY IN THE AMOUNT OF \$24,514 TO COVER THE OVERAGE IN HUMAN RESOURCES PAYROLL AND BENEFITS CREATED BY THE OVERLAP OF THE NEW AND FORMER HR DIRECTOR WHICH WAS UNANTICIPATED AND UNBUDGETED DURING THE FY2019 BUDGET PROCESS

Chairman Richard Howe advised this Resolution had been discussed during a previous Commission meeting by the Board; Finance Director Elizabeth Frances confirmed this. Chairman Howe entertained a motion to approve. Commissioner Carol McKenzie made a motion to approve Resolution 2018-36 to utilize Contingency for \$24,514 to cover the overage in HR payroll and benefits by the overlap of the new/former HR Directors. Commissioner Gary Perea seconded. Motion carried.

Richard Howe, Chairman  
Shane Bybee, Vice Chairman  
Commissioner Gary Pera  
Commissioner Carol McKenzie  
Commissioner Steven M. Stark

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Nichole Baldwin, Ex-officio Clerk of the Board

**White Pine County  
Board of County Commissioners**

Resolution Number 2018-26

**Resolution to Establish Fund Number 562 for the Domestic Violence Agency Fund to replace fund 370 used for the Domestic Violence Special Revenue Fund**

Whereas, it is the desire of White Pine County to accurately classify the financial transactions that occur; and

Whereas, the County has established the Domestic Violence Special Revenue Fund (370) which is utilized in order to record fees collected required pursuant to Nevada Revised Statute associated with marriage licenses and subsequently remit these fees to the State of Nevada Controller's Office monthly; and

Whereas, these financial transactions are only passed through the County and should be properly classified in an agency fund instead of a special revenue fund; and

Whereas, it is necessary to establish a new agency fund for this purpose; and

Whereas,

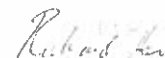
1. The money used to establish the fund 562 will be the audited balance remaining in the FY2018 Domestic Violence Special Revenue Fund; and
2. The ongoing revenues in this fund will be from the fees required pursuant to Nevada Revised Statute associated with marriage licenses; and
3. The legal expenditures allowed from this fund will be to remit collected fees to the State Controller's Office; and
4. The County Commission and Finance Director shall oversee the financial activity of the fund including expenditures and evaluation of the annual fund balance.

Now Therefore Be It Resolved that White Pine County shall establish fund number 562 as the Domestic Violence Agency Fund for the purposes outlined above.


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 8<sup>th</sup> day of August, 2018.

Ayes: 4  
Nays: 0  
Absent: 0

  
Richard Howe, Chairman of the Board

WITNES:

  
Susan Lujan, Deputy Clerk

REVISED 01-2014

Richard Howe, Chairman  
Shane Bybee, Vice Chairman  
Commissioner Gary Pera  
Commissioner Carol McKenzie  
Commissioner Steven M. Stark

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Nichole Baldwin, Ex-officio Clerk of the Board

**White Pine County  
Board of County Commissioners**

nclicker@whitepinecounty.nv.gov

Resolution Number 2018-27

**Resolution to Establish Fund Number 546 for the Genetic Marker Testing Agency Fund to replace fund 135 Used for the Genetic Marker Testing Special Revenue Fund**

Whereas, it is the desire of White Pine County to accurately classify the financial transactions that occur; and

Whereas, the County has established the Genetic Marker Special Revenue Fund (135) which is utilized in order to record fees collected required pursuant to Nevada Revised Statute associated with criminal penalties and traffic citations and subsequently remit these fees to the Washoe County Sheriff's Office monthly; and

Whereas, these financial transactions are only passed through the County and should be properly classified in an agency fund instead of a special revenue fund; and

Whereas, it is necessary to establish a new agency fund for this purpose; and

Whereas,

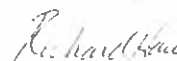
1. The money used to establish the fund 546 will be the audited balance remaining in the FY2018 Genetic Marker Testing Special Revenue Fund; and
2. The ongoing revenues in this fund will be from the fees required pursuant to Nevada Revised Statute associated with criminal penalties and traffic citations; and
3. The legal expenditures allowed from this fund will be to remit collected fees to the Washoe County Sheriff's Office or other agency as may be amended in the future pursuant to Nevada Revised Statute; and
4. The County Commission and Finance Director shall oversee the financial activity of the fund including expenditures and evaluation of the annual fund balance.

Now Therefore Be It Resolved that White Pine County shall establish fund number 546 as the Genetic Marker Testing Agency Fund for the purposes outlined above.

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 8<sup>th</sup> day of August, 2018.

Ayes: 4  
Nays: 0  
Absent: 1

  
Richard Howe, Chairman of the Board

WITNES:

  
Susan Lujan, Deputy Clerk

REVISED 01-2014

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

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Nichole Baldwin, Ex-officio Clerk of the Board

White Pine County  
Board of County Commissioners

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Resolution Number 2018-28

Resolution to Establish Fund Number 382 for the Camp Success Special Revenue Fund to replace Fund 526 the Camp Success Special Revenue Fund (Number Change Only)

Whereas, it is the desire of White Pine County to provide more consistent treatment of account numbers within the chart of accounts; and

Whereas, the County utilizes the 500 fund series for agency funds and the 300 fund series to include special revenue funds for parks and recreational activities; and

Whereas, the current fund utilized for Camp Success is a special revenue fund for parks and recreational activities and should be included in the 300 fund series and there is no intention to change the function of fund 526 other than to provide a new number which will be consistent with the County's chart of accounts; and

Whereas, to accomplish this it is necessary to establish a new special revenue fund for this purpose; and

Whereas,

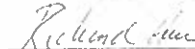
1. The money used to establish the fund 382 will be the audited balance remaining in the FY2018 fund 526 (the existing Camp Success Special Revenue Fund); and
2. The ongoing revenues in this fund will be from the fees collected from users of the camp; and
3. The legal expenditures allowed from this fund will be those required for maintenance, operations and capital improvements to the camp; and
4. The County Commission and Finance Director shall oversee the financial activity of the fund including expenditures and evaluation of the annual fund balance.

Now Therefore Be It Resolved that White Pine County shall establish fund number 382 as the Camp Success Special Revenue Fund for the purposes outlined above.

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 8<sup>th</sup> day of August, 2018.

Ayes: 5  
Nays: 0  
Absent: 1

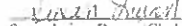
  
Richard Howe, Chairman of the Board

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

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Fax: (775) 299-2544

WTEST:

  
Susan Lujan, Deputy Clerk

Nichole Baldwin, Ex-officio Clerk of the Board

White Pine County  
Board of County Commissioners

wpcclerk@whitelinecounty.nv.gov

Resolution Number 2018-29

Resolution to Establish Fund Number 735 for the Grants Project Special Revenue Fund to replace 325 the Grants Project Special Revenue Fund (Number Change Only)

Whereas, it is the desire of White Pine County to provide more consistent treatment of account numbers within the chart of accounts; and

Whereas, the County utilizes the 700 fund series for all grant funds; and

Whereas, the current fund utilized for the Grants Project Fund is a special revenue fund outside of the 700 fund series and there is no intention to change the function of fund 325 other than to provide a new number which will be consistent with the County's chart of accounts; and

Whereas, to accomplish this it is necessary to establish a new special revenue fund for this purpose; and

Whereas,

1. The money used to establish the fund 735 will be the audited balance remaining in the FY2018 fund 325 (the existing Grants Project Special Revenue Fund); and
2. The ongoing revenues in this fund will be from various grants and revenues related to the grant programs as may be awarded to the County; and
3. The legal expenditures allowed from this fund will be those allowed pursuant to the grant agreements or other regulations specific to utilization of the revenues received; and
4. The County Commission and Finance Director shall oversee the financial activity of the fund including expenditures and evaluation of the annual fund balance.

Now Therefore Be It Resolved that White Pine County shall establish fund number 735 as the Grants Project Special Revenue Fund for the purposes outlined above.


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 8<sup>th</sup> day of August, 2018.

Ayes: 5  
Nays: 0  
Absent: 1

  
Richard Howe, Chairman of the Board

WTEST:

  
Susan Lujan, Deputy Clerk

Revised 06-2014

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

Nichole Baldwin, Ex-officio Clerk of the Board

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Resolution Number 2018-30

Resolution to Establish Fund Number 760 for the VWS (Victim Witness Services) Special Revenue Fund to replace 870 the VWS Special Revenue Fund (Number Change Only)

Whereas, it is the desire of White Pine County to provide more consistent treatment of account numbers within the chart of accounts; and

Whereas, the County utilizes the 700 fund series for all grant funds; and

Whereas, the current fund utilized for the VWS Fund is a special revenue fund outside of the 700 fund series and there is no intention to change the function of fund 870 other than to provide a new number which will be consistent with the County's chart of accounts; and

Whereas, to accomplish this it is necessary to establish a new special revenue fund for this purpose; and

Whereas,

1. The money used to establish the fund 760 will be the audited balance remaining in the FY2018 fund 870 (the existing VWS Special Revenue Fund); and
2. The ongoing revenues in this fund will be from various grants and revenues related to the grant programs as may be awarded to the County; and
3. The legal expenditures allowed from this fund will be those allowed pursuant to the grant agreements or other regulations specific to utilization of the revenues received; and
4. The County Commission and Finance Director shall oversee the financial activity of the fund including expenditures and evaluation of the annual fund balance.

Now Therefore Be It Resolved that White Pine County shall establish fund number 760 as the VWS Special Revenue Fund for the purposes outlined above.

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 8<sup>th</sup> day of August, 2018.

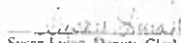
Ayes: 2

Nays: 0

Absent: 0

  
Richard Howe, Chairman of the Board

ATTEST:

  
Susan Lujan, Deputy Clerk

Revised 11-2015

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

Nichole Baldwin, Ex-officio Clerk of the Board

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Resolution Number 2018-31

Resolution to Establish Fund Number 319 for the China Springs Special Revenue Fund to replace 561 the China Springs Special Revenue Fund (Number Change Only)

Whereas, it is the desire of White Pine County to provide more consistent treatment of account numbers within the chart of accounts; and

Whereas, the County utilizes portions of the 300 fund series for activities outside of the general fund related to court activities both adult and juvenile; and

Whereas, the purpose of the China Springs Special Revenue Fund (current 561) is to account for the required ad valorem tax collected which is utilized specifically to support the County's utilization and required support of the China Springs Youth Camp Facility; and

Whereas, the current fund utilized for the China Springs Fund is a special revenue fund outside of the 300 fund series and there is no intention to change the function of fund 561 other than to provide a new number which will be consistent with the County's chart of accounts; and

Whereas, to accomplish this it is necessary to establish a new special revenue fund for this purpose; and

Whereas,

1. The money used to establish fund 319 will be the audited balance remaining in the FY2018 fund 561 (the existing China Springs Special Revenue Fund); and
2. The ongoing revenues in this fund will be from the required ad valorem tax collected by the County specific to China Springs; and
3. The legal expenditures allowed from this fund will be remitting the required funds to Youth Correctional Services as required for support of the China Springs Youth Camp; and
4. The County Commission and Finance Director shall oversee the financial activity of the fund including expenditures and evaluation of the annual fund balance.

Now Therefore Be It Resolved that White Pine County shall establish fund number 319 as the China Springs Special Revenue Fund for the purposes outlined above.

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 8<sup>th</sup> day of August, 2018.

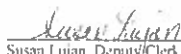
Ayes: 4

Nays: 0

Absent: 1

  
Richard Howe, Chairman of the Board

ATTEST:

  
Susan Lujan, Deputy Clerk

AUGUST 8, 2018

16



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

801 Clark Street, Suite #  
 Elly Nevada 89201  
 (775) 293-6509

Fax (775) 293-2544

Nichole Baldwin, Ex-officio Clerk of the Board

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

#peter@whitpinecounty.nv.gov

**Resolution Number 2018-32**

**Resolution to Establish Fund Number 049 for the State Indigent Special Revenue Fund to replace 570 the State Indigent Special Revenue Fund (Number Change Only)**

Whereas, it is the desire of White Pine County to provide more consistent treatment of account numbers within the chart of accounts; and

Whereas, the County utilizes the 040 fund series for indigent (social services) activities; and

Whereas, the purpose of the State Indigent Special Revenue Fund (current 570) is to account for the required ad valorem tax collected which is utilized specifically to support indigent persons as well as to provide medical assistance to persons who are aged, blind or disabled through payments to the State of Nevada Department of Health and Human Services; and

Whereas, the current fund utilized for the State Indigent Fund is a special revenue fund outside of the 040 fund series and there is no intention to change the function of fund 570 other than to provide a new number which will be consistent with the County's chart of accounts; and

Whereas, to accomplish this it is necessary to establish a new special revenue fund for this purpose; and

**Whereas,**

1. The money used to establish fund 049 will be the audited balance remaining in the FY2018 fund 570 (the existing State Indigent Special Revenue Fund); and
2. The ongoing revenues in this fund will be from the required ad valorem tax collected by the County specific to supporting indigent persons as required pursuant to Nevada Revised Statute; and
3. The legal expenditures allowed from this fund will be remitting the required funds to the Nevada Department of Health and Human Services and other payments as allowed or required pursuant to Nevada Revised Statute; and
4. The County Commission and Finance Director shall oversee the financial activity of the fund including expenditures and evaluation of the annual fund balance.

Now Therefore Be It Resolved that White Pine County shall establish fund number 049 as the State Indigent Special Revenue Fund for the purposes outlined above.

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 8<sup>th</sup> day of August, 2018.

Ayes: 4  
 Nays: 0  
 Absent: 1

*Richard Howe*  
 Richard Howe, Chairman of the Board

ATTEST:

*Susan Lujan*  
 Susan Lujan, Deputy Clerk

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

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Nichole Baldwin, Ex-officio Clerk of the Board

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

#peter@whitpinecounty.nv.gov

**Resolution Number 2018-36**

**Resolution to Utilize Contingency in the Amount of \$24,514 to Cover the Overage in Human Resources Payroll and Benefits Created by the Overlap of the New and Former HR Director Which was Unanticipated and Unbudgeted During the FY2019 Budget Process**

Whereas, the White Pine County Board of County Commissioners extended the retirement date of the former Human Resources Director and allowed the new Human Resources Director to work with her through July 12, 2018; and

Whereas, this was an unanticipated and unbudgeted expense during the FY2019 budget process; and

Whereas, the FY2019 General Fund Contingency Account has an available balance of \$153,000.

Now Therefore Be It Resolved that White Pine County shall utilize contingency in the amount of \$24,514 to cover the increased payroll and benefit costs in Human Resources and adjust accounts as follows:

| Account Code      | Description | Increase     | Decrease     |
|-------------------|-------------|--------------|--------------|
| 001-111-51101-000 | WAGES       | \$ 21,927.00 |              |
| 001-111-51201-000 | RETIREMENT  | \$ 1,418.00  |              |
| 001-111-51202-000 | HEALTH      | \$ 869.00    |              |
| 001-111-51206-000 | MEDICARE    | \$ 300.00    |              |
| 001-600-54101-000 |             |              | \$ 24,514.00 |

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 8<sup>th</sup> day of August, 2018.

Ayes: 4  
 Nays: 0  
 Absent: 1

*Richard Howe*  
 Richard Howe, Chairman of the Board

ATTEST:

*Susan Lujan*  
 Susan Lujan, Deputy Clerk

**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**

Chairman Richard Howe entertained a motion to approve. Commissioner Shane Bybee made a motion to approve the Consent Agenda as presented. Commissioner Gary Perea seconded. Motion carried.

**NOTICE OF UNTIMED ITEMS**

**DISCUSSION/ACTION/APPROVAL OF RESOLUTION 2018-48 PROVIDING FOR THE TRANSFER OF THE COUNTY'S 2018 PRIVATE ACTIVITY BOND VOLUME CAP TO THE NEVADA RURAL HOUSING AUTHORITY**

It was noted this item had been tabled previously; Finance Director Elizabeth Frances clarified for the Board that this will not adversely impact the County's ability to fund. Chairman Richard Howe entertained a motion to approve. Commissioner Carol McKenzie made a motion to approve Resolution 2018-48 to provide for the transfer of the County's 2018 Private Activity Bond Volume Cap to NRHA as requested. Commissioner Shane Bybee seconded. Motion carried.

Richard Howe, Chairman  
Shane Bybee, Vice Chairman  
Commissioner Gary Perea  
Commissioner Carol McKenzie  
Commissioner Steven M. Stork  
Nichole Baldwin, Executive Clerk of the Board

White Pine County  
Board of County Commissioners

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Ely, Nevada 89301  
(775) 293-6509  
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web@wpcounty.nv.gov

*Section 2 Transfer of Private Activity Bond Volume Cap* Pursuant to NAC 348A.180, the County hereby transfers 2018 Bond Cap in the amount of \$339,283.20 to the NRHA for its Single Family Programs.

*Section 3 Use of 2018 Bond Cap* The NRHA will use the 2018 Bond Cap for single family purposes in calendar year 2018, or carry forward any remaining amount according to the Internal Revenue Code of 1986, as amended, for such purposes.

*Section 4 Representative of County* Pursuant to NAC 348A.180(1), the Director may contact Nichole Baldwin, regarding this Resolution at (775) 293-6509 or in writing at 801 Clark Street, Suite 4, Ely, NV 89301.

*Section 5 Additional Action* The Chairman of the Board of Commissioners and the Clerk of the County are hereby authorized and directed to take all actions as necessary to effectuate the transfer of the 2018 Bond Cap, and carry out the duties of the County hereunder, including the execution of all certificates pertaining to the transfer as required by NAC 348A.

*Section 6 Direction to the NRHA.* The NRHA shall notify the Director in writing as soon as practicable of the occurrence or nonoccurrence of any term or condition that would affect the disposition of the 2018 Bond Cap.

*Section 7 Representative of the NRHA.* Pursuant to NAC 348A.180(3), the Director may contact Diane Arviso, Director of Homeownership Programs of the NRHA regarding this Resolution at (775) 886-7900 or in writing at Nevada Rural Housing Authority, 3695 Desotoya Drive, Suite 105, Carson City, Nevada 89701.

*Section 8 Obligation of the County.* This Resolution is not to be construed as a pledge of the faith and credit of or by the County, or of any agency, instrumentality, or subdivision of the County. Nothing in this Resolution obligates or authorizes the County to issue bonds for any project or to grant approvals for a project or constitutes a representation that such bonds will be issued.

*Section 9 Enforceability.* If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution. This Resolution shall go into effect immediately upon its passage.

ADOPTED, SIGNED AND APPROVED this 8th day of August, 2018.

COUNTY OF WHITE PINE, NEVADA

By: Richard Howe  
Richard Howe, Chairman

ATTEST:

By: Susan Lujan  
Susan Lujan, Deputy Clerk

**RESOLUTION NO. 2018-48**

RESOLUTION OF THE BOARD OF COMMISSIONERS OF WHITE PINE COUNTY, NEVADA PROVIDING FOR THE TRANSFER OF THE COUNTY'S 2018 PRIVATE ACTIVITY BOND VOLUME CAP TO THE NEVADA RURAL HOUSING AUTHORITY; AND OTHER MATTERS RELATED THERETO

WHEREAS, pursuant to the provisions of Chapter 348A of the Nevada Revised Statutes ("NRS") and Chapter 348A of the Nevada Administrative Code ("NAC"), there has been allocated to White Pine County, Nevada (the "County"), the amount of \$339,283.20 in tax-exempt private activity bond volume cap for year 2018 (the "2018 Bond Cap"); and

WHEREAS, the Nevada Rural Housing Authority (the "NRHA"), has requested that the County transfer its 2018 Bond Cap to the NRHA for the purpose of providing a means of financing the costs of single family residential housing that will provide decent, safe and sanitary dwellings at affordable prices for persons of low and moderate income ("Single Family Programs"); and

WHEREAS, the County is a local government as defined by NAC 348A.070; and

WHEREAS, Section 348A.180 of the NAC provides a procedure whereby the County may, by resolution, transfer to any other local government located within the same county, all or any portion of its 2018 Bond Cap; and

WHEREAS, pursuant to NRS 315.983(1)(a), the NRHA is an instrumentality, local government and political subdivision of the State of Nevada (the "State"); and

WHEREAS, the NRHA is located within the County, pursuant to NRS 315.963, which defines the NRHA's area of operation as "any area of the State which is not included within the corporate limits of a city or town having a population of 150,000 or more";

NOW, THEREFORE, the Board of Commissioners of the County does hereby find, resolve, determine and order as follows:

*Section 1. Recitals.* The recitals set forth herein above are true and correct in all respects.

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2281005

DISCUSSION/ACTION/APPROVAL OF MINUTES FROM THE FOLLOWING COUNTY COMMISSION MEETING:

June 27, 2018

Commissioner Gary Perea noted that Mr. Richard Barber needed to be added to the attendance list for this meeting. Commissioner Perea made a motion to approve the June 27<sup>th</sup> set of minutes with the addition noted. Commissioner Carol McKenzie seconded. Motion carried.

PUBLIC COMMENT

Commissioner Gary Perea appreciated Mr. Travis Godon coming here to sit through these Commission meetings; Commissioner Carol McKenzie and the rest of the Board echoed his comment.

Commissioner Carol McKenzie advised that 2' of the 3' of cement she had done on her property is actually inside of her property line; there's 1' on the County side, noted for the Board's and Mr. Chachas' information.

ADJOURNMENT

At 12:46 p.m., Chairman Richard Howe entertained a motion to adjourn. Commissioner Shane Bybee made the motion; Commissioner Carol McKenzie seconded. Motion carried.


BOARD OF COUNTY COMMISSIONERS  
COUNTY OF WHITE PINE  
STATE OF NEVADA

BY:



CHAIRMAN

ATTEST:

  
WPC CLERK OF THE BOARD