

**IN A REGULAR MEETING OF THE WHITE PINE COUNTY COMMISSION HELD ON
AUGUST 12, 2020 IN THE COUNTY LIBRARY CONFERENCE ROOM IN ELY, NEVADA**

The Following Were Present:

County Commission

Richard Howe, Chairman
Travis Godon, Vice-Chairman
Ian Bullis, Commissioner
Shane Bybee, Commissioner
Laurie L. Carson, Commissioner
Nichole Baldwin, Clerk of the Board
Susan Lujan, Deputy Clerk

County Officials

Mike Johnson, IT Specialist
Mike Wheable, District Attorney
Elizabeth Frances, Finance Director
Tim Bunch, Human Resources Director
Brett North, WPC Fire District Chief
Scott Henriod, WPC Sheriff
Bryan Pyle, Deputy District Attorney
Kristi Rozich, Aquatic Center Director
Jeremiah Peterson, Sheriff's Dept.
Burton Hilton, WPC Assessor (via Zoom)
Desiree Barnson, Social Services Director
Bill Calderwood, Public Works Director

Also Present

George Chachas, George Town Media
Rod McKenzie, Water Adv. Comm. Chmn.
Donna Bath, Silver Lion Farms
Bob Kurliko, CEO, Silver Lion Farms
Brandon Whipple, CORE Construction
Savannah Drew, CORE Construction
Pete Mangum, WP Jr. Livestock Show
Matt Walker, WBR Hospital
Daren Kunz, WBR Hospital
Wyatt Cox (via Zoom) KELY
George Robinson, ENERGEX Atty. (Zoom)
Cynthia Angelopolous, McGill Town Cncl.
Caroline McIntosh (via Zoom)
Jeremy Drew, RCI (via Zoom)
DeeDee Sandoval, WP Jr. Livestock Show
James Franklin, Western Gold/Oil
Jared Bybee, BLM (via Zoom)
Brett Ratliff, BCT
John Snow, Western Oil (Zoom)

Chairman Richard Howe called the meeting to order at 9:00 a.m. Commissioner Ian Bullis led the Pledge of Allegiance. Chairman Howe noted we have a heavy agenda today, and requested those commenting by phone and during the timed items to please stay within the 3-minute timeframe.

MOMENT OF SILENCE/SILENT INVOCATION

This was duly observed.

PUBLIC COMMENT

Ms. Donna Bath, representing Silver Lion Farms, introduced their new CEO, Mr. Bob Kurliko, to the Board. He thanked the Board and advised he will be visiting the farm shortly, and is looking forward to partnering with this Commission. Ms. Bath noted this is a

very busy time for Silver Lion Farms right now, and things are going very well. The Board welcomed CEO Kurliko to White Pine County.

WPC Clerk Nichole Baldwin advised she had received a letter which had been requested to be read into the record, which she proceeded to do, from Ms. Susan Mish.

White Pine County Board of Commissioners

Honorable Commission Chairman Richard Howe; Commission Vice Chair Travis Godon; Commissioner Shane Bybee; Commissioner Ian Bullock; Commissioner Laurie Carson;

This Monday morning, the 10th of August 2020, in small claims docket case # 20-SE-00024-7K regarding Petitioner Larence of current KOA Campground Manager Nefie Northam held a 9:30 in Justice of the Peace SJ Bishop's Ely Justice Court was both disappointing and discouraging in his reckless failure to fulfill any hope that the township of Ely has in fact, a "just" court of justice. Today, elected official Bishop made a mockery of the court, validating even more the plight of the broken Judicial system.

Before the proceedings began, Justice of the Peace Bishop, clearly indicated prejudice in this case, stating he had conducted business with the defendant, establishing a satisfactory relationship. Because only the judge and defendant in this case know the extent of their "relationship" the judge should have automatically RECUSED himself from the case instead of asking my opinion, as the sanctity of the courtroom is the inappropriate place to be making that determination.

Thus, Judge Bishop indicates a flagrant disregard for the rules, ethics, and procedures of Court Hearings and should be investigated for his impropriety and total disregard and abandon of making moral decisions.

I have no respect for the defendant stealing cash from me, showing no remorse by not admitting fault, using any means and measures to cover her criminal misconduct — shifting the blame, a common tactic used by criminals to divert attention away from themselves onto targets they commit crimes against. I have, even less respect for this person of questionable character inappropriately misrepresenting the Ely Justice Court.

Judge Bishop demonstrates a deceptive, underhanded, unfairness, bias and prejudice in his decisions. He should not be acting alone in the decision-making process.

Instead, there should be a Tribunal of Judges serving as a system of checks and balances overseeing Court proceedings in a fair, unbiased, unprejudiced manner instead of the autocratic system that currently exists.

Because Judge Bishop does not represent strength of character and lacks integrity, it is being requested that Justice of the Peace Bishop be removed from Court proceedings and investigated for criminal misconduct.

Thank you for considering my request. I am with all due respect, sincerely,
Susan Mish

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Mr. George Chachas noted that at the July 15th meeting of the RPC, separation of 1 acre from a 3.8 acre parcel was approved; he felt this needs to be put on the Commission agenda as he is appealing their decision. He saw on today's agenda that the Assessor is requesting to purchase some property that has been put on the tax sale for delinquent taxes; he charged that the County is competing against the private sector if they allow this. Also on the agenda is to pay Sunrise Engineering to do a plan for Heritage Park, which was for SNPLMA Round 18. He noted that per NRS, no schools or parks are to be placed near a truck stop, such as next to Love's. Last, he noted Commissioner Ian Bullis hasn't worn a mask for the last 6 or 7 Commission meetings; this Board must correct this as the County is in jeopardy of losing COVID-19 funds if we're not in compliance regarding the Governor's directives. Time was called.

Mr. Wyatt Cox made comment by phone that a Press Release came out from the State noting that 8 out of 15 businesses visited in Ely by OSHA were in compliance with the Governor's mandate concerning COVID-19. He continued that 3 businesses in Las Vegas have already been fined for non-compliance, for \$8,000; such a fine against a local business here would put them out of business. He added that the Hotel Nevada could be facing a fine for gaming as well; "we need to keep our businesses." He continued that whether you agree or not, we need to wear the masks; we can't afford to lose businesses as the Governor can pull Business Licenses for non-compliance. He urged the Board to be more responsible and take a stronger stance on these measures.

Mr. George Robinson, an attorney representing ENERGEX, LLC, wished to comment on the phone regarding the proposed Ordinance #514 on the agenda. District Attorney Mike Wheable noted this could be done at this time, and Chairman Richard Howe opened that agenda item for Mr. Robinson to comment.

At this time, Chairman Richard Howe recessed the regular Commission meeting and opened the Fire Commission meeting. At 9:45 a.m., Chairman Richard Howe adjourned the Fire Commission meeting and opened the Liquor Board meeting. At 10:00 a.m., Chairman Richard Howe adjourned the Liquor Board meeting and reconvened the regular Commission meeting.

**10:00 A.M. – COMMUNITY DEVELOPMENT BLOCK GRANT
PUBLIC HEARING #1 – DISCUSSION AND PUBLIC INPUT ON POSSIBLE
ACTIVITIES TO BE INCLUDED IN APPLICATIONS FOR FUNDING UNDER NEXT FISCAL
YEAR'S (JULY 1, 2021 TO JUNE 30, 2022) STATE COMMUNITY DEVELOPMENT BLOCK
GRANT PROGRAM**

Finance Director Elizabeth Frances advised this is the first of three Public Hearings required for CDBG. She noted for the record that eligible activities are public facility and public improvement projects, public service programs, planning studies, economic development business assistance, and microenterprise activities. To be eligible, the activities must be shown to be of benefit to low income households or persons, to eliminate slums and blight, or must meet an urgent community development need. She continued that to date, she hasn't received any feedback as to what the community might want the County to engage in. However, preliminary engineering studies pertaining to the McGill slag ditch correction and the McGill sewer pond lining are required, and NDEP is willing to

assist us with these. It was noted there was no public comment to be made by those present at today's meeting. Mr. George Chachas wished to clarify if the slag ditch and sewer pond projects are for this fiscal year; Director Frances replied in the affirmative.

Ms. Caroline McIntosh commented by phone; she is with the White Pine Broadband Action Team, and they will be bringing forward a proposal to expand our broadband service laterally.

10:15 A.M. – WATER RESOURCE PLAN

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF RESOLUTION 2020-51 ADOPTING THE 2019 WHITE PINE COUNTY WATER RESOURCE PLAN ELEMENT TO THE WHITE PINE COUNTY MASTER PLAN

Mr. Rod McKenzie, Water Advisory Committee Chairman, thanked the Board for the opportunity to present today. He provided some history on what this is, and where the County is going with it. The present Water Resource Plan was done in 2006; the Water Advisory Committee decided it was time to update the plan in 2017. The Desert Research Institute (DRI) was hired to update all the graphs and charts in the 2006 Plan. However, before the new information could be integrated, the WAC Secretary left and Chairman McKenzie continued to do this. The County agreed to provide him some assistance with turning this into a hard copy, which was done, and the WAC approved it; the Regional Planning Commission also has a copy, and they approved it as well. In order to make this part of the White Pine County Master Plan, the County Commission must also approve it. Commissioner Travis Godon advised people have worked very hard on this, and there's been lots of feedback from the different users; he felt this was well put-together. Chairman McKenzie pointed out that in 2006, the County was looking forward to several power plants being built in Steptoe Valley; however, that needed to be corrected and this has been done. Chairman Richard Howe entertained a motion for approval. Commissioner Travis Godon made a motion to approve Resolution 2020-51 adopting the 2019 White Pine County Water Resource Plan Element into the White Pine County Master Plan as requested. Commissioner Laurie Carson seconded. Motion carried. It was noted that funding is available to have copies of the Water Resource Plan printed, through the Natural Resources budget.

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

DISCUSSION/UPDATE/QUARTERLY REPORT ON INFORMATION TECHNOLOGY FROM BUSINESS CONTINUITY TECHNOLOGIES (BCT)

Mr. Brett Ratliff, BCT, gave a "behind-the-scenes" report to the Board, in the form of a Power Point presentation. During the last 6 months, their accomplishments for White Pine County included obtaining new PC's with Windows 10, installing new Firewalls, and creating an eCenter Server to manage all County servers. These gave the County better performance, speed, protection, connectivity, backup and disaster recovery. BCT monitors our environment 24/7; he reported that during the past 230 days there have been over 1,000 attacks on our County emails. They work with WestNet in regard to the fiber project; and much data information/transfers are made daily, for which he lauded IT Specialists Jennifer Farnworth and Mike Johnson. The Board thanked him for his informative update.

Richard Howe, Chairman
Travis Godon, Vice Chairman
Commissioner Shane Bybee
Commissioner Ian Bullis
Commissioner Laurie L. Carson

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Nichole Baldwin, Ex-officio Clerk of the Board

White Pine County
Board of County Commissioners

WPClerk@whitepinecountynv.gov

RESOLUTION 2020-51

ADOPTING THE 2019 WHITE PINE COUNTY WATER RESOURCE PLAN ELEMENT TO THE WHITE PINE COUNTY MASTER PLAN

WHEREAS, NRS 278.150 to 278.210, inclusive, requires the White Pine County Commission to prepare, conduct hearings on, and adopt a Comprehensive Plan for the physical development and orderly management of the growth of the County; and

WHEREAS, the White Pine County Commission, on the 12th day of August, 2020, in cooperation with the Regional Planning Commission and Water Advisory Committee, and after conducting two years of public meetings and hearings, has now completed its deliberations on the water resource element; and

WHEREAS, the White Pine County Commission believes that the White Pine County Water Resource Plan, as contained in document and map form, is properly drafted to represent the long term interests of the residents of White Pine County; and

WHEREAS, on June 17, 2020, the Regional Planning Commission voted to adopt the White Pine County Water Resource Plan as an element to the County's Master Plan by an affirmative majority of its members, and on August 12, 2020, the White Pine County Commission voted to adopt the White Pine County Water Resource Plan as an element to the County's Master Plan by an affirmative majority of its members; and

WHEREAS, the White Pine County Commission finds, pursuant to NRS 278.020, that the White Pine County Land Use Plan promotes health, safety, and general welfare of the community; and

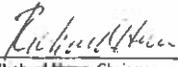
WHEREAS, the maps, findings, and policies contained within the Water Resource Plan are severable and if any portion thereof is found to be invalid by a court of competent jurisdiction, then the Commission finds that the remaining elements and policies are intended to survive and remain in effect;

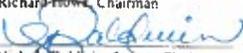
NOW, THEREFORE, BE IT RESOLVED, that the White Pine County Commission does hereby find that the White Pine County Water Resource Plan is in conformance with NRS 278.150 to NRS 278.210, inclusive and the same shall be, and hereby is, adopted.

Adopted this 12th day of August, 2020

AYES: 5
NAYS: 0
ABSENT: 0

ATTEST:


Richard Howe, Chairman


Nichole Baldwin, County Clerk

10:45 A.M. - UPDATE FROM CORE CONSTRUCTION
DISCUSSION/UPDATE/PROGRESS REPORT ON JUSTICE CENTER PROJECT
FROM CORE CONSTRUCTION

Mr. Brandon Whipple thanked the Board for letting CORE Construction work with the County again. He provided an update: For the new Courthouse, all is going well schedulewise, with 95% of the construction steel being finished. Plumbing, electricity, etc. are being prepped for a "rough-in" and concrete will be poured shortly. He noted the goal is September for completing the outside; there's much to do on the inside, though. He provided details about the jail cells and surrounding areas, including the jail cell walls, stairs, glass and roof, which is expected to be completed before winter. The cells on the Mezzanine are next on the list, he noted. Local contractors, such as JCR, White Pine Glass, and Reck Bros. for the asphalt, are being utilized. Mr. Whipple advised there are some scheduling differences to be discussed with White Pine County Sheriff Scott Henriod, to

ensure the jail will be completed and the inmates installed, after which Dispatch will be done. In reply to a query from the Board, he advised walk-throughs can be scheduled for the Commissioners, and this can be done through Director Frances. The Board thanked him for his presentation.

11:00 A.M. – NATURAL RESOURCES

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF A SCOPING LETTER REGARDING THE PINE-WAH WAH VALLEYS PIPELINE PROJECT

Mr. Jeremy Drew, of RCI (Resource Concepts, Inc.), appeared via Zoom and presented this and the next two agenda items. He had just received an email from Mr. Kyle Roerink, GBWN (Great Basin Water Network), indicating that the County's participation on this topic would be helpful. He explained that while the location of the pipeline is in Utah, it is tied to water basins in Snake Valley, Nevada. He has four concerns: (1) The area of the focus analysis extends into Snake Valley, and he is requesting that boundary be adjusted. (2) The plan of development and scoping materials talked about 8 groundwater monitoring wells, but there's no data on where those are located. He wishes to recommend those wells be identified. (3) As there was talk about "adaptive management" at the scoping meeting and they are focusing mitigation on impacts, he's requesting more detail in the Draft EIS and that counties be involved in development of the adaptive management plan. He asked if the counties had been involved in this project; the reply was negative. (4) He noted that both RCI and himself are listed on this letter; if the Board feels it would be appropriate to add the District Attorney, he can make that change. He did note that he didn't request White Pine County to be made a cooperating agency in the letter, but that change can also be made if the Board so wishes. Mr. Drew continued that PLUAC, the WAC, Lincoln County and CNRWA (Central Nevada Regional Water Authority) have been advised of this. The Board discussed this briefly; they would like to see White Pine County be included as a cooperating agency, and as Commissioner Shane Bybee pointed out, we would be placed "higher in the pecking order" if we were. Commissioner Travis Godon made a motion to approve the letter and request adding White Pine County as a cooperating agency in the scoping letter. Commissioner Laurie Carson seconded. Motion carried. Mr. Drew also thanked WPC Clerk Nichole Baldwin for her assistance with this.

DISCUSSION/UPDATE/REGARDING A LETTER SENT TO THE STATE WATER ENGINEER REGARDING PURPORTED AUTHORITY TO DESIGNATE BASINS WITHIN WHITE PINE COUNTY AND EXPRESSING CONCERN OVER PROPOSED VIRTUAL HEARINGS RELATED TO THE POSSIBLE DESIGNATION OF NEWARK AND LONG VALLEYS

Mr. Drew provided a letter to the State Water Engineer regarding this, and received an "instant reaction;" hearings were scheduled for today. The NRS requires hearings take place in the County of designation; concerns were expressed from the counties regarding this, and proposals for virtual hearings were made to the State Water Engineer. He worked with the District Attorney's office on this, and the letter included in the backup materials requests the delay. He felt the October 8, 2020 hearing will therefore be rescheduled to be virtual so people will be able to participate. Commissioner Shane Bybee appreciated Mr. Drew's vigilance as well as Deputy District Attorney Bryan Pyle's efforts in this.

DISCUSSION/UPDATE REGARDING THE WHITE PINE COUNTY NATURAL RESOURCE AND PUBLIC LAND ISSUES TRACKING LIST

Mr. Drew noted they were busy during August; he cited the tracking list in the backup materials. He advised that NV Energy is proposing a “green link” project from the Robinson Substation west to a site in Lyon County; this will be included in future lists. The USDA Forest Service advised another power project will be coming through in the near future as well. Virtual meetings are being listed, as he pointed out. Commissioner Travis Godon asked if he could include oil well permit requests from the Div. of Minerals, so the Board can review those with respect to BLM activity. District Attorney Mike Wheable noted he has advised Mr. Drew of Road #1204 in Newark Valley as well. Chairman Richard Howe noted the Board appreciates Mr. Drew’s input on these matters.

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

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF A USAGE PLAN FOR SPECIAL EVENTS TAKING PLACE IN COUNTY-OWNED FACILITIES DURING COVID-19 RESTRICTIONS

Commissioner Travis Godon advised Mr. Cody Coombs is working with Hospital CEO Matt Walker regarding the Ranch Rodeo, Team Roping, and other events. He read an email he received into the record from CEO Walker, who recommended moving forward with the Ranch Rodeo. Commissioner Godon continued that he’s working with Mr. Coombs and Mr. J.J. Goicoechea to ensure everything is being followed per Gov. Steve Sisolak’s restrictions. DeeDee Sandoval and Pete Mangum, representing the White Pine Jr. Livestock Show, are here today and they were invited to speak. Ms. Sandoval advised the Usage Plan for the events with respect to COVID-19 precautions had been sent, but there has been no reply to date. Chairman Richard Howe has reviewed their plan and felt it meets all the criteria, but suggested they meet with Hospital CEO Matt Walker; as a Public Health Officer he could be able to get this on board. Ms. Sandoval advised the 4-H guidelines must be followed; they’re adding another day and more showing classes so the groups would be smaller than normal, as she explained. Commissioner Godon noted the groups would be separated to adhere to the 50-people limit, along with requiring masks and temperature checks would be done. Following some discussion, District Attorney Mike Wheable felt the activities could be approved so long as they would comply with the guidelines/restrictions listed by Local Empowerment Advisory Panel (LEAP). More grandstands are being added to help accomplish this, as noted by Ms. Sandoval. Commissioner Travis Godon made a motion to approve the Ranch Rodeo and 4-H Livestock Auction and exhibits as long as LEAP guidelines are followed. Commissioner Laurie Carson seconded. Motion carried.

At this time, Chairman Richard Howe recessed the regular Commission meeting and opened the Special Road Commission meeting. Following the adjournment of the Special Road Commission meeting, Chairman Howe reconvened the regular Commission meeting.

ITEMS FROM ELECTED OFFICIALS AND DEPARTMENT HEADS

COUNTY COMMISSION

Richard Howe, Chairman

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF A CERTIFICATE FOR SHONNA SAMPSON FOR HER RETIREMENT, IN APPRECIATION OF HER YEARS OF SERVICE

District Attorney Mike Wheable advised Ms. Shonna Sampson has served 18 of her total 28 years at the County, in the D.A.'s Office. He noted that there are many unsung public heroes who dedicate the majority of their lives to the community, while the community has no idea of all that was done. Ms. Sampson served with excellence and worked hard; he pointed out "there's no way we can do our jobs without our support staff." She is truly a dedicated public hero, and he wished her well. Chairman Richard Howe also thanked Ms. Sampson for doing a great job for the County for many years. The Board echoed his appreciation. Commissioner Travis Godon made a motion to approve the Certificate of Appreciation for Shonna Sampson for her retirement, as requested. Commissioner Shane Bybee seconded. Motion carried.

ELECTED OFFICIALS

Burton Hilton, Assessor

DISCUSSION/FOR POSSIBLE ACTION/TO AUTHORIZE THE COUNTY ASSESSOR TO PURCHASE FOR WHITE PINE COUNTY APN 004-171-08, 004-171- 16, 004-171-21, 004-171-22 (OLD SHEDS NORTH OF MCGILL) FOR THE DELINQUENT TAXES OF \$720.00 UP TO \$2,000 AT THE COUNTY TREASURER'S TAX SALE FOR FUTURE ABATEMENT, AND DIRECT THE WHITE PINE COUNTY TREASURER AND ASSESSOR TO TRANSFER SAID PROPERTY FROM TREASURER TRUSTEE TO WHITE PINE COUNTY

Chairman Richard Howe advised this is self-explanatory; it concerns the old sheds on the northwest side of McGill. District Attorney Mike Wheable noted that the community demands we clean up the community and abate nuisances, which is what this is about. One way to do that is to obtain the property, using the abatement funds to do it. As he stated, "a flat, level, clean ground is better than having a safety issue." There will be bids submitted for an auction to accomplish this. Finance Director Elizabeth Frances explained that she had discussed this with Assessor Burton Hilton; after the Old Ely Garage was demolished, there were still some CDBG slum/blight funds left. The CDBG has approved this as an appropriate way to use these, and in fact it has been suggested this could be used as a semi-truck parking area. Commissioner Shane Bybee asked if we could sell the property in the future to a developer; Director Frances will check to see about that possibility. Assessor Hilton also advised the Board there are 3 other properties in the area that are delinquent in their taxes, and they aren't really usable for anything else. Chairman Richard Howe entertained a motion to approve. Commissioner Shane Bybee made a motion to authorize the County Assessor to purchase the 4 properties as requested. Commissioner Laurie Carson seconded. Motion carried.

Scott Henriod, WPC Sheriff

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF THE QUARTERLY IN-CUSTODY DEATH REPORT

WPC Sheriff Scott Henriod cited his memo in the backup materials, noting it's required as part of his quarterly report. Chairman Richard Howe entertained a motion to approve. Commissioner Travis Godon made a motion to approve the Sheriff's quarterly In-custody Death Report as presented. Commissioner Ian Bullis seconded. Motion carried.

Nichole Baldwin, County Clerk

DISCUSSION/FOR POSSIBLE ACTION/RATIFICATION OF THE GRANT APPLICATION TO THE ADMINISTRATIVE OFFICE OF THE COURTS FOR FUNDING REIMBURSEMENT TO BRING US INTO COMPLIANCE WITH STATEWIDE STATISTICAL REPORTING OF USJR DATA IN THE AMOUNT OF \$4,200 WITH A MATCH OF \$1,800 WHICH WAS APPROVED IN MARCH 2020 AND PAID IN APRIL 2020

WPC Clerk Nichole Baldwin advised this is a request to ratify the grant application that had been submitted. She explained that Pioneer Technology had decided they needed a contract amendment plus \$6,000 in order to comply with the AOC reporting element. The County approved the payment; if this grant is approved, she noted, we will be reimbursed \$4,200. Commissioner Travis Godon made a motion to ratify the grant application to the AOC to bring us into compliance as requested. Commissioner Ian Bullis seconded. Motion carried.

DEPARTMENT HEADS

Kristy Rozich, Aquatic Center Director

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL TO CANCEL OR RECONSTRUCT THE 2020 BIG SPLASH DUE TO COVID-19 GUIDELINES

Aquatic Center Director Kristy Rozich advised that she had been hoping Gov. Steve Sisolak would re-evaluate his guidelines pertaining to aquatic centers, but he didn't. Therefore, the Annual Big Splash event must be cancelled, along with most of the other events by the McGill Town Council. Hopefully, she continued, this could be taken up for community participation next year. The Board thanked Director Rozich for all she has done with these events, and shared her hope this could take place next year. Commissioner Travis Godon made a motion to cancel the Big Splash event for 2020 due to the COVID-19 guidelines. Commissioner Shane Bybee seconded. Motion carried.

Desiree Barnson, Social Services Director

DISCUSSION/FOR POSSIBLE ACTION/RATIFICATION OF THE CSBG GRANT AWARD FOR CARES ACT FUNDING IN THE AMOUNT OF \$26,340 WITH NO COUNTY MATCH REQUIRED

Social Services Director Desiree Barnson advised this is extra funding the County has received for emergency services. Commissioner Laurie Carson made a motion to ratify the CSBG grant award for CARES Act funding for \$26,340 with no County match required. Commissioner Shane Bybee seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF THE ESG GRANT AWARD IN THE AMOUNT OF \$10,000 WITH A REQUIRED COUNTY MATCH OF \$10,000 FROM THE DIRECTOR'S WAGES

Director Barnson advised this covers the County's emergency shelters. Chairman Richard Howe entertained a motion to approve. Commissioner Shane Bybee made a motion to approve the ESG grant award for \$10,000, with a required County match of \$10,000 from the Director's wages, as requested. Commissioner Laurie Carson seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF THE WSAP GRANT AWARD IN THE AMOUNT OF \$4,859.40 WITH NO REQUIRED COUNTY MATCH

Director Barnson noted this grant also covers emergency services for the County. Commissioner Laurie Carson made a motion to approve the WSAP grant award for \$4,859.40 with no required County match. Commissioner Shane Bybee seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF THE NDOT 5311 GRANT AWARD IN THE AMOUNT OF \$220,350 WITH NO REQUIRED COUNTY MATCH

Social Services Director Desiree Barnson advised this NDOT grant award is needed in order to operate the Ely Bus. Chairman Richard Howe entertained a motion to approve. Commissioner Ian Bullis made a motion to approve the NDOT 5311 grant of \$220,350 with no required County match. Commissioner Travis Godon seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL TO ACCEPT THE ADSD GRANT AWARD IN THE AMOUNT OF \$25,000 WITH A REQUIRED COUNTY MATCH OF \$3,750 WHICH IS IN-KIND FROM THE DIRECTOR'S WAGES

Director Barnson advised this grant also goes towards operation of the Ely Bus. Chairman Richard Howe entertained a motion to approve. Commissioner Laurie Carson made a motion to accept the ADSD grant for \$25,000 with the County match of \$3,750 from in-kind as requested. Commissioner Shane Bybee seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL TO EXPLORE OPTIONS FOR PROVIDING ELY BUS SERVICES IN-HOUSE, WHAT THAT WOULD LOOK LIKE, INCLUDING WHERE IT WILL BE HOUSED

Director Barnson explained that the Ely Bus had been run by a contractor; while they extended their services, they failed to come back on the dates they had set. She is looking to see how we can bring the Ely Bus in-house; she's discussed this with Finance Director Elizabeth Frances and District Attorney Mike Wheable. Director Frances confirmed there is ample funding to bring the Ely Bus in-house. Director Barnson continued that currently we have 1 Driver and 1 Dispatcher, operating at 25%; however, we would need 2 Drivers plus 1 Dispatcher. As to where the Ely Bus would be housed, it could remain at the Road Shop. The Commission wanted to know if there are other options; also, if Director Barnson was looking to do this long-term, and if the grants would be going to the Social Services Director. Director Barnson explained that she would pay the contractor's wages; she's already been working with NDOT to ensure everything is

acceptable regarding this. She continued that it's difficult to find a contractor where we live willing to operate at the wage we can pay them. Commissioner Shane Bybee commented that we're already running the bus, and this change to in-house would make sense. He added that the contractors pay the wages and then they make money on it, whereas the County would be keeping it; he saw no reason not to go with this proposal. District Attorney Mike Wheedle advised of the contents of the motion, whereupon Commissioner Travis Godon made a motion to make the Ely Bus service in-house. Commissioner Ian Bullis seconded. Motion carried. Commissioner Laurie Carson voiced appreciation to Director Barnson for doing this.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL TO TERMINATE THE CONTRACT WITH COACH USA AND WHITE PINE COUNTY FOR OPERATION OF THE ELY BUS DUE TO COACH USA'S FAILURE TO FULFILL THE TERMS OF THE CONTRACT

District Attorney Mike Wheable advised that Coach USA's failure to fulfill was a breach of the contract, whether they could help it or not. Following brief discussion, Commissioner Laurie Carson made a motion to terminate the contract with Coach USA and White Pine County for operation of the Ely Bus due to Coach USA's failure to fulfill the terms of the contract. Commissioner Travis Godon seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF THE BUDGET FOR ELY BUS

Finance Director Elizabeth Frances cited the backup materials and advised she had worked on this with Social Services Director Desiree Barnson. They investigated the different aspects of the program; the County had approved the grants plus the budget for this, and Director Frances felt there are adequate funds to cover these costs. Chairman Richard Howe entertained a motion for approval. Commissioner Shane Bybee made a motion to approve the budget for Ely Bus as presented. Commissioner Laurie Carson seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL TO POST FOR 3 FULL TIME EMPLOYEES TO OPERATE ELY BUS

Director Barnson advised this posting includes 2 Drivers and 1 Dispatcher, for the Ely Bus; she added this has been included in the budget. Commissioner Travis Godon made a motion to approve posting for 3 full-time employees to operate Ely Bus as requested. Commissioner Shane Bybee seconded. Motion carried. The Board thanked Director Barnson for all her hard work in this effort.

Lori Romero, Library Director

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL TO ACCEPT FEDERAL 2020 CARES ACT FUNDING IN THE AMOUNT OF \$6,504 FOR IT EQUIPMENT WITH NO MATCH

Library Director Lori Romero advised that at the Federal level, all the CARES Act funding for libraries are to be spent on technology. These monies will be used to connect to the fiber, with no match being required. Commissioner Laurie Carson made a motion to accept the Federal 2020 CARES Act funding for \$6,504 for IT equipment with no match required, as presented. Commissioner Travis Godon seconded. Motion carried.

Bill Calderwood, Public Works Director

DISCUSSION/UPDATE/ANNUAL SUMMARY REPORT FOR MAINTENANCE AND PARKS PERSONNEL HOURS

Public Works Director Bill Calderwood couldn't be present today, so Finance Director Elizabeth Frances will be representing him. She cited the provided backup and explained that Director Calderwood tracks the hours that both the Maintenance and Parks Depts. are being funded for out of the General Fund; he also tracks how much time is actually spent OUTSIDE the General Fund that isn't being billed to those Departments. She continued that it works out to be 54% of the time is outside the General Fund, with no provision to be collected back to the County for their services. She added that this process actually helps to save the Departmental budgets; however, currently the General Fund is subsidizing all these other funds. The Commission thanked Director Frances for this information.

Tim Bunch, Human Resources Director

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF THE REVISED HUMAN RESOURCES JOB DESCRIPTION

Human Resources Director Tim Bunch noted that he's been working towards consistency with respect to Job Descriptions; we should be doing those, and his was next to be done. He noted the highlighted language, which need some minor word changes, in his own revised Job Description. One recent change he explained was that grant requirements now include the necessity for a civil rights liaison, and in working with Director Frances on this, it was felt the Human Resources Director would be the best choice. He actually has trained for that responsibility this week; it will be incorporated into his Job Description. Chairman Richard Howe entertained a motion for approval. Commissioner Laurie Carson made a motion to approve the revised Human Resources Job Description as presented and discussed. Commissioner Shane Bybee seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF COVID-19 COUNTY EMPLOYEE GUIDELINES THAT ALIGN WITH CDC GUIDELINES

Human Resources Director Tim Bunch advised this also encompasses the District Attorney's office, besides the WBR Hospital CEO Matt Walker; D.A. Wheable was in total agreement with this. Director Bunch noted Deputy District Attorney Bryan Pyle, CEO Walker, and himself had reviewed the CDC Guidelines and ascertained what our directives are, from the Governor's Office and also from what White Pine County wants to do. There are some areas that aren't consistent, it was noted; the liability insurance is for us to protect others in case of accidents, and "wearing masks is all about health." He continued that we want to ensure consistency so the public will see we are all adhering to the same process by wearing masks, for example. Chairman Richard Howe felt that it's important for us to adhere to the Governor's policies and do the best we can. He noted that in Ely, people have noticed how we've been in the stores, and there are signs on the doors and windows. Those who don't comply "are putting our County at risk with regard to COVID-19 funding." We know what the rules are, and it appears the County Depts. are adhering to this; however, we still get "black eye" reports for those who don't comply. District Attorney Mike Wheable suggested modifying our Employee Handbooks; he cited several

discrepancies in there, such as if an employee is out for 3 days a note from the doctor is required to return to work; however, under Federal guidelines, an employee could be out for weeks without a doctor's note being necessary. He added that many employees aren't wearing masks inside their offices, which is another issue because not every office deals directly with the public. During the discussion, D.A. Wheable noted that accountability and documentation is an unknown area regarding these issues. Director Bunch felt that things don't need to be precise, but it's all about safety. He continued that we should encourage our employees to work together as a team in this, and agreed that with 3-4 versions or scenarios it's difficult to navigate. Finance Director Elizabeth Frances agreed that "one size fits all" isn't necessarily the best for all our Departments. Commissioner Ian Bullis advised he would be willing to meet with Director Bunch and bring back something this Board could approve; he felt that consistency is important; while the "one size fits all" wouldn't be feasible, we should still be able to meet compliance. Commissioner Travis Godon made a motion that Commissioner Bullis should meet with Director Bunch to discuss meeting compliance, Director Bunch should contact the Department Heads for their input, and then a plan would be formulated that could be brought forward to this Board. Commissioner Ian Bullis seconded. Motion carried.

At this point, Commissioner Laurie Carson had to leave the meeting for a few minutes and therefore didn't vote on the following three agenda items.

Elizabeth Frances, Finance Director

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF THE QUARTERLY GRANT REPORTS

Finance Director Elizabeth Frances cited the reports in the backup materials and asked if there were any questions; there were none. Commissioner Travis Godon made a motion to approve the quarterly grant reports as presented. Commissioner Ian Bullis seconded. Motion carried 4:0.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF GRANT AWARD FROM THE SOUTHERN NEVADA PUBLIC LANDS MANAGEMENT ACT (SNPLMA) IN THE AMOUNT OF \$1,188,535.00 FOR THE DUCK POND RESTORATION PROJECT FOR THE PERIOD OF JULY 15TH, 2020 THROUGH JUNE 15TH, 2025 WITH A REQUIRED COUNTY MATCH AMOUNT OF \$0

Director Frances advised that we've been waiting for this, and the Round 17 results have finally arrived. This grant award is for renovating the Duck Pond, as she noted. Commissioner Ian Bullis made a motion to approve the SNPLMA grant award for the Duck Pond Restoration Project for \$1,188,535.00, with no County match. Commissioner Shane Bybee seconded. Motion carried 4:0.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF GRANT AWARD FROM THE UNITED STATES DEPT. OF AGRICULTURE (USDA) FOR FUNDING OF A NEW AMBULANCE TO BE STATIONED IN ELY TO SERVE THE SURROUNDING AREAS IN THE AMOUNT NOT TO EXCEED \$50,000 FOR THE PERIOD OF 7/28/2020-1/1/2021 WITH A REQUIRED MATCH OF \$127,890.67 AND WILL BE PROVIDED THROUGH THE

FOLLOWING SOURCES: \$27,890.00 FROM THE FIRE PROTECTION DISTRICT FUND AND \$100,000.00 FROM THE CARES ACT

Director Frances advised we applied for this; if the grant award is approved, an RFP (Request for Proposal) will be sent out. Following brief discussion, Commissioner Shane Bybee made a motion to approve the USDA grant award for a new ambulance, in an amount not to exceed \$50,000, to be stationed in Ely to serve the surrounding areas in the timeframe as requested. Commissioner Travis Godon seconded. Motion carried 4:0.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF MOU BETWEEN WHITE PINE COUNTY AND THE MCGILL GID FOR THE MCGILL SEWER POND RELINING PROJECT-COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) #20/PCB/15

Commissioner Laurie Carson returned to the meeting. Finance Director Elizabeth Frances cited backup materials pertaining to a teleconference meeting on August 10th; however, this is the G.I.D. project, and it is required that a sub-recipient MOU (Memorandum of Understand) be put in place. She is requesting the Board for permission to proceed with this, contingent upon the District Attorney and CDBG's approval of the document, as she explained. She is asking to draft the MOU with today's agenda item. Commissioner Travis Godon made a motion to approve Director Frances going forward with drafting the MOU as presented and explained. Commissioner Shane Bybee seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF PRELIMINARY MONTHLY FINANCIAL REPORTS FOR JUNE 2020. FINAL REPORTS FOR JUNE 2020 WILL BE ISSUED WITH THE AUDITED FINANCIAL STATEMENTS IN NOVEMBER

Director Frances cited the backup materials for these preliminary reports; she recalled for the Board that these figures will continue to be adjusted through the end of August. Commissioner Travis Godon made a motion to approve the preliminary Monthly Financial Reports for June 2020 as presented. Commissioner Laurie Carson seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF MONTHLY FINANCIAL REPORTS FOR JULY 2020

Following brief discussion, Chairman Richard Howe entertained a motion to approve. Commissioner Laurie Carson made a motion to approve the monthly financial reports for July 2020 as requested. Commissioner Shane Bybee seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF ENGAGEMENT LETTER FROM SHERMAN & HOWARD TO ACT AS BOND COUNSEL FOR THE \$1,000,000 MEDIUM-TERM OBLIGATION IN AN AMOUNT NOT TO EXCEED \$20,000

Director Frances advised this is the 2nd engagement letter from Sherman & Howard. As a bond issue is required for the medium-term obligation, plus they have expertise with us in this area, she is requesting we retain them as our bond counsel. Chairman Richard Howe entertained a motion to approve. Commissioner Travis Godon made a motion to approve the engagement letter received from Sherman & Howard to act as bond counsel as requested. Commissioner Shane Bybee seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/RATIFICATION OF GRANT APPLICATION FOR THE 7TH JUDICIAL DISTRICT COURT TO THE NEVADA ADMINISTRATIVE OFFICE OF THE COURTS FOR THE PERIOD OF JULY 1, 2020 THROUGH JUNE 30, 2021 FOR EQUIPMENT REQUIRED FOR A NEW JAVS SYSTEM IN COURTROOM 109 IN CONJUNCTION WITH THE JUSTICE CENTER PROJECT IN THE AMOUNT OF \$44,561.43 WITH A COUNTY REQUIRED MATCH OF \$19,097.75 PROPOSED FROM FY2021 BEGINNING FUND BALANCE

Finance Director Elizabeth Frances advised that this item, as well as the next four agenda items, pertain to AOC (Administrative Office of the Courts) equipment for the new Justice Center project. The JAVS systems will be installed in all 4 Courtrooms, plus there will be a video-conference room for the Jail to hold Court Hearings, etc. She added that the funding for these items will come from County funds as well as Special Court Revenue funds; she assured the Board she would work with the District Court Judges regarding the beginning fund balances. Chairman Richard Howe entertained a motion for approval. Commissioner Shane Bybee made a motion to ratify the grant application to the AOC for the JAVS equipment for Courtroom 109 as presented and discussed. Commissioner Laurie Carson seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/RATIFICATION OF GRANT APPLICATION FOR THE 7TH JUDICIAL DISTRICT COURT TO THE NEVADA ADMINISTRATIVE OFFICE OF THE COURTS FOR THE PERIOD OF JULY 1, 2020 THROUGH JUNE 30, 2021 FOR EQUIPMENT REQUIRED FOR A NEW JAVS SYSTEM IN COURTROOM 121 IN CONJUNCTION WITH THE JUSTICE CENTER PROJECT IN THE AMOUNT OF \$44,561.43 WITH A COUNTY REQUIRED MATCH OF \$19,097.75 PROPOSED FROM FY2021 BEGINNING FUND BALANCE

Per Director Frances' advisement on the previous agenda item, the same explanation for this request applies. Chairman Richard Howe entertained a motion to approve. Commissioner Ian Bullis made a motion to ratify the grant application to the AOC for the JAVS equipment for Courtroom 121 as presented and discussed. Commissioner Travis Godon seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/RATIFICATION OF GRANT APPLICATION FOR THE 7TH JUDICIAL DISTRICT COURT TO THE NEVADA ADMINISTRATIVE OFFICE OF THE COURTS FOR THE PERIOD OF JULY 1, 2020 THROUGH JUNE 30, 2021 FOR EQUIPMENT REQUIRED FOR A NEW JAVS SYSTEM IN COURTROOM 208 IN CONJUNCTION WITH THE JUSTICE CENTER PROJECT IN THE AMOUNT OF \$50,000 WITH A COUNTY REQUIRED MATCH OF \$20,613.78 PROPOSED FROM FY2021 BEGINNING FUND BALANCE

This agenda item also falls in line as previously discussed. Chairman Richard Howe entertained a motion for approval. Commissioner Laurie Carson made a motion to ratify the grant application to the AOC for the JAVS equipment for Courtroom 208 as presented and discussed. Commissioner Shane Bybee seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/RATIFICATION OF GRANT APPLICATION FOR THE 7TH JUDICIAL DISTRICT COURT TO THE NEVADA ADMINISTRATIVE OFFICE OF THE COURTS FOR THE PERIOD OF JULY 1, 2020 THROUGH JUNE 30, 2021 FOR EQUIPMENT REQUIRED FOR A NEW JAVS SYSTEM IN COURTROOM 228 IN CONJUNCTION WITH THE JUSTICE CENTER PROJECT IN THE AMOUNT OF \$50,000 WITH A COUNTY REQUIRED MATCH OF \$20,613.78 PROPOSED FROM FY2021 BEGINNING FUND BALANCE

This agenda item also falls within the above scope of requests. Chairman Richard Howe entertained a motion to approve. Commissioner Ian Bullis made a motion to ratify the grant application to the AOC for the JAVS equipment for Courtroom 228 as presented and discussed. Commissioner Laurie Carson seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/RATIFICATION OF GRANT APPLICATION FOR THE 7TH JUDICIAL DISTRICT COURT TO THE NEVADA ADMINISTRATIVE OFFICE OF THE COURTS FOR THE PERIOD OF JULY 1, 2020 THROUGH JUNE 30, 2021 FOR EQUIPMENT REQUIRED FOR A NEW JAVS JAIL VIDEO CONFERENCE STATION IN CONJUNCTION WITH THE JUSTICE CENTER PROJECT IN THE AMOUNT OF \$12,306.00 WITH A COUNTY REQUIRED MATCH OF \$5,274 PROPOSED FROM FY2021 BEGINNING FUND BALANCE

This is the last agenda item today pertaining to ratification of grant applications to the AOC. Commissioner Travis Godon made a motion to approve ratification of the grant application to the AOC for the new JAVS Jail Videoconference Station as presented and discussed. Commissioner Shane Bybee seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF RESOLUTION 2020-38 TO ADOPT THE FISCAL YEAR 2021 COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGIES DOCUMENT DATED JULY 2020

Director Frances requested this item be tabled as the backup material wasn't submitted in time. Commissioner Ian Bullis made a motion to table this agenda item. Commissioner Shane Bybee seconded. Motion carried. It was noted this will be brought back for the next Commission agenda.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF THE CORONAVIRUS RELIEF FUND SMALL BUSINESS PROGRAM CONTRACT WITH THE NEVADA ASSOCIATION OF COUNTIES (NACO) FOR AN AMOUNT OF 5% FOR SUBCONTRACTOR TO OPERATE THE APPLICATION PROCESS AND 1% TO NACO FOR THEIR ASSISTANCE WITH THE PROCESS FOR A TOTAL NOT TO EXCEED \$28,302 IN FEES

Finance Director Elizabeth Frances advised this contract had been drafted by another County; she sent a copy to the District Attorney for feedback, which was received. Deputy District Attorney Bryan Pyle noted some changes that should be made, and advised of a couple of primary concerns: First, NACO should attest to the fact that they will be screening these people to be legal recipients of the Relief fund. Second, there was a concern regarding that if both NACO and White Pine County agree upon potential candidates for the funds, we would award the monies consistent with their ranking system. There was some discussion regarding the amount of \$500,000, as to if it would go to NACO

first; Commissioner Shane Bybee would rather see the \$500,000 go to the businesses and then we would augment it the monies; therefore, the Administrative Fee would be covered out of our other portion of the funding and the full amount would go to help the businesses. Director Frances will look into that for the Board. This will be placed on the next agenda. It was also a point of discussion that 95% of the businesses are located in the City of Ely, and we have yet to hear from the outlying areas such as Baker and Lund to see what they might need. It was generally felt that a basepoint should be established for the unincorporated areas. Following further discussion, Chairman Richard Howe entertained a motion to approve. Commissioner Shane Bybee made a motion to approve the contract of the Coronavirus Relief Fund Small Business Program contract with NACO, including the amendments as discussed. Commissioner Ian Bullis seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF RESOLUTION 2020-44 TO UTILIZE \$2,805 FROM CONTINGENCY TO COVER COST OF THE DOMINION VOTING SYSTEMS, INC. AMENDMENT FOR A MOBILE BALLOT PRINTER AS APPROVED AT THE JULY 22, 2020 COUNTY COMMISSION MEETING

Director Frances noted this is just to cover the action that was taken during the July 22nd Commission meeting, and make it formal. Commissioner Ian Bullis made a motion to approve Resolution 2020-44 to utilize \$2,805 from Contingency to cover the cost of the Dominion Voting Systems, Inc.'s Amendment for a mobile ballot printer, as requested. Commissioner Shane Bybee seconded. Motion carried.

Richard Howe, Chairman
 Travis Godon, Vice Chairman
 Commissioner Shane Bybee
 Commissioner Ian Bullis
 Commissioner Laurie L. Carson

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 Ely, Nevada 89301
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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 2020-44

Resolution to utilize \$2,805 from contingency to cover the cost of the Dominion Voting Systems, Inc. Amendment for a Mobile Ballot Printer as approved at the July 22, 2020 County Commission meeting

Whereas, at their July 22, 2020 meeting the White Pine County Commissioners approved the First Amendment to the Voting System Agreement by and between Dominion Voting Systems, Inc. and White Pine County, Nevada to purchase the Mobile Ballot Printer for \$2,030 plus \$775 for licensing for a total amount of \$2,805; and

Whereas, the cost of this amendment was not included in FY2021 budget; and

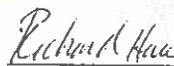
Whereas, there is a beginning amount of \$310,000 in contingency which is available to cover this cost;

Now Therefore Be It Resolved that White Pine County shall utilize \$2,805 from contingency (001-801-56101-000) to cover the cost of the Dominion Voting Systems Mobile Ballot Printer and increase the Elections Department Equipment Under \$5,000 account (001-108-52143-000) 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 12th day of August, 2020

Ayes: 5
 Nays: 0
 Absent: 0


 Richard Howe, Chairman of the Board

ATTEST:


 Nichole Baldwin, Clerk of the Board

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL TO UTILIZE \$7,900 FROM THE BEGINNING FUND BALANCE IN THE CAPITAL IMPROVEMENT FUND TO PAY SUNRISE ENGINEERING TO PREPARE THE HERITAGE PARK CONCEPTUAL PLAN FOR SOUTHERN NEVADA PUBLIC LANDS MANAGEMENT ACT (SNPLMA) ROUND 18 GRANT APPLICATION

Director Frances clarified that this is for us to receive assistance with the SNPLMA Round 18 grant application for the Heritage Park (by Love's Truck Stop). Some drawings need to be done along with engineering, scoping, etc. This would make our application more polished, and she felt it would be well worth the investment. Commissioner Ian Bullis made a motion to utilize \$7,900 from the Capital Improvement Fund beginning fund balance to pay Sunrise Engineering for the tasks involved with the Heritage Park, as requested. Commissioner Laurie Carson seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/TO APPROVE/DENY REQUESTS BY MCGILL TOWN FOR ITEMS RELATED TO EVENTS ENCOURAGING LARGE GATHERINGS CONTRARY TO GOVERNOR'S COVID-19 DIRECTIVE THAT WILL JEOPARDIZE WHITE PINE COUNTY'S CARES ACT FUNDING IN AN AMOUNT UP TO \$1,020,301.00

Chairman Richard Howe asked if McGill Town Council had cancelled all their events; Director Frances clarified this is just to move forward with the fireworks requisitioning. During the discussion, Commissioner Ian Bullis noted there are currently just 2 active COVID-19 cases in White Pine County. Commissioner Bullis made a motion to approve the McGill Town Council's request to move forward with the Labor Day Fireworks display requisition. Commissioner Shane Bybee seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF DIRECTIVES FOR APPOINTING A PUBLIC HEALTH OFFICER PURSUANT TO COUNTY CODE 1.85.020 INCLUDING POSSIBLE INTERIM PUBLIC HEALTH OFFICER, PUBLIC HEALTH OFFICER AND DEPUTY OR PERMANENT PUBLIC HEALTH OFFICER, PAY STRUCTURE FOR COVID-19 PANDEMIC AND BEYOND AND RECRUITMENT OPTIONS

District Attorney Mike Wheable advised that the Public Health Officer must be flexible, as we're in the midst of a pandemic; this Board has appointed WBR Hospital CEO Matt Walker as an agent to speak on behalf of the County Board of Public Health, as no orders are currently being done. Director Frances advised we're looking at options; would we be bringing in someone from another area, or perhaps train a local pharmacist, or what would be the Board's wishes in this? Even someone with no actual Public Health experience but still has knowledge to bring in might be considered. She continued that she had reached out to the State as well as to Dr. Putnam in Elko, for someone who could assist and train someone to come on board. She felt if we could help mentor a local person here, and once they are comfortable with the requirements, Dr. Putnam would return to Elko and we would have someone here. Director Frances added that under Federal law, we can't set a pay scale just because funding is available; there are guidelines that must be met. During the pandemic that amount would be increased, and then afterward we would adjust it for our Public Health Official. She has contacted Dr. Putnam, but didn't receive a response; CEO Walker advised that he knows Dr. Putnam is extremely busy as there are several positive cases currently in Elko, and it's unknown if he would be able to assist us very much. He

added that Dr. Byun would be willing to mentor, and no one else seems interested. Human Resources Director Tim Bunch advised he has received a CD from one of our local pharmacists who is interested in pursuing this.

Finance Director Elizabeth Frances wished to clarify if we've actively recruited, and also if Dr. Byun would be able to help mentor this person. There followed some discussion, during which District Attorney Mike Wheable noted that if Dr. Byun would be willing to be a mentor and be a resource for us, he would be fine with appointing someone. However, he continued, the contract will expire December 31, 2020; we would be budgeting \$10,000 per month for the Public Health Officer, or \$120,000 per year; and we could lose the COVID-19 funds at the end of the year. Director Frances noted the Contingency fund was increased for this year and we could perhaps consider that. D.A. Wheable felt the applicants for this position must be advised that their compensation could change significantly after December 31st. We would need to negotiate after that, and we would be looking at bringing the \$10,000/month figure down somewhat. Following further discussion, Commissioner Travis Godon made a motion to pay up to \$2,500/month for a suitable mentor during the pandemic and adjust the salary of the Public Health Officer to \$5,000/month, which would continue past January 1, 2021, until we are no longer in this pandemic. Commissioner Shane Bybee seconded. Motion carried. Director Frances added that as we are looking at Federal funding here, we need to follow Federal protocols, which includes "free, open competition."

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL TO DIRECT HUMAN RESOURCES DIRECTOR TO BEGIN IMMEDIATE RECRUITING EFFORTS FOR PUBLIC HEALTH OFFICER

Chairman Richard Howe entertained a motion to approve. Commissioner Ian Bullis made a motion to direct the Human Resources Director to begin immediate recruiting efforts for a Public Health Officer. Commissioner Laurie Carson seconded. Motion carried.

CONSENT AGENDA: DISCUSSION/FOR POSSIBLE 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 Laurie Carson made the motion; Commissioner Shane Bybee seconded. Motion carried.

NOTICE OF UNTIMED ITEMS

At 12:16 p.m., Chairman Richard Howe recessed the regular Commission meeting to convene a Special Meeting of the White Pine County Board of Public Health. Following the special meeting, he reconvened the regular County Commission meeting.

FIRST READING OF PROPOSED ORDINANCE 514

DISCUSSION/FIRST READING OF PROPOSED ORD. 514, BILL 08.12.2020, AN ORDINANCE REGULATING THE USE OF CERTAIN HEAVY EQUIPMENT ON COUNTY ROADS; REQUIRING A ROAD MAINTENANCE AGREEMENT WITH THE COUNTY PRIOR TO THE OPERATION OF CERTAIN HEAVY EQUIPMENT ON COUNTY ROADS; IMPOSING CRIMINAL AND CIVIL PENALTIES FOR FAILURE TO COMPLY WITH THIS ORDINANCE, ADDING A SEVERABILITY CLAUSE

Per legal counsel, Mr. George Robinson, attorney for ENERGEX, LLC, was allowed to make comment by phone earlier today. Chairman Richard Howe acknowledged that he may comment at this time, since he is on Zoom. Mr. Robinson advised he represents ENERGEX, LLC, a subcontractor that was hired by Western Oil & Gas regarding providing equipment and materials to an oil and gas rig in White Pine County. He received a Road & Maintenance Agreement from the District Attorney that Western Oil had agreed to, but ENERGEX, LLC had no say about this agreement and no authorized representative was attending that meeting whereby the agreement was discussed. He had written a letter to the District Attorney and was unable to speak with him. In the letter he had asked how damages to the road was calculated, and that a \$3.5 million dollar security bond had to be posted by the parties in the agreement. He continued that the roads are used by cars, trucks, semis, and other vehicles; he wanted clarification as to what ENERGEX, LLC would be responsible for. In addition, the proposed agreement singled out ENERGEX, LLC as the only subcontractor to the agreement; there are others, he noted, including Halliburton and other local subcontractors. District Attorney Mike Wheable advised the portions in blue in the agreement clarify what is already in existence. He read some of the agreement and noted this Ordinance would be in addition to another Ordinance we already have in place regarding environmental impacts. While ENERGEX, LLC doesn't have to sign this agreement, we need to know what's happening out there since White Pine County is ultimately responsible for the roads. It's the taxpayer's money that will be impacted, he noted, which is why the Commission, Road Dept. and business entities who want to conduct their business and use heavy equipment on those roads, are coming together in this agreement. Commissioner Laurie Carson brought up a special use permit to use heavy equipment in certain circumstances, whereby sometimes the conditions are set into place within those permits. D.A. Wheable explained there is a section in the agreement that addresses this; also, the other Ordinance pertaining to environmental impacts required permissions be in place so that the Commission could see the impacts PRIOR to granting permits. Deputy District Attorney Bryan Pyle cited today's first reading of Ordinance #514 and advised it defines heavy use, personal use, etc. One could even trigger "heavy use" of a road and the County would need to give them permission to use the road for those specific purposes, and not necessarily have to apply for a special use permit, as he explained; in other words, commercial use is separated out. During the discussion, Commissioner Travis Godon felt there should be exclusion for ranching use; Deputy D.A. Pyle felt that we shouldn't be excluding certain types of people like ranchers; a ranchers could have an agreement with the County whereby they would do something on an annual basis, for example, instead. Such businesses could obtain agreements with the County to make the process more business-friendly. Following further discussion, it was agreed that this Ordinance is countywide, and isn't meant to single out ENERGEX, LLC. D.A. Wheable noted

that the Ordinance must be neutral; it actually pertains more to the weight of the vehicles and whether there needs to be an agreement in place.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF MINUTES FROM THE FOLLOWING COUNTY COMMISSION MEETINGS:

June 24, 2020
July 8, 2020
Special July 15, 2020
July 22, 2020

Chairman Richard Howe entertained a motion for approval. Commissioner Travis Godon made a motion to approve these sets of minutes as presented. Commissioner Ian Bullis seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF A PROCLAMATION PROCLAIMING THE WEEK OF AUGUST 9-15, 2020 AS AMERICAN WIND WEEK CELEBRATING WIND POWER'S EMERGENCE AS A LEADING SOURCE OF RENEWABLE ENERGY

Following brief discussion, Commissioner Shane Bybee made a motion to approve the Proclamation for the week of August 9-15, 2020 as American Wind Week, as requested. Commissioner Laurie Carson seconded. Motion carried.

*Richard Howe, Chairman
Travis Godon, Vice Chairman
Commissioner Shane Bybee
Commissioner Ian Bullis
Commissioner Laurie L. Carson*

Nichole Baldwin, Ex-officio Clerk of the Board

**White Pine County
Board of County Commissioners**

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WPClerk@whitepinecountynv.gov

PROCLAMATION
AMERICAN WIND WEEK
AUGUST 9 THROUGH 15, 2020

WHEREAS, wind energy is the largest provider of renewable energy in the country;
and

WHEREAS, Nevada is home to a significant number of wind projects of its own, generating enough energy to power almost 30,000 homes; and

WHEREAS, development of this project has driven \$323 million in total capital investments to date and provided \$1 million in annual lease payments to rural landowners in 2019 alone;

THEREFORE, WE, THE BOARD OF WHITE PINE COUNTY COMMISSIONERS, do hereby proclaim:

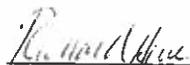
WHITE PINE COUNTY

RECOGNIZES AMERICAN WIND WEEK

AUGUST 9-15, 2020

And encourages its citizens to learn more about the benefits of wind energy in our community and celebrate Nevada's leadership in renewable energy production.

Approved this 12th day of August, 2020.


Richard Howe, Chairman

Attest:

Nichole Baldwin, County Clerk

PUBLIC COMMENT

There was none.

ADJOURNMENT

At 1:20 p.m., Chairman Richard Howe entertained a motion to adjourn. Commissioner Shane Bybee made the motion; Commissioner Ian Bullis seconded. Motion carried.

BOARD OF COUNTY COMMISSIONERS
WHITE PINE COUNTY
STATE OF NEVADA

BY: Richard Howe
CHAIRMAN

ATTEST:

Daldeen
WPC CLERK OF THE BOARD