

IN A REGULAR MEETING OF THE WHITE PINE COUNTY COMMISSION HELD ON AUGUST 28, 2019 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
Jennifer Farnworth, IT Specialist
Tim Bunch, Human Resources Director
Brett North, WPC Fire District Chief
Bill Calderwood, Public Works Director
Desiree Barnson, Social Services Director
Jennifer Drew, Building Dept.
Elizabeth Frances, Finance Director
Mike Wheable, District Attorney
Bryan Pyle, Deputy District Attorney
Lori Romero, Library/Sr. Center Administrator
Lance Gale, Airport Manager

Also Present
Donna Bath
Chris Maestes
Raymond Maestes
Todd Howell, National Life Group
George Chachas, KGTV-10
Ross Rivera, Ely City Fire Chief
Joel Hochhalter, MedX AirOne
Carol McKenzie
Jacob Bybee, BLM

Chairman Richard Howe called the meeting to order at 9:09 a.m. Commissioner Shane Bybee led the Pledge of Allegiance.

MOMENT OF SILENCE/SILENT INVOCATION

This was duly observed.

PUBLIC COMMENT

Mr. George Chachas advised he’s opposed to any increase in taxes, especially since people didn’t receive refunds from the formerly instituted business licenses. He felt everyone needed to pay for licenses who had a business. He began to cite the railroad track fees never collected by a Commissioner; Chairman Richard Howe halted that comment. Mr. Chachas asked about a non-discriminatory clause when applying for Federal loans or grants. Our community also needs a local newspaper that doesn’t print false advertising. He added there was no backup material provided for a decision item on today’s agenda; the Chairman called time.

WPC Clerk Nichole Baldwin noted a letter had been received from Ms. Roberta Stein, of McGill. She had requested the letter be read into the record.

At 9:17 a.m., Chairman Richard Howe recessed the Commission meeting and opened the Special Fire Commission meeting. At 10:12 a.m., Chairman Richard Howe adjourned the Special Fire Commission meeting and reconvened the regular County Commission meeting.

9:30 A.M. – PROPOSED ORDINANCE 501

DISCUSSION/FIRST READING OF ORDINANCE 501: AN ORDINANCE AMENDING CHAPTER 2.55 OF THE WHITE PINE COUNTY CODE TO REGULATE ROTARY WING AIR AMBULANCE SERVICE WITHIN THE COUNTY TO AMEND WHICH AMBULANCE SERVICE PROVIDERS ARE EXEMPT FROM REGULATION OF THIS CHAPTER

District Attorney Mike Wheable noted there’s no difference between the ground/air ambulance in the previous agreement; he added that basic housekeeping in this Ordinance should match how we’ve been doing things the last couple of years. In reply to a query from Mr. George Chachas, D.A. Wheable explained that the City of Ely is the

ground ambulance we have the agreement with. This Ordinance establishes the procedures of how this would look; other people will be able to come in and apply for providing these services.

10:00 A.M. – CDBG PUBLIC HEARING #2

PUBLIC HEARING #2/DISCUSSION AND PUBLIC INPUT ON POSSIBLE ACTIVITIES TO BE INCLUDED IN APPLICATIONS FOR FUNDING UNDER NEXT FISCAL YEAR'S (JULY 1, 2020 TO JUNE 30, 2021) STATE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM. Elizabeth Frances, Finance Director

Finance Director Elizabeth Frances advised this is the 2nd of 3 hearings required for this CDBG program. All projects to be considered and ranked during the 3rd hearing must have been discussed during the prior two hearings, as she explained. Projects discussed so far have been: To realign the McGill sewer pond; address slag ditch issues in McGill; a homeless veterans facility in McGill; a veterans rehab/hearing center; a new skateboard park in Ely; a recreational park adjacent to the Aquatic Center in Ely. WPC Clerk Nichole Baldwin hasn't heard anything new or comments brought out regarding these proposals. Director Frances advised this is an opportunity for the public to add new projects, which will be ranked during the next CDBG hearing. Public Works Director Bill Calderwood wants not just the slag ditch, but the whole storm drain water issue to be put on there; Commissioner Shane Bybee agreed. Director Calderwood noted it would also include curbs/gutters. Mr. George Chachas felt ranking the McGill sewer ponds first; then the veterans rehab hearing center; the slag ditch in McGill. He disagreed with the homeless vets facility being in McGill as there are some facilities that don't exist to implement those, and which by their absence would cause problems. As to the skate park and recreational park, he felt those should be removed because we have too many parks already. Director Frances felt that the homeless facility in McGill should be opened not solely to veterans, and make it a homeless shelter instead.

At 10:15 a.m., Chairman Richard Howe recessed the regular Commission meeting and opened the Liquor Board meeting. At 10:22 a.m., Chairman Scott Henriod adjourned the Liquor Board meeting and relinquished the gavel to Commission Chairman Howe, who reconvened the regular Commission meeting.

10:30 A.M. – BUILDING & PLANNING

PUBLIC HEARING/DISCUSSION: THE WHITE PINE COUNTY BOARD OF COMMISSIONERS WILL TAKE PUBLIC COMMENT AND CONSIDER APPROVAL OF A PROPOSED APPLICATION FOR A VARIANCE. THE APPLICANT IS JANICE WILLFONG. SHE WISHES TO PLACE A SINGLE-WIDE MOBILE HOME ON THE PROPERTY – SUBJECT PROPERTY IS 170 SOUTH MAIN STREET, LUND, NEVADA, WHITE PINE COUNTY, APN 006-028-06. THE PROPERTY IS ZONED R-E-43 (RESIDENTIAL DISTRICT). THE R-E-43 ZONE ALLOWS FOR A DWELLING OR MANUFACTURED HOME BUT, BECAUSE IT IS A RESIDENTIAL DISTRICT, IT MUST COMPLY WITH CHAPTER 17.46.010 OF THE COUNTY CODE, THEREFORE, REQUIRING A VARIANCE. Brad Christiansen, Building Official

WPC Clerk Nichole Baldwin read a comment into the record from Brent Gardner, who has no problem with this variance. WPC Building Official Brad Christiansen advised this amounts to an interpretation of Chapter 17.46.010 of the White Pine County Code; the mobile home is already on the property and set up. No other comments have been received from the other residents in the area. Commissioner Travis Godon made a motion to approve the proposed application for a variance for Janice Willfong as requested. Commissioner Shane Bybee seconded. Commissioner Laurie Carson disclosed that her late husband used to work with Mr. Willfong; District Attorney Mike Wheable noted there would be no effect on this request. Motion carried.

White Pine Building and Planning Dept.

501 Mill Street

Ely, NV 89301

August 20, 2019

Subject: Hearing Aug 28th 2019 Variance for Janice Willfong.

As the owner of 165 S. Main and parcel 00602702 and 00602703 I have no objections to the issuing of a variance for a mobile home at 170 south Main.

I support the issuance of a variance for Mrs. Willfong to place a mobile home on her property.

Regards

Brent D. Gardner



AUGUST 28, 2019

11:00 A.M. – PUBLIC HEARING RE: STATION #1

PUBLIC HEARING/DISCUSSION: THE WHITE PINE COUNTY BOARD OF COMMISSIONERS WILL TAKE PUBLIC COMMENT ON ITS INTENT TO LEASE A PORTION OF FIRE STATION #1, 1150 HIGHWAY 93 NORTH, ELY NEVADA 89318, NOT TO EXCEED 25,000 SQ FT IN SIZE, THE EXACT PORTION OF WHICH WILL BE DETERMINED BY THE BOARD, FOR A DURATION OF THREE (3) YEARS WITH AN OPTION FOR AN EXTENSION OF TWO (2) ADDITIONAL YEARS, AND ADDITIONALLY UPON SUCH TERMS AND CONDITIONS AS THE BOARD DEEMS PROPER, PURSUANT TO NRS 244.2833

This agenda item was addressed during the Fire Commission meeting. District Attorney Mike Wheable advised the Board that this lease would be for \$9,000/month, and it would increase over the next 5 years. A representative from MedX AirOne is present today to answer any questions; he cited his letter in support of this lease. There was no other public comment.

August 27, 2019

White Pine County Clerk
801 Clark St
Ely, NV 89301

RE: Letter in Support of Agenda Item 1(G)(2)

White Pine County Commission.

I respectfully submit the following in support of Agenda Item 1 (G)(2) which speaks of a long term lease relationship with MedX AirOne and White Pine County Station 1.

MedX AirOne has proven our long term support of White Pine County over the past months. MedX AirOne has been providing air medical support for citizens of White Pine County without any balance billing and will continue to do so for years to come. MedX AirOne is also willing to provide mutual aid services by ground at the direction of White Pine County and Ely City Fire. During the transition of the County EMS Fire systems to Ely City, MedX AirOne was asked and gladly provided back-up support for the transition of the County EMS system by providing hospital to airport transports. In the process MedX made provisions to make the ambulance road worthy in the event it was needed for longer transports to support Ely City Fire at no cost to the County. The following are also notable areas where MedX AirOne has and will continue to be providers of patient transport services to the citizens of White Pine County:

- Air Medical transport at no cost to WPC citizens.
- Air Medical transport at no cost to all patient types including mental health patients that others do not wish to transport.
- Air Medical transport that does not require citizens to purchase a membership.
- MedX is investing over \$100K in the WPC airport by building a new hangar facility.
- MedX is investing over \$20K at station site for a new state of the art circular helipad supporting additional emergency services.
- MedX is bringing an additional air medical resource to respond to remote areas of WPC and surrounding areas.
- MedX will provide additional ground support to complete critical care transports when the WPC airport is closed during winter storms.
- MedX will provide mutual aid back-up to the local 911 service area at no charge to WPC citizens.
- MedX will not bill for air or ground emergency services.
- MedX is a Nevada based company.
- MedX supports local business – we purchase all things local if possible available.
- MedX desires to be part of the community not benefit from the community need.

MedX AirOne desires to develop a long term relationship with citizens White Pine County, The City of Ely, and William Bee Rife Hospital.

I respectfully ask for your support to enter into a long term lease at Station 1 and MedX AirOne looks forward to a long term relationship with your community.

Respectfully Submitted
Joel Hochhalter
CEO Managing Member
MedX AirOne

DISCUSSION/FOR POSSIBLE ACTION: APPROVAL OF RESOLUTION 2019-43, DECLARING WHITE PINE COUNTY'S INTENT TO LEASE CERTAIN PORTIONS OF FIRE STATION #1, 1150 HIGHWAY 93 NORTH, ELY NEVADA 89318, NOT TO EXCEED 25,000 SQ FT IN SIZE, PURSUANT TO NRS 244.2833

Chairman Richard Howe entertained a motion to approve. Commissioner Ian Bullis made a motion to approve Resolution 2019-43 as presented. Commissioner Travis Godon seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION: APPROVAL TO LEASE A PORTION OF FIRE STATION #1, 1150 HIGHWAY 93 NORTH, ELY NEVADA 89318, NOT TO EXCEED 25,000 SQ FT IN SIZE, THE EXACT PORTION OF WHICH WILL BE DETERMINED BY THE BOARD, FOR A DURATION OF THREE (3) YEARS WITH AN OPTION FOR AN EXTENSION OF TWO (2) ADDITIONAL YEARS, AND ADDITIONALLY UPON SUCH TERMS AND CONDITIONS AS THE BOARD DEEMS PROPER, PURSUANT TO NRS 244.2833

This was discussed in the Fire Commission meeting. Mr. Joel Hochhalter, CEO/Managing Manager of MedX AirOne, cited his letter in support of a long term lease between MedX AirOne and White Pine County. Following some discussion, Commissioner Shane Bybee made a motion to table; Commissioner Ian Bullis seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION: APPROVAL TO CHANGE THE NAME OF THE PORTIONS OF FIRE STATION #1, LOCATED AT 1150 HIGHWAY 93 NORTH, ELY NEVADA 89318, THAT WILL REMAIN WITHIN COUNTY CONTROL SHOULD THE BOARD OF COUNTY COMMISSIONERS DECIDE TO LEASE THE BUILDING

District Attorney Mike Wheable advised this is temporary; he cited a handout from MedX AirOne. The proposal is to remove the "Station 1" signage for now. He noted the Board can rename it anything they like, but to please remove that signage. Commissioner Laurie Carson would still like it to appear on the side of the building, as our volunteers constantly refer to Station 1. There followed some discussion over the name as it could be misleading. Commissioner Travis Godon made a motion to approve changing the signage and removing the "Station 1" sign. Commissioner Ian Bullis seconded. Motion carried 4:1, with Commissioner Laurie Carson voting in opposition.

RESOLUTION NO. 2019-43

A RESOLUTION OF THE WHITE PINE COUNTY BOARD OF COUNTY COMMISSIONERS DECLARING ITS INTENT TO LEASE CERTAIN COUNTY-OWNED REAL PROPERTY TO MEDX AIRONE, LLC, PURSUANT TO NRS 244.2833

WHEREAS, NRS 244.2833 establishes the White Pine County Board of County Commissioners' authority to lease County-owned real property of less than 25,000 square feet without offering it to the public and for less than fair market value if doing so is in the best interest of the County

WHEREAS, the Board intends to lease following real property to MedX AirOne, LLC:

To wit, the following portions of 1150 Highway 93 North, Ely, Nevada, Assessor's Parcel Number 01028120, currently known as Fire Station #1, not to exceed 25,000 square feet

1. The entire top floor of the building, including the kitchen, showers, bedrooms and the Conference Room.
2. At least two (2) Bays
3. The Common Areas in and around the Bays leased to MedX AirOne to facilitate its access to those Bays
4. The Supply Room on the First Floor closest to the Bay Access Corridor
5. A 70 x 70' portion of undeveloped land in the northwest corner of the property for the construction and operation of a heliport
6. Non-restricted Common Areas necessary for carrying out MedX AirOne's emergency aviation transportation operations

NOW, THEREFORE, THE BOARD OF COUNTY COMMISSIONERS OF WHITE PINE COUNTY, STATE OF NEVADA, hereby resolves:

That MedX AirOne's business model, including but not limited to, its desire to provide emergency medical services transportation to White Pine County residents at no cost and its willingness to provide mutual emergency medical services aid within White Pine County supports the conclusion that leasing the above-described property to MedX AirOne to support its operations is in the best interest of the County

That based on the time and resources required to comply with the usual formalities governing the lease of real property under NRS 244 and because the above-described property is inherently suitable for use by MedX AirOne for its emergency aviation transportation operations, leasing the above-described real property for such a purpose using the abbreviated procedure provided by NRS 244.2833 is in the best interest of the County

INTRODUCED AND PASSED this 28th day of August, 2019

Approved

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

ATTEST


Clerk of the Board

ITEMS FROM ELECTED OFFICIALS AND DEPARTMENT HEADS

COUNTY COMMISSION

IAN BULLIS, COMMISSIONER

DISCUSSION/UPDATE ON THE MEETING WITH THE GOVERNOR'S OFFICE OF ENERGY HELD ON JULY 25, 2019

Commissioner Ian Bullis noted the meeting had been very informative; all the energy programs were highlighted; the problem we have in White Pine County is we don't have Nevada-based energy. In reply to a query from Chairman Richard Howe, Commissioner Bullis advised that the members in attendance felt they should be looking to see how we would be eligible for some of these energy programs. He continued that he had asked about solar energy, but no one had submitted hard figures as to if there would be a positive yield versus the cost to install it. He did note that group is working on those figures.

ELECTED OFFICIALS

NICHOLE BALDWIN, COUNTY CLERK

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL TO APPOINT BRETT NORTH, WPC FIRE CHIEF, TO THE LOCAL EMERGENCY PLANNING COMMITTEE (LEPC)

Following brief discussion, Commissioner Travis Godon made a motion to appoint WPC Fire Chief Brett North to LEPC as requested. Commissioner Ian Bullis seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF THE RESIGNATION OF ALEXA MERGEN FROM THE PUBLIC LANDS USERS ADVISORY COMMITTEE

WPC Clerk Nichole Baldwin advised Ms. Alexa Mergen is moving from the area and is requesting to resign from PLUAC. Commissioner Laurie Carson made a motion to accept the resignation of Ms. Alexa Mergen from PLUAC as requested. Commissioner Ian Bullis seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF UP TO 2 COMMISSIONERS TO ATTEND THE SEPT. 12, 2019 KG MINING (BALD MOUNTAIN) TOUR BY KINROSS

Clerk Baldwin noted the Commission received an invitation, which is included in the backup materials; we can send up to 2 Commissioners to go on the tour. Following brief discussion, Commissioners Laurie Carson and Travis Godon offered to attend. Commissioner Ian Bullis made a motion to approve Commissioners Carson and Godon to attend the September 12th KG Mining (Bald Mountain) tour as requested. Commissioner Shane Bybee seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL TO HOLD THE OCTOBER 9, 2019 SPECIAL JOINT TOWN HALL MEETING WITH THE ELY CITY COUNCIL, THE WATER ADVISORY COMMITTEE, AND SIMEON HERSKOVITS TO PROVIDE AN UPDATE ON THE WATER FIGHT AT THE ELKS LODGE AT 694 CAMPTON STREET IN ELY AND FOR A BUDGET OF UP TO \$200 FOR RENTAL FEES, REFRESHMENTS, AND PUBLICATIONS TO COME OUT OF CONTINGENCY OR ANY OTHER FUND AS THE FINANCE DIRECTOR DEEMS FIT

Clerk Baldwin advised she will coordinate this Town Hall meeting, which will be set for October 9th at 6:00 PM at the Elk's Lodge; she noted the Bristlecone Convention Center was already booked on that date. She is requesting formal approval of this. Besides the Ely City Council, Water Advisory Committee, and the Board of Commissioners, the Municipal Utilities Board will also attend. While the rental fee may run \$50.00 she will provide the coffee and cookies and do the advertising for this. District Attorney Mike Wheable noted this is just an update/status report; he added that a Closed Session will be held prior to the Town Hall meeting, with our Water Attorney, Simeon Herskovits. Commissioner Travis Godon made a motion to hold a Joint Town Hall meeting on October 9, 2019 with the Ely City Council, Water Advisory Committee, Ely Municipal Utilities Board, and the Board of County Commissioners, to be held at the Elk's Lodge as requested. Commissioner Ian Bullis seconded. Motion carried.

MIKE WHEABLE, DISTRICT ATTORNEY

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF A LETTER REGARDING CONCERNS WITH THE DISCUSSION DRAFT OF THE CLARK COUNTY LANDS BILL, THE SOUTHERN NEVADA CONSERVATION AND DEVELOPMENT ACT, DATED MAY 10, 2019

District Attorney Mike Wheable advised Clark County is sponsoring a bill to cut some red tape for SNWA to have some authority regarding power transmissions; the bill also references some of our County water issues. He emphasized that we strongly oppose this. Commissioner Laurie Carson noted we would be sending this letter but urged each Commissioner to sign it as that would show stronger opposition and therefore a stronger show of force. She noted the letter copies should also be going to all of the Commissioners instead of just the 3 listed. D.A. Wheable noted the motion should include full signatures by the Board and the additional Commissioners who were left off of the Clark County list. Commissioner Travis Godon made a motion to approve the letter as discussed, containing signatures from each Commissioner and sending copies to all the Clark County Commissioners. Commissioner Ian Bullis seconded. Motion carried.

DEPARTMENT HEADS

LORI ROMERO, SENIOR PROGRAM ADMINISTRATOR

DISCUSSION/FOR POSSIBLE ACTION TO ACCEPT AGING & DISABILITY SERVICES DIVISION SUPPLEMENT FUNDING IN THE AMOUNT OF \$1,982 FOR HOMEBOUND MEALS

Library Director/Sr. Program Administrator Lori Romero advised this is our supplemental funding for Homebound Meals in the amount of \$1,982, with no match required. Commissioner Laurie Carson made a motion to accept the Aging & Disability Services Division supplemental funding in the amount of \$1,982 for Homebound Meals with no match as requested. Commissioner Travis Godon seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION TO ACCEPT AGING & DISABILITY SERVICES DIVISION SUPPLEMENT FUNDING IN THE AMOUNT OF \$2,664 FOR CONGREGATE MEALS

Director Romero advised that these supplemental funds need to be spent by the end of November 2019. Commissioner Laurie Carson made a motion to accept the Aging & Disability Services Division supplement funding in the amount of \$2,664 for Congregate Meals with no match as requested. Commissioner Shane Bybee seconded. Motion carried.

DESIREE BARNSON, SOCIAL SERVICES DIRECTOR

DISCUSSION/FOR POSSIBLE ACTION/ACCEPT THE NDOT 5311 GRANT IN THE AMOUNT OF \$115,224.00 WITH A REQUIRED MATCH OF \$68,348.00. THE MATCH IS \$25,000.00 THE ADSD GRANT, \$27,000.00 FROM PUBLIC TRANSIT, AND \$16,348.00 IN-KIND AS THE DIRECTOR'S WAGES

Following brief discussion, Commissioner Laurie Carson made a motion to accept the NDOT 5311 grant for \$115,224 with a required match of \$68,348. The match will be paid by \$25,000 from the ADSD grant, \$27,000 from Public Transit, and \$16,348 in-kind as the Director's wages. Commissioner Travis Godon seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/ACCEPT THE NDOT 5339 GRANT AWARD IN THE AMOUNT OF \$156,234.00 WITH A MATCH OF \$27,571.00, WHICH WILL COME OUT OF THE INDIGENT BUDGET

Social Services Director Desiree Barnson advised this will be utilized to purchase 2 passenger buses. Commissioner Shane Bybee made a motion to accept the NDOT 5339 grant for \$156,234 with a match of \$27,571 to come out of the Indigent budget. Commissioner Laurie Carson seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/ACCEPT THE EFSP GRANT AWARD IN THE AMOUNT OF \$5,168.00 WITH NO REQUIRED MATCH

Director Barnson advised this grant is for her in-house food pantry, and there is no match required. Commissioner Travis Godon made a motion to accept the EFSP grant for \$5,168 with no required match. Commissioner Ian Bullis seconded. Motion carried.

LANCE GALE, AIRPORT MANAGER

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF AMENDMENT #2 OF THE SCOPE OF WORK BY ARMSTRONG CONSULTANTS FOR INSPECTION SERVICES AT THE ELY AIRPORT FOR THE ACIP PROJECT NO. 3-32-0006021-2018 RUNWAY PROJECT 18/36 (PHASE 3). FOR ADDITIONAL INSPECTION DAYS (12) REQUIRED AT THE PROJECT WAS STARTED IN THE FALL OF 2018 AND

COMPLETED IN SPRING OF 2019. THE ADDITIONAL INSPECTION FEE REQUESTED IS \$27,000.00 BASED ON THE RATE OF \$2,250/DAY

Airport Manager Lance Gale advised Armstrong Consultants did the Airport Project; the fee schedule provides some explanation. The Scope of Work was for 120 days and they took 157 days to complete it, so they're 37 days over. He continued that there's \$28,000 left in the budget and they didn't want to request any of that; they would rather give up the other 15 days in order to stay within budget. He clarified that they did 37 full days and will not charge the County for the other 15 days. The Board applauded that decision. He noted this was discretionary funding; once this is approved he will send it along to the FAA, and it was emphasized we are STILL \$28,000 under budget for the project. Commissioner Shane Bybee made a motion to approve Amendment #2 of the Scope of Work by Armstrong Consultants for inspection services at the Ely Airport for Project ACIP 3-32-0006021-2018 runway project 18/36 (Phase 3) as requested and discussed. Commissioner Laurie Carson seconded. Motion carried. Commissioner Shane Bybee extended thanks to Armstrong Consultants for working with us on this.

TIM BUNCH, HUMAN RESOURCES DIRECTOR

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF ADDITIONAL SUPPLEMENTAL INSURANCE PROVIDER (NATIONAL LIFE GROUP) FOR COUNTY EMPLOYEES PER PRESENTATION BY TODD HOWELL, UNIVERSAL RETIREMENT

Human Resources Director Tim Bunch noted the different insurance providers for the County, including National Life, AFLAC, New York Life and VOYA, each having variances of what they have to offer. Mr. Todd Howell, Universal Retirement, explained the benefits of their program and comparisons to other programs. He added that if the County doesn't provide a match, the group will provide a bonus for a match for every contribution that an employee makes. They don't put monies into mutual funds, as there is a greater chance of loss during times of recession. Therefore the funds would just continue to grow, which becomes a guaranteed lifetime income. This is a risk-free alternative which provides more options for employees. Mr. Howell cited their flyer; they've recently contracted with Nevada Bank & Trust, and their deferred compensation plans were highlighted and explained. He advised theirs are fixed index funds, which means we need never worry about losing monies; this National Life Group is the largest in the Country, with an A+ rating. It's a private company, but they provide National Life Group products and therefore work hand-in-hand. They will have a representative here at least once or twice a month, he noted. There were no questions from the Board; Chairman Richard Howe felt this decision should be up to the individual employees. HR Director Bunch noted the motion should be to present to the employees that this is an offering especially for new employees. Chairman Richard Howe entertained a motion to approve. Commissioner Ian Bullis made a motion to allow presentation to the County employees by the National Life Group per Todd Howell, Universal Retirement, as requested. Commissioner Shane Bybee seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL TO AMEND THE WHITE PINE COUNTY DRUG AND ALCOHOL-FREE WORKPLACE POLICY 1.13 PURSUANT TO THE NEW LAW WHICH TAKES EFFECT JANUARY 2020 AND OUTDATED PROCEDURES THAT REQUIRE REVISION

Director Bunch advised Deputy D.A. Bryan Pyle did the work on these revisions. He had discussed this with District Attorney Mike Wheable, particularly since the law was changed to be effective January 2020 pertaining to drugs and testing employees. More revisions are expected, he added; this drug and alcohol-free workplace policy is the first step in all these. D.A. Wheable noted the County is not consistent in our drug testing policies; we need to do pre-hiring drug tests on all employees. By law, if we don't do those pre-hire tests, we aren't allowed to do random testing. Deputy D.A. Pyle explained this brings the County in line with the CVA; cited the effects of new legislation on our ability to test, and specifically as pertaining to marijuana. He noted subtle language changes; we have to compile a list of safety-sensitive positions in the County, such as those jobs involving running machinery and police officers. One issue is that we would be able to test for drugs, but which ones aren't specified. Following some discussion, Chairman Richard Howe entertained a motion to approve. Commissioner Laurie Carson made a motion to amend the WPC Drug and Alcohol-free Workplace Policy 1.13 pursuant to the new law which takes effect January 2020; and the outdated procedures that require revision, as requested. Commissioner Travis Godon seconded. Motion carried.

ELIZABETH FRANCES, FINANCE DIRECTOR

DISCUSSION/FOR POSSIBLE ACTION/INFORMATION ON NACo'S TEST-IT APP TO HELP ESTABLISH ACCURATE CONNECTIVITY IN WHITE PINE COUNTY AND LAUNCH A PUBLIC AWARENESS CAMPAIGN ENCOURAGING CITIZENS TO UTILIZE THIS APP

Finance Director Elizabeth Frances cited her memo in the backup materials and advised it is difficult to get Federal funding for broadband infrastructure. One of the benefits is that it would help identify the areas in White Pine

County not being served, for which we can obtain Federal funding. They are saying that we have service throughout the County and that isn't correct. In reply to a query from Public Works Director Bill Calderwood, it was advised there is some associated data utilization, but the file is very small; it's actually equivalent to sending a text message.

DISCUSSION/UPDATE/SUMMARY OF BILLS FROM THE 2019 NEVADA LEGISLATIVE SESSION THAT REQUIRE COUNTY ACTION

Finance Director Elizabeth Frances cited in the backup materials a summary of the bills from NACO, and noted that there are several that will have some impact on White Pine County. District Attorney Mike Wheable advised his office would work on the Ordinances that would be required by some of these. Director Frances will ensure that most of the elected officials impacted will be involved. One example is that WPC Clerk Nichole Baldwin will require some additional equipment for elections based on the new legislation.

DISCUSSION/FOR POSSIBLE ACTION/IMPOSITION OF A DIESEL FUEL TAX OF UP TO FIVE CENTS PER GALLON AS ALLOWED PURSUANT TO SENATE BILL 48

Chairman Richard Howe reported that Clark and Washoe counties already have this tax applied; he explained that rural counties are allowed to impose this on diesel fuel. We receive S-0- funds from the diesel, while other counties are capitalizing on this. He cautioned that this tax will require a 4 out of 5 "Yes" vote from this County Commission in order to make it happen. There followed some discussion, during which Finance Director Elizabeth Frances clarified that these funds would have to go to the Regional Transportation Commission, which won't impact the Road Fund; the RTC is a project-based allocation. This would bring monies both into the County and the City of Ely, to assist with our roads. A standard Ordinance to cover this will require public hearings; Commissioner Shane Bybee is comfortable with that, he definitely wants some public input. Commissioner Travis Godon, however, can't support this; he feels we're already the highest property tax County in the State. He could see the market moving around us, and he can't support it for that reason. The possibility of a sunset clause was discussed; Commissioner Bybee noted we're already allowed to tax gasoline; he's against raising the taxes, but this is for something the public should be able to weigh in on. He pointed out that the tax would open up many opportunities to improve our roads. Basically, he continued, this would be a vote to begin the process and then make the decision after public input. Public Works Director Bill Calderwood noted he had requested another Operator, which was denied; he cited discussions whereby additional roads are being requested to be adopted, but we can't keep adding more on with us having less and less. He would like to see this done in-house on the County side; either reduce our miles and serve less of the public, or there will be a price to pay. During the discussion, Chairman Richard Howe pointed out there must be funding to repair the roads and streets that we have. We need revenues to repair our roads, it was emphasized. The City of Ely doesn't have the revenue stream to keep up with the amount of growth we have; people won't want to move here when they see the condition of our streets and roads. He added that we haven't increased our gas tax since 1994! There followed a lengthy discussion by the Board, involving the pros and cons of the imposition of the diesel tax. Chairman Richard Howe felt a public hearing would be needed in order to get the opinions of the community. Director Frances clarified this agenda item would be to approve moving forward with the Ordinance process. Chairman Richard Howe entertained a motion to approve. Commissioner Shane Bybee made a motion to move forward with the Ordinance process for imposition of a diesel fuel tax as presented. Commissioner Laurie Carson seconded. Motion carried 4:1, with Commissioner Travis Godon voting in opposition.

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, 2019 THROUGH JUNE 30, 2020 FOR EQUIPMENT REQUIRED FOR A NEW JAVS SYSTEM IN COURTROOM 109 IN CONJUNCTION WITH THE JUSTICE CENTER PROJECT IN THE AMOUNT OF \$50,000 WITH A COUNTY REQUIRED MATCH OF \$15,393.09 PROPOSED FROM FY2019 EXCESS NET PROCEEDS OF MINERALS REVENUES

District Attorney Mike Wheable advised the Chairman may open this agenda item in conjunction with the next three agenda items as they are all related. In reply to a query from the Board, Finance Director Elizabeth Frances clarified that none of these funds would affect our ability to fight fires, they don't draw from the Catastrophic Fund; everything for these comes out of the General Fund. Chairman Richard Howe entertained a motion to approve these as requested. Commissioner Ian Bullis made a motion to approve agenda items d), e), f), and g) (i.e., this agenda item plus the following three) as written. 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, 2019 THROUGH JUNE 30, 2020 FOR EQUIPMENT REQUIRED FOR A NEW JAVS SYSTEM IN COURTROOM 121 IN CONJUNCTION WITH THE JUSTICE CENTER PROJECT IN THE AMOUNT OF \$50,000 WITH A COUNTY REQUIRED MATCH OF \$15,393.09 PROPOSED FROM FY2019 EXCESS NET PROCEEDS OF MINERALS REVENUES

This agenda item was approved immediately above.

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, 2019 THROUGH JUNE 30, 2020 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 \$15,393.09 PROPOSED FROM FY2019 EXCESS NET PROCEEDS OF MINERALS REVENUES

This agenda item was approved immediately above.

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, 2019 THROUGH JUNE 30, 2020 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 \$15,393.09 PROPOSED FROM FY2019 EXCESS NET PROCEEDS OF MINERALS REVENUES

This agenda item was approved immediately above.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF BLM COMMUNICATIONS USE LEASE FOR A PERIOD OF THIRTY (30) YEARS WITH ANNUAL RATE TO BE DETERMINED BY BLM AUTHORIZED OFFICER

Finance Director Elizabeth Frances clarified there was no amount stated in the lease; the BLM explained lease charges are paid to White Pine County only if space is leased to a private enterprise. With lessors such as the NHP, NDOT, etc., it was explained the BLM is exempt. Director Frances asked about leasing to the Office of Emergency Management; this will be addressed at a later date. Following brief discussion, Commissioner Ian Bullis made a motion to approve the BLM Communications Use Lease for a period of 30 years. Commissioner Laurie Carson seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF PRELIMINARY MONTHLY FINANCIAL REPORTS FOR JULY 2019

Director Frances disclosed that the transition has been made from ADS to Tyler Technologies; ADS was closed as of July 27th. She explained these reports are through July 26th; the next report will cover from July 27th through August 31st. She noted there were no issues to report. Chairman Richard Howe entertained a motion to approve. Commissioner Shane Bybee made a motion to approve the preliminary monthly financial reports for July 2019 as presented. Commissioner Laurie Carson seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL TO APPOINT ELIZABETH FRANCES, BILL CALDERWOOD AND MICHAEL WHEABLE TO REPRESENT THE COUNTY IN NEGOTIATIONS WITH THE CITY ON WATER RATES PER GALLON TO IRRIGATE THE GOLF COURSE PURSUANT TO CITY OF ELY LETTER DATED AUGUST 16, 2019

District Attorney Mike Wheable noted that if the people listed are appointed as individuals, it would be an OML violation. Instead, we would need to form a committee in order to negotiate with the City of Ely regarding this issue. Following brief discussion, Commissioner Ian Bullis made a motion to direct the Finance Director to establish a committee to represent the County in negotiations with the City of Ely on water rates to irrigate the Golf Course as requested. Commissioner Travis Godon seconded. Motion carried.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF RESOLUTION 2019-42 TO AUGMENT THE WHITE PINE COUNTY PUBLIC TRANSIT FUND BY \$30,000 FROM UNANTICIPATED AND UNBUDGETED BEGINNING FUND BALANCE AND INCREASE ELY BUS LINE ITEM BY THE SAME AMOUNT TO PROVIDE FOR A NEEDED RADIO REPEATER

Director Frances noted this wasn't approved by the RTC; we need a radio repeater and the one for the Ely Bus is no longer available. Social Services Director Desiree Barnson is working on this with Public Transit to get a replacement. Commissioner Ian Bullis made a motion to approve Resolution 2019-42 to augment the Public Transit Fund by \$30,000 and increase the Ely Bus line item by the same amount to provide for the needed radio repeater. Commissioner Shane Bybee seconded. Motion carried.

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

801 Clark Street, Suite 4
Ely Nevada 89301
(775) 293-8509
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Nichole Baldwin, Ex-officio Clerk of the Board
White Pine County
Board of County Commissioners
WPClerk@whitepinecountynv.gov

Resolution Number 2019-42

Resolution to augment the White Pine County Public Transit Fund by \$30,000 from unanticipated and unbudgeted Beginning Fund Balance and increase Ely Bus line item by the same amount to provide for a needed radio repeater

Whereas, a need for a new radio repeater for the Ely Bus Program was identified following completion of the Fiscal Year 2020 budget process; and

Whereas, the Regional Transportation Commission approved the purchase of the identified needed equipment for replacement of the radio repeater from the Public Transit Fund at their August 15, 2019 meeting; and

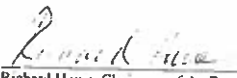
Whereas, preliminary results for the Public Transit Fund during FY2019 are that revenues will be above budgeted amounts and expenditures will be below budgeted amounts resulting in variances causing the FY2020 White Pine County Public Transit Fund Estimated Actual Beginning Fund Balance to be \$2,067,585 which is higher than what was budgeted (\$1,719,873) by \$347,712 which is legally available for appropriation

Now Therefore Be It Resolved that White Pine County shall augment the White Pine County Public Transit Fund budget from unanticipated and unbudgeted beginning fund balance (063-000-29905-000) in the amount of \$30,000 and increase the Ely Bus line item (063-451-52511-000) by the same amount for the purpose of providing necessary radio repeater for the Ely Bus Program.


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 28th day of August, 2019.

Ayes: 5
Nays: 0
Absent: 0


Richard Howe, Chairman of the Board

TEST


Nichole Baldwin, Clerk of the Board

Res. 2019-42

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF UP TO \$330 FROM CONTINGENCY TO PAY FOR EXPENSES FOR PORTABLE TOILETS AND SINK AT THE DAY AT THE AIRPORT EVENT ON SEPTEMBER 7, 2019

Director Frances noted there was some concern with using the facilities at the terminals during the day for the Day At The Airport event; restrooms need to be made available. She was asked to put this on the agenda to allow \$330.00 for portable toilets to avoid having to open the Airport terminals during that time. The main concern was the RSVP office space, which contains confidential materials. She cited backup materials explaining that RSVP supports their program in-kind. During the discussion it was agreed we should provide utilities for the public; the Ely Jet Center offered the use of their restrooms instead of portapotties, and the FBO had no issue with this. Also, it was pointed out that Director Frances had been requested to put this on the agenda, just to ensure that facilities would be available to the public. Chairman Richard Howe entertained a motion for approval; died for lack of a motion.

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

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

UNTIMED ITEMS

DISCUSSION/FOR POSSIBLE ACTION/TO APPROVE A COLLABORATION BETWEEN WHITE PINE COUNTY TOURISM & RECREATION BOARD AND THE LOCAL BOYS AND GIRLS CLUB TO PLACE (UP TO 2) PROFESSIONAL SEMI-PERMANENT DISC GOLF BASKETS IN VETERAN'S PARK DOWNTOWN. ORGANIZATIONS ARE SEEKING PERMISSION TO USE COUNTY PROPERTY AND ARE NOT ASKING FOR ANY FINANCIAL COMMITMENT FROM THE COUNTY. Kyle Horvath, White Pine County Tourism & Recreation Board

Mr. Kyle Horvath, White Pine County Tourism & Recreation Board Director, is asking to add another recreation option to the downtown Ely area and the park across from the Middle School on Main Street; this would be Disc Golf. He added that the BLM would be interested in expanding another 9 holes, including roads and trails, up on Ward Mountain, to make it a professional disc golf course. The BLM wishes to know if there would be any interest in expanding on this recreational sport. Director Horvath spent 3 days with the local Boys and Girls Club, teaching over 40 kids how to play; their Club wrote lots of thank you letters for that time spent. The equipment is more like Frisbees in a basket, as opposed to a golf ball into a hole; much less expensive. It's a multi-generational sport that gets kids outside, combats obesity, etc. There are currently close to 6,000 disc golf courses in the Unites States, as he discovered through some research. It's also very inexpensive, costing roughly \$1,000 to put the pad and courts in; there's even a Professional Disc Golf Association, which has grown exponentially. It's economical, accessible, social, and healthy; it would bring people to the downtown area. As to the costs, the Tourism & Recreation Board would purchase the equipment and install them. Director Horvath is requesting permission to use the County property, with no money involved. If the County decides they don't like the idea, the equipment would be removed at no cost to the County and place them wherever else might be appropriate instead. He emphasizes the baskets aren't permanent, they are movable. He would like to place one on the west end of the Park where there's a dead tree; it would be a low risk, for the kids' benefit, and give them another activity they can do downtown. He would like to discuss this with Public Works and see if this Board would like to partner with the Tourism & Recreation Board on this endeavor. Commissioner Laurie Carson had a safety and liability concern; the response was that these are growing up in different locations and venues and the risk/danger issues don't seem to accompany the sport. During the discussion, the Board agreed this could be a good promotional thing by having it downtown. Commissioner Ian Bullis made a motion to approve the collaboration between the Tourism & Recreation Board and the Boys and Girls Club to set up 2 semi-permanent disc golf baskets in Veteran's Park as requested. Commissioner Laurie Carson seconded. Motion carried. It was also noted that SportsWorld would begin carrying the discs if the sport was done close to the downtown area.

DISCUSSION/FOR POSSIBLE ACTION/APPROVAL OF MINUTES FROM THE JULY 24, 2019 REGULAR COUNTY COMMISSION MEETING

Commissioner Laurie Carson made a motion to approve the July 24 Commission meeting minutes as presented. Commissioner Travis Godon seconded. Motion carried.

PUBLIC COMMENT

Ms. Chris Maestes stated for the record that the letter from Ms. Roberta Stein, in McGill, is false and there's no truth it in at all. The Board thanked her for the information.

ADJOURNMENT

At 12:27 p.m., Chairman Richard Howe entertained a motion to adjourn. Commissioner Shane Bybee made the motion; Commissioner Travis Godon seconded. Motion carried.

BOARD OF COUNTY COMMISSIONERS
COUNTY OF WHITE PINE
STATE OF NEVADA

ATTEST:


CLERK OF THE BOARD

BY:


CHAIRMAN

Hello White Pine County Commissioners,

August 20, 2019

I, Roberta Stein am informing you that on Saturday August 17th I was in my side by side riding down C Ave, with Mark Poulson, going to visit a person clearing the yard of a house on that street. Within 30 seconds of arriving there I was confronted by the husband of Town Council member Chris Maestes. He was yelling for me to get out of there and I had no right to be there with our side by side. I informed him I was not leaving, my side by side is legal to be on the streets (which was parked off the road). He said he would call the sheriff's office and I informed him I will not leave until they arrive. I too phoned the sheriff's office to report that I was being harassed by Raymond Maestes. Once Officer Odgers arrived he read us the NRS of OHV's and yes, we were legal. Officer Odgers also informed me that harassment's legal definition is one threatening physical harm. I asked him to speak with the Maestes, which he did go into their house and at that time we left.

Later that day we went back to see how the work was progressing, driving the side by side down the alley, not to be in front of the Maestes house. Once they saw us, he once again started yelling at us, this time he said, "come over here so I can kick your ass". Town Council member Chris Maestes joined in using foul language at us.

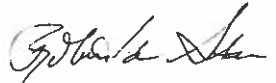
Again, I called the sheriff's office to report that he was threatening us. The dispatcher informed us that the Maestes had already called claiming we were taunting them and she is not sending an officer back over. I just wanted the threat documented, did not ask for an officer.

I do not understand how it was possible that we were taunting them as we were staying off the street and not in front of their house.

There are always going to be miss understandings or conflict. However, the reason for this letter is to voice my opinion that a member of the Town Council should know the rules and/or laws and should be held to a higher standard to uphold safety of the public since they are representing the town and the county.

Thank you for your time,

Sincerely,



Roberta Stein

805 377-1213