

1 The Honorable Board of Lander County Commissioners met in
2 regular session in the Commission Chambers of the Lander County
3 Courthouse and Administration Building in Battle Mountain,
4 Nevada, 50 State Route 305, on March 28, 2019, at 9:00 a.m.
5 Transcript produced by Tiffany Elkington, C.C.R., #930.
6

7 **PRESENT: PATSY WAITS, COMMISSIONER**
8 **ART CLARK III, COMMISSIONER**
9 **JUDIE ALLAN, COMMISSIONER**
10 **BRYAN SPARKS, COMMISSIONER**
11 **KATHLEEN ANCHO, COMMISSIONER**
12 **KEITH WESTENGARD, COUNTY MANAGER**
13 **SADIE SULLIVAN, COUNTY CLERK**
14 **THEODORE HERRERA, DISTRICT ATTORNEY**
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17 (Let the record reflect the presence of a quorum of five
18 commissioners. Let the record reflect the presence of Austin
19 via teleconference.)
20

21
22 CHAIRMAN WAITS: I call to order our Lander County
23 Commissioners' meeting, Town Board of Battle Mountain and
24 Austin, Board of County Highway Commissioners for March 28th,
25 2019.

26 If you would all join me in the Pledge of Allegiance,
27 please.

28 And, Kathy, would you lead us this morning.
29

30 (Pledge of Allegiance)
31

32 CHAIRMAN WAITS: Thank you.

33 And now we ask that you might be sure and be recognizant of
34 your cell phones and mute those for us and then join us in a
35 moment of silence.
36

37 (Moment of silence)
38

39 CHAIRMAN WAITS: Thank you.

40 Lander County Commissioners may break for lunch from 12:00

1 noon to 1:15. Any item -- any agenda item may be taken out of
2 order, may be combined for consideration by the public body, and
3 items may be pulled or removed from the agenda at any time.
4
5

6 **COMMISSIONER REPORTS**
7

8 CHAIRMAN WAITS: We will start with any commissioners'
9 reports.

10 And, Art, I'm going to start with you if you have something
11 for us this morning.

12 COMMISSIONER CLARK: Yeah. I've had a couple of text
13 messages from Ira Hansen concerning gun bills and anti hunting
14 and anti trapping legislation.

15 There's a -- there's a meeting Monday morning at
16 8:00 o'clock in Carson City to protest the latest bill that
17 they're going to bring forward.

18 We have our -- don't forget our meeting April 2nd for our
19 Second Amendment position and our move on that.

20 And our president was found innocent.

21 CHAIRMAN WAITS: Thank you.

22 Bryan?

23 COMMISSIONER SPARKS: Nothing to report.

24 COMMISSIONER ANCHO: I have nothing.

25 COMMISSIONER ALLAN: I have nothing.

26 CHAIRMAN WAITS: Thank you.

27 I just have one. And that is actually Kingston. I did
28 attend the Kingston town board on the 21st of March.

29 The St. Patrick's Day fundraiser for the fire department
30 was, again, very successful. And they actually cleared \$5,277.

31 And the fire department is in full swing. And they are
32 looking forward to a class on May 11th that the BLM is actually
33 hosting. It's an eight-hour class. And it's tactical on wild
34 line -- wildlife fires. So I thought that was kind of
35 interesting.

36 And that's all I have.
37
38
39
40

1 **STAFF REPORTS**

2
3 CHAIRMAN WAITS: We are over to staff reports on meetings,
4 conferences, and seminars attended.

5 KEITH WESTENGARD: First, I'd like to have Abby come
6 up for a minute.

7 So today's going to be Abby's last day as our
8 community health nurse. And I just -- I -- I did get you a
9 plaque. I just -- it wasn't finished. So I apologize. But
10 when it gets here, I'll get -- I'll get that to you.

11 I just want to let you know that I appreciate what you did
12 for the program. And I wanted to thank you for that.

13 And I wanted to let the commissioners know. So we
14 appreciate it. Thank you.

15 ABBY BURKHART: Thank you.

16 COMMISSIONER ANCHO: Yes.

17 COMMISSIONER SPARKS: Thanks, Abby.

18 COMMISSIONER ANCHO: Thank you very --

19 COMMISSIONER ALLAN: Thank you, --

20 COMMISSIONER ANCHO: -- much.

21 CHAIRMAN WAITS: Thank you.

22 COMMISSIONER ALLAN: -- Abby.

23 COMMISSIONER ANCHO: Thank you very much.

24 KEITH WESTENGARD: I wanted to remind the commissioners we
25 have a special meeting Monday to discuss budgets, CCP in
26 particular. Monday at 1:00 o'clock is when it'll start.

27 We continue to work on budgets. That's been -- been pretty
28 dominant over the last few weeks -- well, longer than that for
29 Cindy. But we do appreciate all the work Cindy's done.

30 After our April 11th meeting -- April 11th at
31 1:00 o'clock -- Wayne Carlson is going to be here. And he's
32 going to do positive governance training for anybody that's
33 interested.

34 Wayne's from POOL/PACT. He's the founder of POOL/PACT.
35 He's -- he's very, very knowledgeable in the area.

36 And so we've got that set up for April 11th at
37 1:00 o'clock. And I'm going to invite all the other boards and
38 so forth to attend that training.

39 And I think that's it. Thank you.

40 CHAIRMAN WAITS: Thank you. Just a clarification on our

1 budget meeting because I know we're over budget and we're going
2 to have to tune it up a little bit. But I have had some calls
3 with folks saying, I see we're on the agenda again for grants.
4 Do we need to be there again?

5 And -- and so I -- I don't know. I guess we need a
6 clarification. We're not doing a full budget with listening to
7 everybody's explanations again. We've already done that. And
8 they don't need to come back for that. We'll go back through.

9 KEITH WESTENGARD: Well, they need to come -- I -- excuse
10 me. I'm sorry. I -- they should be here in case the -- the
11 board has any additional questions for them related to their
12 grants. And then our -- our projects, our CCP projects.

13 CHAIRMAN WAITS: Okay. So invite them to attend, but
14 we're --

15 KEITH WESTENGARD: Yeah.

16 CHAIRMAN WAITS: -- not going to do the full budget
17 workshop like we did before, --

18 KEITH WESTENGARD: No.

19 CHAIRMAN WAITS: -- is what I'm --

20 KEITH WESTENGARD: No.

21 CHAIRMAN WAITS: -- saying.

22 KEITH WESTENGARD: This is specifically for --

23 CHAIRMAN WAITS: Only if we have a question.

24 KEITH WESTENGARD: Yes. So specifically --

25 CHAIRMAN WAITS: Okay.

26 KEITH WESTENGARD: -- for grants and CCP.

27 CHAIRMAN WAITS: Okay.

28 KEITH WESTENGARD: And --

29 CHAIRMAN WAITS: Because --

30 KEITH WESTENGARD: -- and --

31 CHAIRMAN WAITS: -- I know we're going to be reducing a lot
32 on CCP for --

33 KEITH WESTENGARD: Yes.

34 CHAIRMAN WAITS: -- sure. But --

35 KEITH WESTENGARD: Yeah.

36 CHAIRMAN WAITS: -- the rest we're going to look at. So --

37 KEITH WESTENGARD: Right.

38 CHAIRMAN WAITS: Okay. Thank you.

39 KEITH WESTENGARD: Uh-huh.

40 CHAIRMAN WAITS: Appreciate the clarification.

1 KEITH WESTENGARD: And I believe Cindy was going to notify
2 the -- the people. Or --

3 CINDY BENSON: Yes. We already did.

4 KEITH WESTENGARD: Okay. They -- she already did.
5
6

7 **PUBLIC COMMENT**

8
9 CHAIRMAN WAITS: Okay. We are into public comment for
10 nonagendized items only.

11 Persons are invited to submit comments in writing and/or
12 attend and make comments on any nonagenda item at the board
13 meeting, if any, and discussion of those comments at the
14 discretion of the board. All public comment may be limited to
15 three minutes per person, again at the discretion of the board.
16 Reasonable restrictions may be placed on public comments based
17 upon time, place, and manner, but public comment based upon
18 viewpoint may not be restricted.

19 Any public comment?

20 (No comment.)
21
22

23 **CONSENT AGENDA**

24
25 CHAIRMAN WAITS: Okay. Hearing none, we move to the
26 consent agenda.

27 All matters listed under the consent agenda are considered
28 routine, may be acted upon by the Board of County Commissioners
29 with one action, without extensive discussion. Any member of
30 the board or any citizen may request that an item be taken from
31 the consent agenda, discussed, and acted upon separately during
32 this meeting. Consent agenda materials are available at the
33 Lander County Clerk's Office for viewing, and copies are
34 available for a nominal charge.

35 Number 1, approval of agenda notice, March 28th, 2019;
36 Number 2, approval of February 28th, 2019, meeting minutes;
37 Number 3, approval of March 14th, 2019, meeting minutes;
38 Number 4, approval of March 18th through March 19th, 2019, special
39 meeting budget workshop meeting minutes; Number 5, approval of
40 payment of bills; and Number 6, approval of payroll change requests.

1 Okay. We don't have any minutes. So Number 2, 3, and 4
2 will come off the consent agenda.
3 Number 5, approval of payment of bills, we are going to
4 pull to discuss a few.
5 So that leaves us Number 1 and Number 6, payroll changes
6 and the agenda. If I could have a motion to approve those?
7 COMMISSIONER SPARKS: I'll make --
8 COMMISSIONER ALLAN: So moved.
9 COMMISSIONER SPARKS: -- a motion to approve.
10 COMMISSIONER ALLAN: Oh.
11 COMMISSIONER SPARKS: I'll second.
12 CHAIRMAN WAITS: Thank you. Kathy made the motion and
13 Bryan seconded --
14 COMMISSIONER ANCHO: No.
15 CHAIRMAN WAITS: -- of the approv- --
16 COMMISSIONER ANCHO: No.
17 CHAIRMAN WAITS: Oh, Judie?
18 COMMISSIONER ANCHO: Uh-huh.
19 CHAIRMAN WAITS: See? You're so soft over there. I'm so
20 sorry.
21 COMMISSIONER ALLAN: We kind of stepped on each other.
22 CHAIRMAN WAITS: Oh. I -- I apologize.
23 Judie made the motion. And Bryan seconded.
24 All those in favor?
25 COMMISSIONER SPARKS: Aye.
26 COMMISSIONER ANCHO: Aye.
27 COMMISSIONER ALLAN: Aye.
28 COMMISSIONER CLARK: Aye.
29 CHAIRMAN WAITS: Any opposed?
30 And aye for me.
31 Thank you.
32 Okay. With that, we're at the payment of bills. And there
33 are some that we need to -- to pull out.
34 I'll begin with mine. It's Check #207202 for travel
35 expenses for the NACO meetings and some EMS time.
36 So if I could have a motion to approve Check #207202.
37 COMMISSIONER ALLAN: So moved.
38 COMMISSIONER SPARKS: Second.
39 CHAIRMAN WAITS: Okay. Kathy made the motion. Bryan
40 seconded.

1 I'm looking at you.
2 COMMISSIONER ANCHO: I didn't move my mouth. I promise.
3 CHAIRMAN WAITS: I'm going to have to move Judie. I'm
4 going to have to move you next to me.
5 Judie made the motion. Bryan seconded it. And I will
6 recuse myself.
7 All those in favor?
8 COMMISSIONER ANCHO: Aye.
9 COMMISSIONER CLARK: Aye.
10 COMMISSIONER ALLAN: Aye.
11 COMMISSIONER SPARKS: Aye.
12 CHAIRMAN WAITS: Thank you.
13 The next one is for Judie. And your travel expenses are
14 Check #209827. So if I could have a motion for 209827.
15 COMMISSIONER SPARKS: I'll make --
16 COMMISSIONER ANCHO: So --
17 COMMISSIONER SPARKS: -- the motion.
18 COMMISSIONER ANCHO: I'll second.
19 CHAIRMAN WAITS: Thank you. Bryan made the motion. And --
20 COMMISSIONER ALLAN: Wait. Wave our hands?
21 CHAIRMAN WAITS: And Kathy seconded it.
22 And Judie?
23 COMMISSIONER ALLAN: I abstain.
24 CHAIRMAN WAITS: Thank you. All those in favor?
25 COMMISSIONER SPARKS: Aye.
26 COMMISSIONER ANCHO: Aye.
27 COMMISSIONER CLARK: Aye.
28 CHAIRMAN WAITS: Aye.
29 Thank you. And that passes.
30 The next one is for Bryan.
31 COMMISSIONER SPARKS: Yes.
32 CHAIRMAN WAITS: 202449.
33 COMMISSIONER SPARKS: Yeah. It's payable to my employer.
34 CHAIRMAN WAITS: Thank you.
35 COMMISSIONER ALLAN: I'll make a motion.
36 COMMISSIONER ANCHO: I'll second.
37 Judie made the motion. Kathy seconded it.
38 All those in favor?
39 COMMISSIONER ALLAN: Aye.
40 COMMISSIONER ANCHO: Aye.

1 CHAIRMAN WAITS: Aye.
2 COMMISSIONER SPARKS: I --
3 COMMISSIONER CLARK: Aye.
4 CHAIRMAN WAITS: Thank you.
5 COMMISSIONER SPARKS: -- I abstain from it.
6 CHAIRMAN WAITS: And that --
7 COMMISSIONER SPARKS: Yeah.
8 CHAIRMAN WAITS: -- passes. Okay. Thank you so much.
9 COMMISSIONER ALLAN: So I'll make a motion for payment of
10 the bills, the remainder.
11 COMMISSIONER SPARKS: And I'll second.
12 CHAIRMAN WAITS: I thought we just did that. Didn't we
13 do --
14 COMMISSIONER ALLAN: No.
15 CHAIRMAN WAITS: -- that --
16 COMMISSIONER ALLAN: We just --
17 CHAIRMAN WAITS: -- first?
18 COMMISSIONER ALLAN: -- did -- we did individual.
19 CHAIRMAN WAITS: Right. But I thought we did the first
20 ones, one and six.
21 COMMISSIONER SPARKS: Uh-uh. I don't think so.
22 COMMISSIONER ALLAN: No.
23 CHAIRMAN WAITS: Oh. This is not a good day. I hope it
24 doesn't -- I hope it doesn't continue this way.
25 Thank you.
26 Judie made the motion.
27 COMMISSIONER ALLAN: And -- and --
28 COMMISSIONER SPARKS: I seconded it.
29 COMMISSIONER ALLAN: Okay.
30 CHAIRMAN WAITS: Bryan seconded for Number 1 and Number 6
31 to be approved.
32 All those in favor?
33 COMMISSIONER SPARKS: Aye.
34 COMMISSIONER ANCHO: Aye.
35 CHAIRMAN WAITS: Aye.
36 COMMISSIONER CLARK: Aye.
37 Thank you. Okay.
38 COMMISSIONER ALLAN: Actually, that was for 5.
39 CHAIRMAN WAITS: I beg your pardon?
40 COMMISSIONER ALLAN: That was the motion to approve Item

1 Number --
2 COMMISSIONER SPARKS: Five, --
3 COMMISSIONER ALLAN: -- 5.
4 COMMISSIONER SPARKS: -- not -- not six.
5 We already did one and six. We were approving five,
6 payment of bills.
7 CHAIRMAN WAITS: Thank you. Number 1 and 5. Please
8 correct the record.
9 Thank you.

10
11 **COMMISSIONERS**

- 12
13 1) **Update and information to the Lander County Board of**
14 **Commissioners regarding the joint venture between Newmont and**
15 **Barrick presented by Mark Evatz, and all other matters**
16 **properly related thereto.**
17

18 CHAIRMAN WAITS: Okay. For Number 1, we have update and
19 information to the Lander County Board of Commissioners
20 regarding the joint venture between Newmont and Barrick
21 presented by Mark Ebatz, who is the general manager with
22 Newmont; right?

23 MARK EVATZ: Can I to it from here? Or do I --

24 CHAIRMAN WAITS: No, no.

25 MARK EVATZ: -- come up there?

26 CHAIRMAN WAITS: Come on up, Mark. Thank you.
27 And all other matters properly related thereto.
28 Welcome.

29 MARK EVATZ: Thank you.

30 COMMISSIONER SPARKS: Good morning, Mark.

31 MARK EVATZ: For the record, it's E-V-A-T-Z, not E-V-A-T-S.

32 CHAIRMAN WAITS: E-V-A-T?

33 MARK EVATZ: -Z.

34 COMMISSIONER CLARK: -T-Z.

35 CHAIRMAN WAITS: E-V-A-T?

36 MARK EVATZ: E- --

37 COMMISSIONER SPARKS: -Z.

38 MARK EVATZ: -- -V-A-T-Z, not E-V- --

39 CHAIRMAN WAITS: -Z.

40 MARK EVATZ: -- A-T-S. Correct.

1 CHAIRMAN WAITS: Thank you.

2 MARK EVATZ: Thank you.

3 CHAIRMAN WAITS: Z as in zebra. Got it.

4 MARK EVATZ: So, again, first name Mark. Last name is
5 Evatz. I am the general manager for Newmont Mining
6 Corporation's Phoenix and Lone Tree operations. Phoenix
7 operation here in Lander County. Lone Tree in Humboldt County.

8 And I wanted to take a few minutes just to get in front of
9 you and share with you an update from the Newmont perspective as
10 I'm still an employee of Newmont. The joint virtue venture has
11 not been -- joint venture agreement has not been finalized and
12 signed; therefore, there is still two separate businesses taking
13 place, one under the Newmont umbrella and one under Barrick's.

14 So I don't speak for the Barrick folks, but I figured I
15 could give you some insight as to how things are going with
16 regard to the JV.

17 Before I go there, I would like to cordially invite the
18 commissioners, your friends and family, to join -- join us north
19 of Battle Mountain this Saturday to plant 4,000 sagebrush
20 seedlings in the Sheep Creek fire area, the fire that was caused
21 by the -- or initiated with the helicopter crash. And we're
22 looking to have some -- a -- a cross-functional group of
23 enthusiastic folks in the field to help us put some sagebrush in
24 the ground this Saturday.

25 So I'd love to see you. We'll meet at the fairgrounds at
26 8:00 o'clock and depart from there and shouldn't take but about
27 four hours, especially if we have a bunch of willing
28 participants. So thank you for that.

29 First of all, again from the Newmont perspective, the -- the
30 joint venture -- the initiation of the joint venture started a
31 little -- little over two weeks ago and therefore it's still in a
32 very youthful stage.

33 There's a general agreement that was put together by the
34 two -- the leaders of the two companies, by Barrick and Newmont.
35 And that is the general framework of which all the other work to
36 come up with a final agreement is taking place.

37 And therefore in the youthful stage, there's a lot of
38 unknowns, as you might think, as the two companies compare
39 aspects of what is really important to our employees, and that's
40 wages and benefits. So they're doing comparisons in that

1 regard.

2 Another aspect of -- of -- of how many team members will be
3 needed to run the overall joint venture, which will be, again,
4 a -- a -- roughly a 61 1/2 percent ownership by Barrick and a
5 38 1/2 percent ownership by Newmont.

6 The good news is the leader of -- of Barrick, Mark Bristow,
7 was very adamant in his initial address to all employees that
8 from the frontline supervisor down to the hourly folks, all of
9 those members will join the joint venture team. So all of them
10 will have a job, which eliminated a significant amount of
11 concern by our frontline employees, the most valued resource we
12 have in both organizations. And that's -- that's done a lot to
13 eliminate, obviously, that initial concern: Will I have a job
14 within the joint venture? So that's been eliminated.

15 Obviously the -- the one that comes after that is around
16 wages and benefits. And that's a very complicated -- as you can
17 imagine -- a very complicated process of -- of comparing side by
18 side. But, as publicly stated by the leadership of Barrick,
19 there's by no means an intent to take the lowest common
20 denominator of both. It's to come up with what we hope is
21 something very special to drive the joint venture in Nevada.

22 So at the sites for Newmont, we're continuing to engage
23 with our workforce and keep them focused on the foundational
24 piece of our business, which is safety and then taking good care
25 of the environmental compliance points and be- -- being good
26 neighbors in the community and then trying to show up and still
27 have a good, fun approach to work.

28 It's hard work, but it should be fun. We've got a great team
29 out at Phoenix, Lone Tree, and the other sites. And -- and so
30 does Barrick. So trying to be productive in our -- in our jobs.
31 And then, like I said, after that, being good in the community.

32 So overall the thing will continue to progress. I would
33 anticipate over the course of the next several weeks as the
34 formal agreement starts to take more structure that there'll be
35 opportunities to share more definitive resolution around things
36 that are important to the community as -- and which obviously
37 consists of our employees to a large extent.

38 So I'll look forward to sharing that in one manner or
39 another through Keith or -- or others so we can eliminate any
40 potential confusion or worst rumors that are out there.

1 As you know, in the lack of information, people have a
2 tendency to make information up. And they typically look at it
3 from a cup-half-empty perspective. And that's by no means
4 the -- the intent for either party involved in this joint
5 venture arrangement.

6 So I just wanted to come in front of you and share that
7 very high-level overview. I know there's not a lot of detail to
8 share at this time, but I'd be happy to address any questions.

9 Again, what's out there as public record on -- on many of
10 the -- on the two company's website is generally the -- the
11 synopsis in as much detail as I can share.

12 But -- but if you want some personal insight that doesn't
13 put me in -- in trouble with either organization, I'd be happy
14 to share that with you.

15 So, again, thank you for the time this morning.

16 COMMISSIONER CLARK: I've got a question.

17 You got a projection on mine life?

18 MARK EVATZ: Well, all the mine lives have a -- have a --
19 obviously a -- a detailed mine plan that supports mine life.
20 Ours has already been stated at Phoenix, Lone Tree -- at least
21 at Phoenix to go through 2032. But that's based on a lot of
22 different variables, including gold price and --

23 COMMISSIONER CLARK: Yeah.

24 MARK EVATZ: -- copper price at Phoenix.

25 But the goal -- one of the stated goals, again, under
26 public record for this joint venture is to realize a significant
27 synergies in how we run these two businesses as a function of
28 taking down some of the fence lines that sit between some of the
29 significant business units.

30 Now, Phoenix, Lone Tree is somewhat separate. But if you
31 think about Twin Creeks and Turquoise Ridge and Gold Quarry and
32 Gold Strike, there's opportunity there.

33 And with that sustainability enhancement from synergies,
34 you might -- you might think that we can leverage that into
35 longer mine lives as a function of driving costs out of the
36 business just because we do our business more efficiently
37 because we don't have that fence between us.

38 COMMISSIONER CLARK: The Fire Creek Mine. Did anybody
39 purchase that?

40 MARK EVATZ: I'm -- I can't comment on Fire Creek. I'm not

1 aware of any information there.
2 CHAIRMAN WAITS: Any other questions from the board?
3 (No comment.)
4 CHAIRMAN WAITS: Any public comment?
5 (No comment.)
6 MARK EVATZ: And you're all invited to plant sagebrush too.
7 COMMISSIONER ANCHO: Yeah.
8 CHAIRMAN WAITS: Thank you, Mark.
9 MARK EVATZ: All right.
10 CHAIRMAN WAITS: Thank you for --
11 MARK EVATZ: Thank you for --
12 CHAIRMAN WAITS: -- taking your --
13 MARK EVATZ: -- having me.
14 CHAIRMAN WAITS: -- time --
15 MARK EVATZ: I appreciate --
16 CHAIRMAN WAITS: -- to come --
17 MARK EVATZ: -- the time.
18 CHAIRMAN WAITS: -- come address us.
19 MARK EVATZ: Good morning.
20 CHAIRMAN WAITS: Number 2, actually, we're going to be
21 taking out of order here. I'm going to go over to Number 6
22 under Public Works.

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24

25 **PUBLIC WORKS**

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- 6) **Discussion and possible action to approve/disapprove the reconciliation of Battle Mountain's water and sewer department past water and sewer bills by resolution and to write off past due amounts, and all other matters properly related thereto.**

33 CHAIRMAN WAITS: Discussion and possible action to approve
34 or disapprove the reconciliation of Battle Mountain's water and
35 sewer department past water and sewer bills by resolution and to
36 write off past due amounts, and all other matters properly
37 related thereto.
38 BERT RAMOS: Good morning.
39 COMMISSIONER SPARKS: Morning, --
40 TAMMY DIMITROFF: Good morning.

1 COMMISSIONER SPARKS: -- Bert.
2 CHAIRMAN WAITS: Morning.
3 BERT RAMOS: Bert Ramos, for the record.
4 TAMMY DIMITROFF: Tammy Dimitroff.
5 COMMISSIONER SPARKS: Good morning, Tammy.
6 BERT RAMOS: So I brought the expert in to give you guys
7 the truth of what's happening because I'm not very familiar with
8 the billing or how it even works.
9 So hate to put this off on Tammy but Tammy's going to
10 answer the difficult questions here.
11 Is all I can say is that we have a list here of the bills
12 that's not exact. So we didn't put it on the agenda because we
13 didn't want skewed numbers on the agenda.
14 And we're going to throw out the number of what we've come up
15 with. And this could -- dates back, I believe, to 2005?
16 TAMMY DIMITROFF: Somewhere around there. Yes.
17 CHAIRMAN WAITS: Okay. That was actually my question.
18 Because I didn't see any dates on it.
19 So this -- these are things that we have been billing
20 incorrectly and we are trying to make up for this? Is that what
21 we're doing?
22 TAMMY DIMITROFF: Correct.
23 BERT RAMOS: Well, so the new system has picked it up. Our
24 old system, it was missed in.
25 And so the new system that we've switched over to the new
26 billing system has -- has caught these mistakes and to the
27 detriment of the county and roughly -- like I say, these are
28 rough numbers -- but 125,000 plus or minus.
29 COMMISSIONER SPARKS: So was that -- is that amount -- so
30 was that a fictitious amount, meaning like the customer really
31 didn't owe that and the com- -- the computer picked that up? Or
32 is it really owed?
33 BERT RAMOS: It's owed. But it's been in small amounts for
34 -- for example, like, you know, some of these charges were --
35 instead of being a commercial charge, they were a residential
36 charge for your sewer.
37 So, you know, like \$38 a month instead of \$45 a month, a
38 difference of \$7 a month.
39 And then over long periods of time that adds up in multiple
40 accounts. All that keeps turning into bigger numbers.

1 CHAIRMAN WAITS: Okay. So there's -- there's one up here
2 that's, like, \$67,000?
3 Now you're saying that's what they owe us.
4 BERT RAMOS: That's what --
5 COMMISSIONER SPARKS: So --
6 BERT RAMOS: -- they would owe us if we were to go back and
7 bill them for --
8 CHAIRMAN WAITS: Right. So we --
9 COMMISSIONER SPARKS: So --
10 CHAIRMAN WAITS: -- want to wipe everything out because it
11 was our error of billing. So you're asking us to wipe out the
12 \$125,707. And you've already started billing them properly as
13 of when?
14 TAMMY DIMITROFF: We did corrections just this past month.
15 We -- we just transferred to the new system. And it was just
16 caught last month.
17 So all this month we're still doing corrections with
18 everything transferring from the old ADS Legacy account to the
19 new Tyler Incode.
20 CHAIRMAN WAITS: So the letters went out explaining this
21 and why they're being charged differently now?
22 TAMMY DIMITROFF: No. We didn't.
23 BERT RAMOS: We're waiting for a determination from the
24 board on --
25 CHAIRMAN WAITS: I see.
26 BERT RAMOS: -- which direction --
27 CHAIRMAN WAITS: You're waiting --
28 BERT RAMOS: -- you --
29 CHAIRMAN WAITS: -- for us --
30 BERT RAMOS: -- would like us --
31 CHAIRMAN WAITS: -- to forgive --
32 BERT RAMOS: -- to go --
33 CHAIRMAN WAITS: -- that --
34 BERT RAMOS: -- before we --
35 CHAIRMAN WAITS: -- so --
36 BERT RAMOS: -- before we send out letters.
37 CHAIRMAN WAITS: Okay.
38 COMMISSIONER SPARKS: I guess I'm failing to understand why
39 if -- if they used the resource why we're writing it off.
40 That's what I don't understand.

1 CHAIRMAN WAITS: Because they've owed it for the last
2 14 years and we haven't billed them. So now we're saying, Oops.
3 We made a --
4 COMMISSIONER SPARKS: Oh.
5 CHAIRMAN WAITS: -- mistake. You owe me this money.
6 COMMISSIONER SPARKS: I see.
7 COMMISSIONER ANCHO: Well, I -- I --
8 CHAIRMAN WAITS: Yeah.
9 COMMISSIONER ANCHO: -- have a question.
10 Instead of just totally wi- -- wi- -- wiping it off the
11 slate, can we consider trying to maybe negotiate something with
12 them if they're able to say, hey, yes, it's -- we still owed it.
13 But instead of wiping it totally clean that they may need to
14 negotiate for at least a portion of it to get it back instead of
15 just totally taking it off.
16 BERT RAMOS: Well, we're willing to do anything you guys'd
17 like to direct us to. No -- no doubt.
18 In -- in the past if the -- if the mistake has been on the
19 county's side, we have ate it.
20 If the -- you know, if it's on the customer's side, say
21 they don't fix a leak and we -- we've detected a leak, then --
22 then they -- they own it.
23 And, for example, the -- the big one that's \$67,000 is the
24 senior living across from the hospital there. And they had four
25 dwellings, then they added. Well, without us knowing that they
26 added, they added more fixtures, they added more toilets. You
27 know, ev- -- everything adds up.
28 So -- so that's why that number is so much bigger is
29 because we've added -- they've added so much more that we
30 weren't aware of in the --
31 COMMISSIONER ANCHO: How --
32 BERT RAMOS: -- billing system.
33 COMMISSIONER ANCHO: So how could they add it without us
34 knowing about it?
35 BERT RAMOS: Because --
36 COMMISSIONER ANCHO: I mean, --
37 BERT RAMOS: -- they already have the connections. So now
38 they're just flowing more into it. The -- so they're paying for
39 the water. But the sewer side of it, then they -- you know,
40 they aren't paying for the additional fixtures. They aren't

1 paying for everything --
2 COMMISSIONER ANCHO: Which I --
3 BERT RAMOS: -- else.
4 COMMISSIONER ANCHO: -- respect that. But if we're doing
5 inspections and on them building, then on our side we should
6 realize that they're putting in four more units and that
7 be considered when -- for their billing.
8 I mean, we know that they're doing it, and we can't say
9 that they're not doing it because we have to do inspections of
10 their plans and things like that. They just can't throw it up,
11 the buildings up and say -- and go along. They have to have
12 approval to do that; correct?
13 Am I -- am I -- I'm not --
14 BERT RAMOS: Well, not --
15 COMMISSIONER ANCHO: -- I'm not --
16 BERT RAMOS: -- not from --
17 COMMISSIONER ANCHO: -- being that sarcastic.
18 BERT RAMOS: Yeah. No. No.
19 COMMISSIONER ANCHO: I'm saying, don't they have to --
20 when -- before they build anything more -- come through -- back
21 through us to have that approved?
22 BERT RAMOS: Not through my -- not through our --
23 COMMISSIONER CLARK: No.
24 BERT RAMOS: -- department.
25 COMMISSIONER SPARKS: But not through the county? Anywhere
26 in the county?
27 BERT RAMOS: I believe through -- through the building
28 department. Yes.
29 COMMISSIONER ANCHO: Okay.
30 BERT RAMOS: And I'm -- and I'm not trying to put that off
31 on --
32 COMMISSIONER ANCHO: Well, no, no.
33 BERT RAMOS: -- Anna's --
34 COMMISSIONER ANCHO: And I don't --
35 BERT RAMOS: -- not doing --
36 COMMISSIONER ANCHO: -- either. I'm just --
37 BERT RAMOS: She's --
38 COMMISSIONER ANCHO: -- saying the right hand and the left
39 hand need to be talking at some --
40 BERT RAMOS: Yes.

1 COMMISSIONER ANCHO: -- point from the future on so these
2 things --
3 BERT RAMOS: And -- and I believe that was one of them that
4 dated back to '05.
5 COMMISSIONER ANCHO: Okay.
6 BERT RAMOS: So it's been missed that long.
7 COMMISSIONER ANCHO: Well, no. And I under- -- and I
8 respect that. I get that. I just --
9 COMMISSIONER ALLAN: Well, I think the other thing --
10 and -- and I kind of agree with Kathy on that. But one of the
11 considerations is, you know, this is a really good example.
12 They've been getting their bill and -- and they add four more
13 units and their bill doesn't increase, they should be kind of
14 questioning what's wrong. There's something wrong there with --
15 on their end as well. Is we've got twice as much units, but our
16 bill hasn't changed.
17 So I don't believe that they were totally unaware of the
18 situation.
19 COMMISSIONER CLARK: Bert, don't -- don't commercial hook
20 ups generally use more water flow than residential?
21 BERT RAMOS: Typically, yeah.
22 COMMISSIONER CLARK: Why wasn't that picked up?
23 I mean, if there's a big -- you know, if there's an increase
24 over residential use, then obviously -- I mean, any time my meter
25 tripped a hundred thousand gallons, my bill reflected it.
26 BERT RAMOS: Yes.
27 COMMISSIONER CLARK: You came over and rectified it.
28 BERT RAMOS: Yes. So --
29 COMMISSIONER CLARK: So if the meters are running higher,
30 how come we didn't pick that up?
31 BERT RAMOS: And -- and I -- and I may be speaking out of
32 turn. Tammy can correct me if I'm wrong here. But I think that
33 some of these, through the rate changes, you know, when we had
34 them --
35 COMMISSIONER CLARK: Yeah.
36 BERT RAMOS: -- percentage of rate changes over the last,
37 say, seven years, I don't think we've had any in the last
38 two years, but prior to that, we had five years of -- of steady
39 rate changes. And I think some of them were missed in the old
40 system. When it was put in, it was supposed to automatically

1 upload to everybody's. And some of them were -- were missed as
2 whether they were commercial or residential. So it didn't --
3 that -- that rate change wasn't equal per se as what it should
4 show. Does that -- does that make sense? I know I'm having a
5 hard time explaining this, but --

6 COMMISSIONER CLARK: Yeah. It --

7 COMMISSIONER ANCHO: No, that --

8 COMMISSIONER CLARK: -- it's --

9 COMMISSIONER ANCHO: -- make sense.

10 COMMISSIONER CLARK: -- a little bit difficult to
11 understand how -- how this was missed for so many years.

12 TAMMY DIMITROFF: This is Tammy Dimitroff, for the record.

13 On some of these, if you notice, a lot of these are
14 churches. And way back then, they could have been inputted --
15 in -- as -- way back, like, 2005 or whatever the year is -- as
16 residential. But it should not have been residential. It
17 should have been commercial.

18 So that's been caught on some of these. You know, we -- we
19 put them in now as commercial.

20 So without this new system transferring over, we wouldn't
21 have known to go back to look at that.

22 Of course, that's been brought to our attention so we can
23 do this correction now. So that's part of it.

24 The other thing is what -- what Kathy Ancho just said -- is
25 I think would be from now and in the future that we could work
26 with maybe the building department now in the same area that if
27 somebody's building something, then -- and that -- that's, you
28 know, not her fault. But --

29 COMMISSIONER ANCHO: Oh, no, no.

30 TAMMY DIMITROFF: -- then we could get with them --

31 COMMISSIONER ANCHO: It's just --

32 TAMMY DIMITROFF: -- and work together so that --

33 COMMISSIONER ANCHO: Exactly.

34 TAMMY DIMITROFF: -- way she can say, Hey, Tammy, there's a
35 building going up. Or, you know, I can tell the guys.

36 COMMISSIONER ANCHO: Exactly.

37 TAMMY DIMITROFF: You know, if there's already a meter
38 there, normally they're supposed to come and sign up for water.
39 If there's not a meter in there, the guys know that they need to
40 put a meter in.

1 So that kind of comes to our attention. But there -- if
2 there's already a meter there, sometimes we don't know that.

3 But --

4 So anyways so on -- on some of these churches, some of
5 these old mobile home parks, they were put in as residential
6 also.

7 They should be commercial because they are a business.

8 So we caught -- caught, you know, a couple of these, like
9 Capara (phonetic) mobile home.

10 COMMISSIONER CLARK: Where is that?

11 TAMMY DIMITROFF: It's across the tracks. I believe North
12 Humboldt. So it's across the tracks, however Humboldt cuts
13 across somehow over there.

14 I don't think they -- she has very many trailers in there.
15 So that's --

16 COMMISSIONER CLARK: Okay.

17 TAMMY DIMITROFF: -- why there's --

18 COMMISSIONER CLARK: Yeah.

19 TAMMY DIMITROFF: -- not --

20 COMMISSIONER CLARK: Okay.

21 TAMMY DIMITROFF: -- so much --

22 COMMISSIONER CLARK: I know.

23 TAMMY DIMITROFF: -- there.

24 COMMISSIONER CLARK: Off of Trescott.

25 TAMMY DIMITROFF: And why a couple of these others? I
26 really don't know why they weren't being charged correctly.

27 Some of them are under the person's name but they might
28 have been like the duplexes or the four apartments/complexes
29 over by the Catholic Church. Those should be commercial.

30 They pro- -- they probably back then were put in as residential
31 because people were living there that would (indiscernible)
32 those.

33 COMMISSIONER ANCHO: So, like I said, I think instead of
34 just wiping the slate clean that we at least try to make an
35 attempt to negotiate with them in the -- in the favor of the
36 taxpayer since that's, you know, the ones that were ultimately
37 paying for it that we could --

38 BERT RAMOS: So -- so is that a --

39 COMMISSIONER ANCHO: -- suggest.

40 BERT RAMOS: -- is that a -- I -- I hate to negotiate

1 because people may not feel like they're getting a fair number
2 if somebody's a better negotiator than another.

3 COMMISSIONER SPARKS: I have --

4 COMMISSIONER ANCHO: Well -- go ahead.

5 COMMISSIONER SPARKS: Yeah. I have a question for Ted.

6 COMMISSIONER ALLAN: This is -- I'll just --

7 COMMISSIONER SPARKS: Yeah.

8 COMMISSIONER ALLAN: -- ask real quick. Are you pretty
9 sure this is all of it?

10 TAMMY DIMITROFF: All of these? There could be some
11 smaller ones that it was not caught through the Tyler, without
12 going through 1300 accounts and going one by one by one.

13 I don't know. There might be a couple of little ones.
14 But with the commercial codes, this is the -- the bigger
15 ones that we --

16 COMMISSIONER ALLAN: Okay.

17 TAMMY DIMITROFF: -- caught.

18 CHAIRMAN WAITS: You had a question? Legal?

19 COMMISSIONER SPARKS: Yeah. Well, I have a question for
20 Ted when he's --

21 CHAIRMAN WAITS: Ted?

22 COMMISSIONER SPARKS: -- done there.

23 Ted, just a -- a legal opinion. If we, the county, were
24 charging them incorrectly, what's your legal opinion on that?
25 Can we --

26 DISTRICT ATTORNEY HERRERA: My legal opinion is some of
27 them will be uncollectible.

28 COMMISSIONER SPARKS: Yeah.

29 DISTRICT ATTORNEY HERRERA: The -- particularly the ones
30 over seven years.

31 COMMISSIONER SPARKS: Okay.

32 DISTRICT ATTORNEY HERRERA: They're going to be
33 uncollectible.

34 COMMISSIONER CLARK: Yeah.

35 DISTRICT ATTORNEY HERRERA: If they would negotiate, they'd
36 be stupid to.

37 COMMISSIONER SPARKS: Right.

38 COMMISSIONER ANCHO: Okay.

39 COMMISSIONER SPARKS: Okay.

40 COMMISSIONER ANCHO: Do --

1 DISTRICT ATTORNEY HERRERA: But some of them, --
2 COMMISSIONER ANCHO: No, the -- no, that's not --
3 DISTRICT ATTORNEY HERRERA: -- the earlier ones will be
4 collectible.
5 BERT RAMOS: Would -- would you guys like us to go back
6 seven years and pick up from there? And --
7 COMMISSIONER CLARK: No. No, just from here on out just
8 make sure that everybody's hooked up according to what they
9 should be. I mean, you got 27 -- I think there's 27 here out of
10 how -- you know, a couple hundred hook ups -- thousands if you
11 include residential. That's -- that's not too bad. You know,
12 that's a small percentage.
13 But, you know, as you move along, you become more precise
14 with your work and I appreciate this.
15 COMMISSIONER ALLAN: I still believe with Kathy that I
16 don't know so much as if it's a negotiated rate but I feel we
17 should try to collect something. If it's -- this seven years
18 forward. We can always negotiate on payment options.
19 But I don't know so much as negotiating the price. But I
20 really do feel that the county should try to collect on these.
21 COMMISSIONER ANCHO: But the -- the bad part about that
22 too, as I'm sitting here rolling this through my head, if they
23 don't pay, then there's no re- -- really we can't -- you -- you
24 don't want to take them to collections and have that outstanding
25 debt on them either because it fell --
26 COMMISSIONER SPARKS: Right.
27 COMMISSIONER ANCHO: -- on us to begin. So it's kind of a
28 Catch-22 truly on, you know, what to do. Because it's really --
29 wasn't their fault. It was our fault. But -- so --
30 CHAIRMAN WAITS: And when you -- when you start negotiating
31 too even if you only went back the last year, you still have
32 some who would pay and some wouldn't. And that --
33 COMMISSIONER ANCHO: Uh-huh.
34 CHAIRMAN WAITS: -- there goes the fairness. And that's --
35 that's not right either.
36 COMMISSIONER ANCHO: Yeah.
37 CHAIRMAN WAITS: And we made a mistake. Are we going to
38 own up to it? And what would you like to do?
39 COMMISSIONER CLARK: Well, I'm -- I'm prepared to make a
40 motion to approve the reconciliation of the Battle Mountain --

1 Battle Mountain's water and sewer department past water and
2 sewer bills by resolution to clear this up and move forward
3 based upon the D- -- DA's legal opinion.

4 COMMISSIONER SPARKS: I'll second the motion.

5 CHAIRMAN WAITS: Thank you.

6 Art made the motion, and Bryan seconded that.

7 Do we have any other discussion?

8 (No comment.)

9 CHAIRMAN WAITS: Any public comment?

10 (No comment.)

11 CHAIRMAN WAITS: All those in favor?

12 COMMISSIONER CLARK: Aye.

13 COMMISSIONER SPARKS: Aye.

14 COMMISSIONER ANCHO: Aye.

15 CHAIRMAN WAITS: Aye.

16 Any opposed?

17 COMMISSIONER ALLAN: Nay.

18 CHAIRMAN WAITS: So recorded. Thank you. Okay.

19 TAMMY DIMITROFF: Thank you very much.

20 BERT RAMOS: So I have to boogie out of here.

21 If -- if the commission wishes for me to stay, I will. I

22 -- I'm supposed to go to Austin. But I know that there's
23 another item here on the agenda that you guys might need --

24 CHAIRMAN WAITS: You have enough time if we bump it up
25 right now?

26 BERT RAMOS: Well, if -- if -- if we can. I'm not --

27 CHAIRMAN WAITS: Oh.

28 BERT RAMOS: -- sure --

29 CHAIRMAN WAITS: We're talking --

30 BERT RAMOS: -- if there'll be --

31 CHAIRMAN WAITS: -- about Number 11?

32 BERT RAMOS: Yes.

33 CHAIRMAN WAITS: I do have a problem with that because I
34 know -- if we're noted as Number 11 and that would take some
35 time, we may have some folks in Austin that would come in later,
36 knowing it won't be at 9:00 o'clock in the morning.

37 BERT RAMOS: Got you.

38 CHAIRMAN WAITS: And I'm concerned about that. And -- and
39 they step in, you know, at 10:00 o'clock and we say, oh, we did
40 that Number 2. So I --

1 BERT RAMOS: Would -- would --
2 CHAIRMAN WAITS: -- I --
3 BERT RAMOS: -- 10:00 o'clock work? Could I stick around
4 till 10:00 before I -- I mean, or -- or we could move that, say,
5 roughly around to 10:00, 10:30ish? That would --
6 CHAIRMAN WAITS: Hang on just a second. Miteshell?
7 MITESHELL LANHAM: Yes.
8 CHAIRMAN WAITS: Have you spoken with anyone on Item
9 Number 11 that has made note they will be coming in to listen to
10 that?
11 MITESHELL LANHAM: Yes. Gwen is actually here. She
12 thought you guys were going to start early too. So --
13 UNIDENTIFIED PARTICIPANT: Ray --
14 MITESHELL LANHAM: -- if you guys want to do it at 10:00, I
15 believe Ray Williams was going to come in for that too.
16 CHAIRMAN WAITS: Okay. The only other thing I'm thinking
17 of, Bert, is that if you take off now, you'll be in Austin.
18 BERT RAMOS: Yes.
19 CHAIRMAN WAITS: And --
20 BERT RAMOS: And that's the --
21 CHAIRMAN WAITS: -- we can --
22 BERT RAMOS: -- other option --
23 CHAIRMAN WAITS: -- wait for you --
24 BERT RAMOS: We can --
25 CHAIRMAN WAITS: -- get to Austin --
26 COMMISSIONER CLARK: There you go.
27 CHAIRMAN WAITS: -- and then --
28 BERT RAMOS: You bet.
29 CHAIRMAN WAITS: -- do Number 11 in Austin. How's that?
30 BERT RAMOS: You bet.
31 CHAIRMAN WAITS: Okay.
32 MITESHELL LANHAM: Okay.
33 BERT RAMOS: We'll do that.
34 COMMISSIONER CLARK: Thanks, Bert.
35 BERT RAMOS: Yeah. Thank you, guys.
36 CHAIRMAN WAITS: Because I -- I want everybody an
37 opportunity in Austin if they do come in to be able to speak on
38 that.
39 COMMISSIONER CLARK: Yeah. I agree. They do --
40 CHAIRMAN WAITS: Thank you.

1 COMMISSIONER CLARK: -- need input.

2 CHAIRMAN WAITS: Travel safely.

3

4 2) Update and information to the Lander County Board of
5 Commissioners regarding Bureau of Land Management projects
6 presented by Jon Sherve, and all other matters properly
7 related thereto.

8

9 CHAIRMAN WAITS: Okay. We'll go back to Number 2.

10 Update and information to the Lander County Board of
11 Commissioners regarding Bureau of Land Management projects
12 presented by Jon Sherve, and all other matters properly related
13 thereto.

14 KEITH WESTENGARD: Commissioner.

15 CHAIRMAN WAITS: Is --

16 KEITH WESTENGARD: He's --

17 CHAIRMAN WAITS: -- Jon here?

18 KEITH WESTENGARD: -- he's across the hall in a B- -- he's
19 across the hall in a BLM meeting --

20 CHAIRMAN WAITS: Oh.

21 KEITH WESTENGARD: -- and asked that we -- he'll be over as
22 soon as that meeting's finished.

23 CHAIRMAN WAITS: Okay. So you want me to hold up on Number
24 2?

25 KEITH WESTENGARD: Please. Yes.

26 CHAIRMAN WAITS: Okay.

27 COMMISSIONER CLARK: I thought that meeting wasn't until
28 1:00 o'clock. The BLM meeting.

29 KEITH WESTENGARD: No, they started at 7:00 this morning.

30 COMMISSIONER CLARK: Are the ranchers --

31 COMMISSIONER SPARKS: Oh.

32 COMMISSIONER CLARK: -- in there?

33 KEITH WESTENGARD: I -- I don't know.

34 COMMISSIONER SPARKS: The --

35 COMMISSIONER CLARK: Okay.

36 COMMISSIONER SPARKS: -- who, Art?

37 COMMISSIONER CLARK: It's the ten-year permit for --

38 COMMISSIONER SPARKS: Right. Yeah.

39 COMMISSIONER CLARK: -- Argenta.

40 COMMISSIONER SPARKS: I think they are. I thought I seen

1 their vehicles out front.
2 CHAIRMAN WAITS: Okay. We will come back to Number 2,
3 then, and go on to Number 3.
4 COMMISSIONER SPARKS: Ron's got a comment, Chairman.
5 SHERIFF RON UNGER: For Art, --
6 CHAIRMAN WAITS: Oh.
7 SHERIFF RON UNGER: -- I believe that meeting starts at
8 1:00 o'clock with the permittees, Art.
9 COMMISSIONER CLARK: Right. That's what I thought -- 1:00
10 o'clock. That's what --
11 SHERIFF RON UNGER: It's 1:00 o'clock --
12 COMMISSIONER CLARK: -- Dan told --
13 SHERIFF RON UNGER: -- for the --
14 COMMISSIONER CLARK: -- me.
15 SHERIFF RON UNGER: -- permittees. But they have their
16 stuff they're going to go over. So --
17 CHAIRMAN WAITS: Okay. But --
18 COMMISSIONER CLARK: Okay.
19 COMMISSIONER SPARKS: -- Jon isn't here so we're going to
20 hold up.
21 KEITH WESTENGARD: Yes.
22 CHAIRMAN WAITS: Okay.
23 KEITH WESTENGARD: He said he --
24 CHAIRMAN WAITS: Number --
25 KEITH WESTENGARD: -- will --
26 CHAIRMAN WAITS: -- 3.
27 KEITH WESTENGARD: -- be over when -- when the meeting's
28 over, finished.
29 CHAIRMAN WAITS: Thank you.
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40

1 3) Discussion and possible action on the administration of
2 General Improvement Districts in Lander County, specifically
3 Lander County Convention & Tourism regarding the levying and
4 collection of taxes by the county on behalf of the district
5 and the payment of these taxes to the district on a monthly
6 basis to the treasurer of the district pursuant to
7 NRS 318.240; or pursuant to NRS 318.098 for any elected or
8 appointed officer of the county in which the district is
9 located to provide assistance to Lander County Convention &
10 Tourism upon written request. The officer shall furnish the
11 requested assistance after a written agreement has been
12 reached concerning the amount of money which the board of
13 trustees shall pay for assistance, (see NRS 318.098), and all
14 other matters properly related thereto.

15
16 CHAIRMAN WAITS: Discussion and possible action on the
17 administration of General Improvement Districts in Lander
18 County, specifically Lander County Convention & Tourism
19 regarding the levying and collection of taxes by the county on
20 behalf of the district and the payment of these taxes to the
21 district on a monthly basis to the treasurer of the district
22 pursuant to NRS 318.240; or pursuant to NRS 318.098 for any
23 elected or appointed officer of the county in which the district
24 is located to provide assistance to Lander County Convention &
25 Tourism upon written request. The officer shall furnish the
26 requested assistance after a written agreement has been reached
27 concerning the amount of money which the board of trustees shall
28 pay for the assistance. See NRS 318.098. And all other matters
29 properly related thereto.

30 And I will go to our counselor to help us on -- on that one
31 and explain what it is we are actually doing.

32 DISTRICT ATTORNEY HERRERA: Okay. Commissioner.

33 CHAIRMAN WAITS: Hi, Rich.

34 DISTRICT ATTORNEY HERRERA: What -- what this is, is we're
35 just going to be in compliance with the -- with the law. We --

36 When -- when this was set up years ago, I believe it was
37 the intent of the fair and rec board, because they were
38 called that at the time, to have the county assist them.

39 Unfortunately, they didn't go through the procedure and --
40 and make the paper trail. They didn't make an agreement. They

1 did- -- they didn't do anything they were supposed to do. And
2 the county just bas- -- basically absorbed all these duties.

3 And over the years, everyone -- most people thought they
4 were -- they were employees of Lander County. And they're not.

5 And so this is just a matter of coming in compliance.

6 Technically, what most fair and rec boards or convention
7 and tourism over the state do is the county collects their
8 money. They have the -- they have the power to levy room tax.
9 They levy the room tax. The county collects it and sends the
10 money to them at the beginning of every month. We have never
11 done that.

12 If we are going to act as a third party and do some of their
13 HR stuff and -- and do their accounting, then we have to properly
14 make an agreement and have a paper trail. And that's what we're
15 doing.

16 And -- and -- and I'm looking at this as the elected
17 official that they've approached, as long -- along with the --
18 the five county commissioners, asking for assistance.

19 It's my understanding that Grady is going to tell us
20 that he's going to be asking for the assistance, basically the
21 same assistance we've been giving for the last 20, 30 years.
22 But we're going to put it in writing.

23 And I will help them do the letter. I will help put it in
24 front of their board. I'll put it in front of this board. I'll
25 make the agreement. And -- and I'll -- I'll do it in -- with
26 Keith's help in -- in the most efficient way I can.

27 CHAIRMAN WAITS: Got it.

28 Grady?

29 GRADY PIERCE: I'm Grady Pierce, currently chairman of the
30 board of the Lander County Convention & Tourism.

31 Obviously, as Ted pointed out, history prevails. I mean,
32 prior to our board, years ago, when I got on, wanting to try to
33 develop a little bit more than we were in the respect of we were
34 just meeting once a month, giving away moneys, doing all the
35 right things, but we thought maybe we could have it be a -- have
36 more of a active role in convention and tourism for the county,
37 which we had brain child the management of the civic center.

38 But that left us with a loop that we needed to hire per se
39 a director or -- we needed to hire somebody to run the civic
40 center for us. Because up until that point, the only person

1 that worked for this board was already per se a county employee,
2 like Leanne Gandolfo when she was in building and planning, she
3 was our secretary. You know, and then it's been Becky Murphy
4 for numerous years, which was already a county employee. So it
5 was like she was just getting a little extra check for working
6 nights.

7 But when we brought Rogene in to be the director of the
8 civic center and to help us manage it, facilitate it, promote
9 it, an issue similar to this had came up.

10 But at that time, I don't recall there being any issues
11 because at that time the same thing. The only thing different
12 was going to be was we were going to now employ a non per se
13 county employee. You know, we were just going to interview, do
14 some hiring. And then we would pay that individual, which
15 obviously Lander County took care of our financing and -- and
16 our collection.

17 So to bring us to today's -- we now, through some -- some
18 good information obtained, we need to come before you and ask
19 for your assistance in continuing handling our financing in
20 regards to, you know, room tax monies sent to the treasury
21 department. You know, it gets de- -- deposited. It goes into
22 our line item.

23 When we pay a bill, it goes to Finance. Somebody in
24 Finance pays that bill from our line item.

25 The employee side. Payroll obviously takes money out of
26 our line item and pays insurance, which I believe we fell under
27 some type of umbrella of the county insurance in regards to --
28 which helped us obviously be able to provide a -- a better
29 premium or the best you can get under that umbrella versus going
30 out privately and getting the insurance.

31 So I am wholeheartedly hoping that we can work through this
32 and, as Ted mentioned, make your paper trail to -- for the
33 safety of the -- the board in years to come that, you know, they
34 have the count- -- the commissioners' support, the county's
35 support.

36 And, yes, in this day and age, fees are always attached
37 to -- there's some type of service fee. That's not even a -- an
38 issue at this point. We just need to be able to get back on
39 track through the paper trail. And --

40 DISTRICT ATTORNEY HERRERA: And -- and, Commissioners,

1 for -- for the record, the fees are going to be minimal because
2 the statute's explicit that we can't -- the county can't make a
3 profit off them doing their third-party representation. It's
4 just what it costs each individual employee for the time they're
5 putting in to do this.

6 CHAIRMAN WAITS: Okay. So let's see if I have this
7 correct.

8 We're basically leaving everything exactly as it is except
9 when we created this board we did not do the proper paper trail
10 and agreement. So now we are going to do the agreement. We
11 will be charging you a small service charge, whatever it costs
12 us, to handle those things, and everything else stays the same?

13 DISTRICT ATTORNEY HERRERA: Quite correct.

14 CHAIRMAN WAITS: Is that it?

15 GRADY PIERCE: Yeah. Boy. I'm usually the wrong person to
16 speak.

17 But obviously we need to ensure in this that -- it's --
18 it's -- it's going to -- it's going to take Ted to do some misery
19 because, from what I've read, our employees are going to need
20 to -- you know, we're going to need the -- you better explain
21 that, Ted, --

22 CHAIRMAN WAITS: Well, it'll all be part --

23 GRADY PIERCE: -- in regards --

24 CHAIRMAN WAITS: -- of --

25 GRADY PIERCE: -- to --

26 CHAIRMAN WAITS: -- the agreement, --

27 GRADY PIERCE: Right. In --

28 CHAIRMAN WAITS: -- Grady; --

29 GRADY PIERCE: -- in regards --

30 CHAIRMAN WAITS: -- right?

31 GRADY PIERCE: -- to the --

32 CHAIRMAN WAITS: So that's --

33 GRADY PIERCE: -- employee, --

34 CHAIRMAN WAITS: -- okay.

35 GRADY PIERCE: -- though.

36 CHAIRMAN WAITS: Yeah.

37 DISTRICT ATTORNEY HERRERA: It's going to --

38 GRADY PIERCE: The employee.

39 DISTRICT ATTORNEY HERRERA: -- all be part of the
40 agreement. They're going to be -- they're going to be --

1 CHAIRMAN WAITS: Okay.

2 DISTRICT ATTORNEY HERRERA: Un- -- under NRS 318.180 and
3 318.185, their board has the power to hire and retain agents,
4 employees, servants, engineers, attorneys, accountants, anything
5 they want to do. The --

6 But then there's the other option of asking the county for
7 help.

8 And that's all -- all we're waiting for is for him to say,
9 that's what we're going to do.

10 GRADY PIERCE: That's what I would like to do --

11 DISTRICT ATTORNEY HERRERA: And there we --

12 GRADY PIERCE: -- is --

13 DISTRICT ATTORNEY HERRERA: -- go.

14 GRADY PIERCE: And --

15 CHAIRMAN WAITS: Okay.

16 GRADY PIERCE: And, yes. I'll be the first to admit, I do
17 not know government HR. I'm only been from the private sector.

18 So I think I've got a learning curve to get on. But, yes,
19 we would like to be able -- whether our employee has PERS,
20 doesn't have PERS, is a future person going to be able to have
21 PERS?

22 DISTRICT ATTORNEY HERRERA: They'll --

23 GRADY PIERCE: That's all yet to be decided.

24 DISTRICT ATTORNEY HERRERA: -- they'll be -- no. They're
25 -- they're able to have PERS. We've talked to PERS.

26 GRADY PIERCE: Okay.

27 DISTRICT ATTORNEY HERRERA: We've even talked to our
28 insurance broker. Keith has. And there's a way we can
29 facilitate that too --

30 GRADY PIERCE: Yes.

31 DISTRICT ATTORNEY HERRERA: -- and at more inexpensive
32 cost. But they cannot be listed as county employees.

33 CHAIRMAN WAITS: Right.

34 DISTRICT ATTORNEY HERRERA: But --

35 CHAIRMAN WAITS: But that's --

36 DISTRICT ATTORNEY HERRERA: -- but they don't need to be,
37 according to the book.

38 CHAIRMAN WAITS: No. That's true. And a lot of other
39 counties handle it that way.

40 DISTRICT ATTORNEY HERRERA: Yeah. Exactly.

1 CHAIRMAN WAITS: The only key is we didn't have the written
2 agreement.
3 GRADY PIERCE: No. Correct.
4 CHAIRMAN WAITS: And -- and --
5 GRADY PIERCE: Correct. And -- and --
6 CHAIRMAN WAITS: And the --
7 GRADY PIERCE: -- and that's --
8 CHAIRMAN WAITS: -- nominal charge. So --
9 GRADY PIERCE: That's why we're --
10 CHAIRMAN WAITS: Okay.
11 GRADY PIERCE: -- here --
12 CHAIRMAN WAITS: Are --
13 GRADY PIERCE: -- is --
14 CHAIRMAN WAITS: -- are we clear? Do you have any
15 questions on that?
16 COMMISSIONER ANCHO: I do --
17 COMMISSIONER CLARK: This thing --
18 COMMISSIONER ANCHO: -- have a question.
19 COMMISSIONER CLARK: This clears it up, Ted?
20 DISTRICT ATTORNEY HERRERA: Yes.
21 COMMISSIONER CLARK: Okay.
22 COMMISSIONER ANCHO: So because I'm now on that board, do I
23 need to abstain from that?
24 COMMISSIONER CLARK: Yeah.
25 CHAIRMAN WAITS: No.
26 COMMISSIONER CLARK: Do you --
27 CHAIRMAN WAITS: Why would --
28 COMMISSIONER CLARK: -- vote?
29 CHAIRMAN WAITS: -- sh- --
30 COMMISSIONER ANCHO: Do I --
31 CHAIRMAN WAITS: Yeah. She --
32 COMMISSIONER ANCHO: -- vote?
33 CHAIRMAN WAITS: -- votes.
34 COMMISSIONER CLARK: No. Do you vote on that board?
35 DISTRICT ATTORNEY HERRERA: You haven't voted yet.
36 COMMISSIONER ANCHO: I -- I've only attended one meeting.
37 GRADY PIERCE: Right.
38 COMMISSIONER ANCHO: So I just want to put that out there
39 because I don't know.
40 CHAIRMAN WAITS: If there's no --

1 COMMISSIONER CLARK: I vote --
2 CHAIRMAN WAITS: -- pecuniary --
3 COMMISSIONER CLARK: -- on --
4 CHAIRMAN WAITS: -- interest.
5 COMMISSIONER CLARK: -- PLUAC stuff, and I'm part of PLUAC.
6 COMMISSIONER ANCHO: Okay. Well, I just want to make sure
7 that I'm in the right --
8 DISTRICT ATTORNEY HERRERA: No, at this point --
9 COMMISSIONER CLARK: No.
10 DISTRICT ATTORNEY HERRERA: -- there -- there's no
11 conflict. I mean, --
12 COMMISSIONER ANCHO: Okay.
13 DISTRICT ATTORNEY HERRERA: -- you may take a vote here
14 that may conflict you out in the future on a vote.
15 COMMISSIONER ANCHO: Okay.
16 DISTRICT ATTORNEY HERRERA: But you certainly -- you know,
17 you'd have to do that vote by vote --
18 COMMISSIONER ANCHO: All right.
19 DISTRICT ATTORNEY HERRERA: -- to see if there's a
20 conflict.
21 COMMISSIONER ANCHO: I just wanted to make sure.
22 COMMISSIONER CLARK: As long as you or a family member or a
23 family in-like person doesn't benefit from your decision, --
24 COMMISSIONER ANCHO: Okay.
25 COMMISSIONER CLARK: -- you're safe.
26 COMMISSIONER ANCHO: All right. Very good.
27 COMMISSIONER ALLAN: So I --
28 COMMISSIONER CLARK: Am I right?
29 COMMISSIONER ALLAN: -- just want to make a comment that
30 I -- I'm having an issue with the service fees. We've been
31 doing this for so many years. We can do the agreement just so
32 that we clean things up. But I really don't see the benefit of
33 charging any kind of fee.
34 CHAIRMAN WAITS: I think that's what we've been missing is
35 we were supposed to --
36 COMMISSIONER SPARKS: It's set by --
37 CHAIRMAN WAITS: -- be.
38 COMMISSIONER SPARKS: -- statute.
39 COMMISSIONER ANCHO: In the --
40 COMMISSIONER CLARK: Right.

1 COMMISSIONER ANCHO: -- NRS it set --
2 DISTRICT ATTORNEY HERRERA: Commissioner, --
3 COMMISSIONER ANCHO: -- by --
4 DISTRICT ATTORNEY HERRERA: -- I --
5 CHAIRMAN WAITS: Yeah.
6 DISTRICT ATTORNEY HERRERA: -- I --
7 COMMISSIONER ANCHO: -- statute.
8 DISTRICT ATTORNEY HERRERA: -- I don't believe that a
9 county commissioner in the state of Nevada can intentionally not
10 follow the -- the law.
11 COMMISSIONER ALLAN: Okay. So I misunderstand that then,
12 Counselor, that we have to charge a fee, then.
13 DISTRICT ATTORNEY HERRERA: Yes.
14 COMMISSIONER ANCHO: Uh-huh.
15 COMMISSIONER ALLAN: Okay. So I misunderstood.
16 DISTRICT ATTORNEY HERRERA: It says "shall," Commissioner.
17 I'm -- I'm sorry. I -- I'm not trying to be --
18 But that's the problem with this. Otherwise --
19 If we could just waive it, I would have put that in front
20 of you.
21 GRADY PIERCE: It kind of goes back to the whole
22 dollar-a-year deal. I mean -- I mean, I'm just -- I'm not --
23 COMMISSIONER ALLAN: Well, and that's --
24 GRADY PIERCE: -- influencing anybody into saying --
25 Right now, we as a board, want to always feel connected
26 with our county commissioners, is we're not -- even though we're
27 a district separate, doing our thing, we can't leave our fellows
28 behind. I mean, we're all one.
29 CHAIRMAN WAITS: But, Judie, in clarification, we can't
30 make any money on it.
31 COMMISSIONER CLARK: Right.
32 CHAIRMAN WAITS: We're only going to charge the time that
33 it takes us to do these certain things. So that's all.
34 COMMISSIONER ALLAN: Well, --
35 CHAIRMAN WAITS: It will be --
36 COMMISSIONER ALLAN: -- we've been doing --
37 CHAIRMAN WAITS: -- minimal.
38 COMMISSIONER ALLAN: -- it for free for -- for ages. As
39 Grady said, let's charge them a dollar a year.
40 COMMISSIONER ANCHO: Going against the NRS.

1 CHAIRMAN WAITS: Okay. We --
2 COMMISSIONER ANCHO: So once you --
3 COMMISSIONER ALLAN: We're --
4 CHAIRMAN WAITS: -- ready for a --
5 COMMISSIONER ALLAN: -- still --
6 CHAIRMAN WAITS: -- motion?
7 COMMISSIONER ANCHO: -- know --
8 COMMISSIONER ALLAN: -- charging --
9 COMMISSIONER ANCHO: -- once you know -- once you note it
10 -- once -- once you note that there's an error, you can --
11 COMMISSIONER SPARKS: Yeah
12 CHAIRMAN WAITS: -- do that point forward -- can -- are not
13 allowed to --
14 DISTRICT ATTORNEY HERRERA: That's -- that's where the
15 ethics come in on taking a vote to ignore a Nevada --
16 COMMISSIONER ANCHO: Exactly.
17 DISTRICT ATTORNEY HERRERA: -- law. Once you're aware of
18 it.
19 COMMISSIONER ALLAN: And I understand that.
20 DISTRICT ATTORNEY HERRERA: I -- I'm not being
21 argumentative. I'm just -- you asked me a question. I'm
22 pointing it out.
23 CHAIRMAN WAITS: Are we ready for a motion?
24 COMMISSIONER ANCHO: I'll -- well, I don't like the one --
25 Can I make -- I'll make the motion that we do as they asked
26 and --
27 CHAIRMAN WAITS: Instruct Ted to do the agreement?
28 COMMISSIONER ANCHO: -- instruct Ted to do the agreement.
29 DISTRICT ATTORNEY HERRERA: Yes, it -- the -- the motion
30 just say, if and when the Convention & Tourism board asks the
31 county or the elected official for assistance that the elected
32 official will -- you -- we have the board's approval to give all
33 the assistance necessary.
34 COMMISSIONER ANCHO: Okay.
35 DISTRICT ATTORNEY HERRERA: And -- and -- and do up and
36 agreement and submit it to both boards.
37 COMMISSIONER ANCHO: Okay. I make that motion.
38 DISTRICT ATTORNEY HERRERA: Okay.
39 COMMISSIONER SPARKS: I'll second the motion.
40 CHAIRMAN WAITS: Okay. Kathy made the motion under the

1 direction of Ted -- with assistance. Thank you. Seconded by
2 Bryan.

3 Any public comment?
4 (No comment.)

5 CHAIRMAN WAITS: All those in favor?
6 COMMISSIONER SPARKS: Aye.
7 COMMISSIONER ANCHO: Aye.
8 COMMISSIONER CLARK: Aye.
9 COMMISSIONER ALLAN: Aye.
10 CHAIRMAN WAITS: Aye.
11 Any opposed?
12 (No comment.)

13 CHAIRMAN WAITS: Okay. Thank you, Grady.
14 Back in your --
15 GRADY PIERCE: Thank you.
16 CHAIRMAN WAITS: -- court. And we're going to get this
17 straightened out and --
18 GRADY PIERCE: Another --
19 CHAIRMAN WAITS: -- handled --
20 GRADY PIERCE: Or just a quick question. Do we come --
21 will I come back with the agreement? Or is that --
22 DISTRICT ATTORNEY HERRERA: What I will do is I will get
23 with you guys --
24 GRADY PIERCE: Uh-huh.
25 DISTRICT ATTORNEY HERRERA: -- and we'll do up an
26 agreement. And I'm still finding -- I want to be specific on
27 the --
28 GRADY PIERCE: Yes.
29 DISTRICT ATTORNEY HERRERA: -- on -- on our accounting.
30 And I want to get the information from the insurance and on PERS
31 that PERS and the insurance and the accounting are the three
32 important parts. Then I'll put something together. You can
33 take it in front of your board. And I'll put it in front of
34 this board.
35 GRADY PIERCE: My other -- my last question is, obviously
36 this kind of transpired when we went to hire our temporary
37 person for the year that begins to help with the -- the bike
38 races, the chukar tournaments, so on and so forth, to help our
39 director. And that person I don't believe was able to be hired.
40 DISTRICT ATTORNEY HERRERA: You can certainly do a

1 independent contractor un- -- until we get this straightened
2 out.

3 ELIZABETH BARELA: She was hired.

4 GRADY PIERCE: She was?

5 ELIZABETH BARELA: Yes. She was hired and (indiscernible)
6 on payroll.

7 CHAIRMAN WAITS: Liz, --

8 ELIZABETH BARELA: Elizabeth --

9 CHAIRMAN WAITS: -- you need --

10 ELIZABETH BARELA: -- Barela --

11 CHAIRMAN WAITS: -- to come up for your comments, please.

12 DISTRICT ATTORNEY HERRERA: Do you --

13 ELIZABETH BARELA: Just to clarify -- Elizabeth Barela --
14 she was hired and she is on the payroll.

15 GRADY PIERCE: Okay.

16 DISTRICT ATTORNEY HERRERA: Perfect.

17 GRADY PIERCE: When -- when was that? Do you know?

18 ELIZABETH BARELA: She's been kind of working since the
19 14th is when (indiscernible).

20 GRADY PIERCE: Okay. So --

21 Okay. Thank you, Liz.

22 ELIZABETH BARELA: You're welcome.

23 GRADY PIERCE: All right, then, I'm out.

24 COMMISSIONER SPARKS: Thanks, Grady.

25 GRADY PIERCE: You guys --

26 DISTRICT ATTORNEY HERRERA: Thanks.

27 GRADY PIERCE: -- have a great --

28 CHAIRMAN WAITS: Thank you --

29 GRADY PIERCE: -- day.

30 CHAIRMAN WAITS: -- Grady. Your house is kind of small in
31 here today.

32

33 **4) Presentation and information presented by Brad Bokoski**
34 **regarding ideas of the Nevada Central Railroad, and all other**
35 **matters properly related thereto.**

36

37 CHAIRMAN WAITS: Number 4. Presentation and information
38 presented by Brad Bokoski regarding the ideas for the Nevada
39 Central Railroad, and all other matters properly related
40 thereto.

1 Welcome.

2 BRAD BOKOSKI: Thank you.

3 COMMISSIONER SPARKS: Good morning, Brad.

4 BRAD BOKOSKI: Thank you, --

5 COMMISSIONER ANCHO: Good morning.

6 BRAD BOKOSKI: -- Commissioners, for your time.

7 I really appreciate this opportunity to show you a bit

8 about some really cool piece of history we have in this county

9 and -- and maybe take it forward and see how we can benefit all

10 of our lives and tourism and whatnot.

11 So just on that first slide is a view of the railroad bed

12 in the Reese River Valley that just goes off to infinity. So

13 pretty cool. And it's great to go exploring during the

14 wintertime and see the contrast of the (indiscernible) in the

15 land.

16 So I wanted to give you a -- just to introduce myself. Who

17 am I? Why am I sitting in front of you today?

18 Give you a brief history of one slide of the railroad just

19 so we all have a good understanding of it and actually take you

20 on a little pictorial ride so we know where things are, what

21 they look like today, and places you've seen but you didn't know

22 are part of the railroad.

23 To give you an idea of what I have, I have thought of how

24 we can develop it for the county or I can edit that process and

25 take any questions and see if I have any answers for you. And

26 then where do we want to take this next as a county? So --

27 So my first name's Brad, last name's Bokoski. It's a

28 Polish name from the Chicago area. Chicago has the most Polish

29 folks outside of Poland there. So you'll see -skis everywhere

30 in Chicago.

31 I'm a three-year resident of Battle Mountain. I'm glad I

32 got out of Chicago and (indiscernible). Really enjoy living

33 here.

34 I was born and raised in Joliet, Illinois and lived in

35 Chicago/Joliet most of my life. I have lived on the East Coast

36 and in the Bay Area for work a couple of years. I've got a good

37 education. I have got a great job where I can work from home.

38 And as long as there's a good internet connection -- and that's

39 a separate meeting -- but -- and you can look up more

40 information on me on the internet. Just Google my name if you

1 need more questions answered.

2 So let's jump right into this. I wanted to give a brief
3 history of the railroad. Its whole existence came into being
4 because a Pony Express rider discovered some silver. And within
5 a year or two, Austin had 10,000 people living there.

6 COMMISSIONER ALLAN: Excuse me, Brad.

7 BRAD BOKOSKI: Yes?

8 COMMISSIONER ALLAN: Your statue?

9 BRAD BOKOSKI: Oh, yes.

10 COMMISSIONER ALLAN: Do you want me to go get it?

11 BRAD BOKOSKI: Do you want me to bring that in?

12 COMMISSIONER ALLAN: I can go get it if you'd like and
13 we'll set it up here for everybody to --

14 BRAD BOKOSKI: It's --

15 COMMISSIONER ALLAN: -- see.

16 BRAD BOKOSKI: -- heavy.

17 COMMISSIONER ALLAN: Go ahead and --

18 BRAD BOKOSKI: Be careful --

19 COMMISSIONER ALLAN: -- and continue.

20 BRAD BOKOSKI: -- with the little labels on it. So --

21 I have -- I've made a little exhibit of the railroad from
22 various things I found all over the place and on eBay. So --

23 And hopefully -- maybe the museum or somebody could use it
24 in the future but -- under the crazy public awareness about it.

25 All right. So given the number of people and the silver
26 that was discovered in Austin and the completion of the
27 Transcontinental Railroad, which is 150 years this May, there
28 were ideas floating around to get that ore to the
29 Transcontinental Railroad to be shipped to various markets
30 throughout the U.S.

31 And the railroad between Austin and Battle Mountain was
32 thought for a number of years. In 1879 it was incorporated and
33 completed in February of 1880. Once again, its primary purpose
34 was to carry silver, gold, and copper ore to Battle Mountain to
35 transfer to the Transcontinental Railroad.

36 It's a heavy one. It was a 3-foot gauge railroad that went
37 for 92.178 miles on the main line. It had sidings that were
38 parallel and at an angle to it for about 3.22 total miles.

39 It crossed little streams and that torrential Reese River.
40 Sixty-six temporal trestles were created and that it ran over.

1 It had its tumultuous life. It was sold, foreclosed,
2 reorganized a number of times. Had its share of disasters. So
3 -- and I'll cover that in a moment.

4 Floods washed out several miles of track. Fires back then,
5 the same ones we deal with today. Derailments. Cash shortages.
6 And it struggled, but it survived for 58 years.

7 In 1938 it went bankrupt and was sold for scrap. So --
8 Not much remains of it today except the railroad bed and
9 some scattered railroad ties.

10 I wanted to take you on a brief ride through the 1899
11 timetable, some slides, some pictures, (indiscernible) just to
12 give you more information. This is an actual ticket that I
13 found on eBay for the railroad. So pass that around, please.

14 So if you notice -- it's hard to read, but in the lower
15 left corner, the president of the railroad was J. G. Phelps
16 Stokes. So the family who owned Stokes Castle. So the railroad
17 ties in quite a bit of history throughout the county over the
18 period of 58 years.

19 So we start in Battle Mountain. At 7:30 in the morning,
20 the original depot was right at Broad and Front Streets. We hit
21 a blazing speed of 20 miles per hour, and we end up at Lewis
22 Junction at a first stop.

23 You can see a triangular junction off to the right. That
24 railroad goes to Lewis Canyon. It was the Battle Mountain and
25 Lewis Railroad. Great piece of history there.

26 When gold was discovered the transfer lane for that
27 railroad to get to that gold or to market.

28 Continue south, on the left, you'll see some additional
29 sidings along the way there, those white lines that go up and
30 down, parallel to the main line.

31 And continuing down on the tracks, --

32 COMMISSIONER CLARK: Ted?

33 BRAD BOKOSKI: -- we go to our second station, Dillon,
34 which has a dilapidated rail car that was either used for
35 storage or an office or some kind of shelter. And in the 1930s
36 the civilian conservation corps put a well in for the cattle
37 that graze there currently and back then also. So -- and what
38 remains is a windmill and some of the water troughs for the
39 cattle.

40 And throughout the whole site is scattered copper ore.

1 Really cool. Go check it out. Pick up some copper ore.

2 Along the way you've got great views of Mount Lewis. And
3 you can see -- on the right, you can see embedded railroad ties
4 that still exist at that site.

5 COMMISSIONER SPARKS: Uh-huh.

6 BRAD BOKOSKI: All right. And then we continue on to
7 Baileys. This is where the railroad crosses Nevada 305, a tenth
8 of a mile south of mile marker 69.

9 So next time you're driving, see mile marker 69, throw on
10 your brakes, and you'll be able to see the railroad go off into
11 infinity in both directions there.

12 And then continuing down the railroad, we come to what I've
13 found in a number of historical publications this site was
14 called Walters. You've seen that stone house on the right as
15 you've round the curve there. That was a popular stop for
16 recreational activities throughout the 58 years.

17 The railroad was right immediately to the left of the
18 highway as you pass that point.

19 And the second to last stop is Austin Junction, another
20 triangular junction.

21 Off to the left the railroad goes a bit towards Jacobsville
22 and then to the right, it goes to the terminal in Austin. It
23 took five hours and 40 minutes to travel that.

24 And there currently is a historic site there for the round
25 table. And we can see in the middle of the picture the actual
26 depot and the mills that are still in existence behind it today.

27 So very cool piece of history here that ties Battle
28 Mountain and -- and Austin together.

29 All right. So in my weekends of exploring, I thought, this
30 is great. We should be able to enjoy this, have a bike trail,
31 something like that. So I wanted -- I was having ideas about a
32 bike trail, like I said; hiking; off-highway vehicle kinds of
33 trails; campsites; historical interest sites along the way. And
34 how can we use this to make the public aware, give them a sense
35 of pride in their history here? How to get the children engaged
36 in their history like on a field trip at a high school to go out
37 and learn about the railroads and the various sites and mining
38 activities that have gone on in the past? How do we protect
39 what we have for the future?

40 For instance, that stone house at Walters, filled with

1 graffiti. People are vandalizing it. How do we protect it?

2 How do we encourage -- use this, if it develops into
3 something, as a little hat -- a feather in the hat for Lander
4 County for industrial and other economic development to woo
5 companies here, if you will, promoting ongoing sustainability of
6 the county. No matter how small it is, you're going to get some
7 tourism between Ely and Carson City along 50, who have -- folks
8 who have railroad interests who want to spend time biking with
9 their family, whatever.

10 So how do you pull more people, more funds, economic
11 resources into the county? I'm thinking this could add a little
12 bit to that.

13 And then it could also link together and promote other
14 facilities in the county. Shoshone OHV trail, the Copper Basin
15 Trails. There's some petrified rocks -- petrified wood up
16 behind McCoy -- McCoy Mines. There's a couple ghost towns.
17 There's all kinds of cool things. You just have to go out and
18 look for them in the county. And this could help actually
19 promote all that.

20 And, once again, I said I'm from Chicago. And there's a
21 couple of examples that I thought -- that made me think this is
22 feasible. We could do something with this.

23 And one of them is an Illinois & Michigan Canal, a 96-mile
24 ditch that ran from the Illinois River to Chicago, crossing all
25 kinds of private land that the federal government came in and
26 put together trails for OHV, hiking, picnicking. And it also
27 drew tourism to the little towns along the way. Restaurant life
28 improved, motels kind of thing. So that's one example.

29 And Tom, the carwash owner, made me aware of the route of
30 the Hiawatha sitting bike trail. This is opening up in May in
31 Idaho.

32 And once again, it was a railroad that has been converted
33 to bicycle, hiking paths. So it looks pretty cool. And it
34 draws people from all over into those areas.

35 So I -- I had this idea that I just wanted to share with
36 you. I haven't done much more work with it. I haven't spent
37 any money on it other than putting that together because I got
38 obsessed and thought it would be cool to do. Right.

39 So -- so in -- in the business world, I go through a
40 five-phase process in committing resources -- money, time,

1 people -- to a project. And it goes through five gates. And
2 I'm personally right now in this little appraise stage.

3 Is this something that we want to do as a county? If it is
4 we could take it to another level and get down to more detail.

5 I would be happy to look at all the landownership along the
6 way, see what kinds of constraints, issues we have, put that all
7 together, formalize some ideas, work with BLM on getting cost
8 estimates and things like that.

9 I've talked with friends, neighbors, business owners. I
10 talked to the executive director of tourism authority, the BLM
11 public relations gentlemen -- Emily's husband -- and field
12 management personnel there.

13 I've also talked to Mark Amodei's office, Mr. Martin Paris.
14 Because I immediately went to the federal government. Oh,
15 you've got to come in here and do this. And they're like, Whoa.
16 No. We're the last stop in the process.

17 So if the county wanted to do something with this, they
18 would have to put together a resolution, give it to Mark, get
19 the federal government to fund it, and just leave it at that for
20 right now.

21 Everyone's given it an initial thumbs up. It's -- next
22 phase would be to take it forward and see what kind of
23 constraints we have and what kinds of things we could come up
24 with. Right?

25 So if you have any questions?

26 CHAIRMAN WAITS: Well, first of all, Mr. Bokoski, thank
27 you. I -- I think it's probably one of the most complete --

28 COMMISSIONER CLARK: Presentations.

29 CHAIRMAN WAITS: -- yeah. Well, he says presentation --
30 one -- one of the most complete histories of -- of the railroad
31 that I have seen. And it's really exciting.

32 A couple of things, though. Number one, of course, we just
33 have you on as a presentation so we wouldn't be taking any
34 action. It's just --

35 BRAD BOKOSKI: No. Right.

36 CHAIRMAN WAITS: -- information and what the -- the board
37 wants to share with you.

38 But one of the things that I would say is you certainly, at
39 some point, need to bring it back to us for a resolution if it
40 goes that far.

1 But I just, on a personal basis, rather than having the
2 county run with it, I would like to see you go with it with the
3 commission on tourism, which means you would present it to -- we
4 have two territories involved in our county. And it would be
5 the Cowboy Territory, which handles Highway 80, and then it
6 would be Pony Express Territory, which handles Highway 50,
7 because you're going to be running between the two.

8 And if they took on a project such as that -- and we do
9 with bike trails and things -- then we have -- we have all kinds
10 of -- we even have state grants for OHV vehicles that we can
11 apply for.

12 But what ar- -- who's going to do it? is what I'm saying.
13 And if -- if you're still willing to spearhead it, I think
14 starting with -- with those two to -- to get your feet on the
15 ground and get a start and then I think at some point, like I
16 said, it needs to come back to us --

17 BRAD BOKOSKI: Right. Right.

18 CHAIRMAN WAITS: -- probably to know where -- where we
19 stand as a county.

20 But I can't see us taking it on and running with it.

21 But I think it's an excellent idea. Any time we can -- can
22 do something like that and preserve history.

23 And -- and I love the tickets. My goodness. What kind of
24 pristine condition.

25 BRAD BOKOSKI: And wasn't it -- it was 49.99 I ended up
26 getting the bid on.

27 CHAIRMAN WAITS: Unbelievable.

28 BRAD BOKOSKI: So --

29 CHAIRMAN WAITS: Well, what -- well, what I am going to
30 do -- and I see you have something here that you're giving --

31 BRAD BOKOSKI: Well, I personally made that. And it's been
32 against my wall at home. If the museum would like it, --

33 CHAIRMAN WAITS: You know, I -- well, --

34 COMMISSIONER ANCHO: Yeah.

35 CHAIRMAN WAITS: -- I --

36 COMMISSIONER SPARKS: Can --

37 CHAIRMAN WAITS: -- I'm sure she's going to say yes. But
38 we have a museum in both parts. So I guess what I would say
39 was: Could we share it? Could we share it between Battle
40 Mountain for, you know, one summer and then -- and then Austin

1 for another summer or something like that and move it back and
2 forth?

3 But I am going to give them this presentation. And I would
4 like a copy of the tickets if you could maybe stay after or meet
5 with somebody in the administration building that would copy
6 that --

7 BRAD BOKOSKI: Sure.

8 CHAIRMAN WAITS: -- to go with that --

9 BRAD BOKOSKI: sure.

10 CHAIRMAN WAITS: -- as I give it to the museum in Austin.

11 BRAD BOKOSKI: Uh-huh.

12 COMMISSIONER SPARKS: Brad, could you tell us about that
13 prop there?

14 BRAD BOKOSKI: Yes, sir.

15 All right. Excuse me.

16 All right. So my whole idea of developing this was tell --
17 giving a story. Why did this piece of wood and this metal all
18 come into existence? And it was down here with the silver over at
19 Austin.

20 Right? So --

21 And then you travel up Battle Mountain to the old depot
22 here to transfer it to the Southern Pacific Railroad.

23 This is a fish plate. That's what it's called. It matches
24 the two holes in each rail and holds --

25 COMMISSIONER SPARKS: Yeah.

26 BRAD BOKOSKI: -- the rails together.

27 COMMISSIONER ANCHO: Oh. Wow.

28 BRAD BOKOSKI: So --

29 A little burning there.

30 So this mocks the 1899 timetable -- timetable; right?
31 Starting at 7:30, mile one; next stop 8:07, mile 11; and so
32 forth; right?

33 COMMISSIONER ANCHO: Very good. Very cool.

34 COMMISSIONER SPARKS: It's cool. Yeah.

35 CHAIRMAN WAITS: Very, --

36 BRAD BOKOSKI: And --

37 CHAIRMAN WAITS: -- very nice.

38 BRAD BOKOSKI: -- this is a relative kind of shape of the
39 railroad from Battle Mountain to Austin.

40 CHAIRMAN WAITS: So do you know Lori from our -- Lori

1 Price from our --
2 BRAD BOKOSKI: We just --
3 LORI PRICE: I introduced --
4 CHAIRMAN WAITS: -- museum.
5 BRAD BOKOSKI: -- met this morning.
6 COMMISSIONER ANCHO: Yeah.
7 CHAIRMAN WAITS: Okay.
8 BRAD BOKOSKI: And I did see her on an episode --
9 CHAIRMAN WAITS: I --
10 BRAD BOKOSKI: -- of Wild Nevada.
11 CHAIRMAN WAITS: Well, we -- we all thank you. If
12 you're -- if you're going to donate that to both of the museums,
13 --
14 BRAD BOKOSKI: Right.
15 CHAIRMAN WAITS: -- I think that would be wonderful.
16 BRAD BOKOSKI: Here's a piece of copper ore from
17 Dillon. It's --
18 COMMISSIONER CLARK: One thing that -- that I would like to
19 know is what the ranchers think.
20 BRAD BOKOSKI: Well, exactly.
21 COMMISSIONER CLARK: And, you know, we're pretty private
22 with our lives. And, you know, you mentioned the -- the
23 Shoshone OHV Trail. That was very controver- --
24 BRAD BOKOSKI: I heard it was.
25 COMMISSIONER CLARK: -- very controversial. And if you've
26 been around here maybe for another ten years, you would
27 understand how controversial and why.
28 BRAD BOKOSKI: Uh-huh.
29 COMMISSIONER CLARK: So I just -- I want to know from the
30 ranchers if -- if they think this is a good idea.
31 BRAD BOKOSKI: Exactly.
32 And that's -- that's where the next phase will go. You
33 know, what are those constraints? What roadblocks do we have?
34 Does one rancher allow it, the other rancher doesn't? So how do
35 we work with that? Right? How do we continue to have the
36 multiple use of the public lands; right?
37 COMMISSIONER CLARK: If there's a -- if there's a two-track
38 through private property, it's available to the public. That's
39 already been established in Nevada. Storey County went
40 to federal court and got that established.

1 But I just want to hear from the ranchers.
2 BRAD BOKOSKI: Yes. Good point, sir. Yeah.
3 COMMISSIONER ANCHO: I --
4 BRAD BOKOSKI: And -- and I'm sorry to interrupt you.
5 COMMISSIONER ANCHO: Go ahead. You finish what you were
6 saying.
7 BRAD BOKOSKI: But as -- as this process, I would look to
8 the county to have public hearings or get feedback in these kind
9 of situations also. So --
10 COMMISSIONER ANCHO: So anybody who has -- should go --
11 that does any type of biking should go on and look at the
12 Hiawatha Trail. And it is down- -- downhill. They take you up
13 with your bikes and you ride 15 miles down. But it's the most
14 beautiful thing you've ever seen.
15 And he's absolutely right. It's an old rail -- it's --
16 it's absolutely -- just Google it and you'll be amazed. And so
17 I think something that Lander County, like my brother's in a
18 cycling club. And there's a thousand people in that cycling
19 club. And every year they travel around the United States doing
20 different things. And they put on rides for different things
21 like ALS. They did a 78-mile ride last year for ALS.
22 And I think that if this would move forward, this would
23 be -- because it would also benefit the Convention & Tourism,
24 like she had said, and at both ends because you're going to get
25 it here at this end and there at that end. If --
26 BRAD BOKOSKI: Exactly.
27 COMMISSIONER ANCHO: -- this is something that can come to
28 fruition as -- under the biking -- because there's a huge amount
29 of people -- the part is just like Art said, on private
30 property, you don't want people destroying. Because you're
31 going to always have people who are going to destroy stuff. So
32 it's kind of -- you have to kind of balance it out.
33 But that -- I think it would be a phenomenal bike trail.
34 I'd rather see it a cycling trail than a motorcycle trail or
35 anything else because they -- it really is a -- a cool ride.
36 Just driving from here to Austin is a beautiful ride.
37 BRAD BOKOSKI: Oh, yeah.
38 COMMISSIONER ANCHO: So I think bike --
39 BRAD BOKOSKI: And now --
40 COMMISSIONER ANCHO: -- trailing --

1 BRAD BOKOSKI: -- driving here from here to Austin, knowing
2 this, you're going to stop at mile --
3 COMMISSIONER ANCHO: Oh, yeah.
4 BRAD BOKOSKI: -- marker 69 and check out --
5 COMMISSIONER ANCHO: Right.
6 BRAD BOKOSKI: -- the railroad.
7 COMMISSIONER ANCHO: Exactly.
8 BRAD BOKOSKI: Right. You can check out the stone house
9 again. Right? So -- exactly.
10 So if something came to fruition trailwise, like that, what
11 can you do with it as a county? So now you've got another
12 asset.
13 Can you have a marathon? Battle Mountain marathon? Can
14 you have a -- an Austin trail run kind of thing?
15 COMMISSIONER ANCHO: You can go do horseback for --
16 BRAD BOKOSKI: Whatever --
17 COMMISSIONER ANCHO: -- anything.
18 BRAD BOKOSKI: Yeah.
19 COMMISSIONER ANCHO: You know.
20 BRAD BOKOSKI: So it --
21 COMMISSIONER ANCHO: It (indiscernible).
22 BRAD BOKOSKI: -- opens up more --
23 COMMISSIONER ANCHO: Yeah.
24 BRAD BOKOSKI: -- possibilities that you could introduce
25 for tourism, for recreation, --
26 COMMISSIONER ANCHO: Uh-huh.
27 BRAD BOKOSKI: -- things like that.
28 COMMISSIONER ANCHO: So, yes, very nice.
29 CHAIRMAN WAITS: I'm going to open this up for public
30 comment if there's anybody that has any comments.
31 LORI PRICE: I think it's a wonderful idea.
32 CHAIRMAN WAITS: Thank you, Lori.
33 Okay. Anything else the board would like to share?
34 COMMISSIONER CLARK: Yeah. Let's take a break.
35 CHAIRMAN WAITS: Thank you, Mr. Bokoski.
36 BRAD BOKOSKI: Well, thank you. I just wanted to mention
37 that is Engine Number 2 of the Nevada Central Railroad at the
38 California State Railroad Museum. It's in perfect condition
39 there. So next time you're in Sacramento, stop at the museum
40 and check out the train that ran up and down the railroad.

1 CHAIRMAN WAITS: Sacramento has a lot of things --
2 COMMISSIONER ANCHO: They do.
3 CHAIRMAN WAITS: -- from our --
4 COMMISSIONER ANCHO: I was thinking --
5 CHAIRMAN WAITS: -- area.
6 COMMISSIONER ANCHO: -- before.
7 CHAIRMAN WAITS: Yes.
8 COMMISSIONER CLARK: So you're from Juliet? Huh?
9 BRAD BOKOSKI: Joliet. Yes.
10 COMMISSIONER CLARK: You know Jake and Elwood? I had to.
11 BRAD BOKOSKI: But -- but I've been to where they've been.
12 Yes.
13 COMMISSIONER CLARK: I had to.
14 CHAIRMAN WAITS: Austin, we're going to take a quick break.
15 BRAD BOKOSKI: All right.
16 CHAIRMAN WAITS: Thank you --
17 BRAD BOKOSKI: Thank you --
18 CHAIRMAN WAITS: -- very much.
19 BRAD BOKOSKI: -- very much, Commissioners. Appreciate
20 your time.
21 COMMISSIONER SPARKS: Thanks, Brad.
22 COMMISSIONER ANCHO: Thank you.

23
24 (Break taken between 10:10 a.m. to 10:17 a.m.)
25

26 2) **Update and information to the Lander County Board of**
27 **Commissioners regarding Bureau of Land Management projects**
28 **presented by Jon Sherve, and all other matters properly**
29 **related thereto.**
30

31 CHAIRMAN WAITS: And I see Mr. Sherve is with us so we are
32 going to go to Item Number 2.

33 Update and information to the Lander County Board of
34 Commissioners regarding Bureau of Land Management projects
35 presented by Jon Sherve, and all other matters properly related
36 thereto.

37 COMMISSIONER SPARKS: Good morning, Jon.

38 CHAIRMAN WAITS: Good morning.

39 COMMISSIONER ANCHO: Good morning.

40 COMMISSIONER ALLAN: Good morning, Jon.

1 JON SHERVE: Good morning.
2 COMMISSIONER ANCHO: Thank you.
3 COMMISSIONER SPARKS: Hey, (indiscernible).
4 JON SHERVE: If you've got an extra here, I'll -- you can
5 keep that.
6 KEITH WESTENGARD: Yeah. It's fine. I'll just --
7 CHAIRMAN WAITS: I don't suppose this was sent to Austin?
8 JON SHERVE: No, I didn't have -- it was not prepared for
9 the -- for your handouts. So this is just the first time
10 anybody's seen it.
11 CHAIRMAN WAITS: Okay. Austin, I'm sorry. I'll have to
12 bring it down to you for the records. But I don't have
13 anything. Do you want to see if we can try and fax it?
14 JON SHERVE: Yeah.
15 CHAIRMAN WAITS: We will try and do that for you.
16 MITESHELL LANHAM: Okay.
17 CHAIRMAN WAITS: Go ahead, Jon.
18 JON SHERVE: Thank -- thank you, Commissioners. Good
19 morning. Thank you for the flexibility.
20 My name is Jon Sherve. I'm the field manager for the BLM
21 Mount Lewis Office, the northern part of our -- pretty much the
22 northern half of the Battle Mountain District.
23 I've been trying to meet or participate in a commission
24 meeting periodically, mostly to update the commissioners on
25 various projects throughout the year, projects that we have
26 planned, or any projects that are ongoing.
27 The -- tried to schedule something earlier, but due to our
28 shutdown, we're just now getting underway on -- on doing this.
29 So there's a number of important projects that I think it's
30 worthwhile presenting to the commissioners, providing an update.
31 This pamphlet includes a lot of those projects, the
32 majority of them throughout the district. So that, of course,
33 includes Eureka and Nye County.
34 Most important, I think to the county are -- are ongoing
35 mining projects. They've got a tremendous impact -- positive
36 impact to the community.
37 We all know that recently the Greater Phoenix Project was
38 approved back in September. We continue to work with Barrick
39 as -- on ongoing management of that project and also to respond
40 to any changes they may have. That's often times that we see

1 amendments come in. I'm --

2 There's nothing planned as far as another expansion goes
3 right now, but the potential is always there.

4 Also important to the county are the -- is the Barrick
5 projects, the Cortez -- Cortez Hills area.

6 We've been --

7 Right now, there's the Deep South Project that's -- the --
8 the EIS, the NEPA document, the National Environmental Policy
9 Act requirements for environmental analysis, that's been out for
10 public review, the draft EIS.

11 The public comment period, I believe, is done or almost
12 done.

13 So that means as far as the schedule goes, we're looking
14 for a approval of that project sometime in probably the spring
15 or early summer.

16 Also part of the Barrick project is the Gold Rush Project.
17 They've been working with us for a number of years on a preplan.
18 That's to the north and northeast of the Cortez Hills. That is
19 just over the Cortez Range in Eureka County, but it does have a
20 large influence on the longevity of that whole complex of -- of
21 -- of operations.

22 Barrick has also -- has a -- a project, the old Robertson
23 Mine, which is in the old Tenabo town site area.

24 We've been talking in some preliminary discussions with an
25 expansion down there as well. So that might be a upcoming
26 project.

27 Also, the Mount Hope Project is entirely in Eureka County.
28 It's just north of Eureka, but it does provide some potential as
29 far as employment goes. It's been a project that's been under
30 litigation for a number of years -- BLM litigation. And we've
31 been dealing with that.

32 We're also -- we -- the -- we -- by the courts, we were
33 required to go out with another NE- -- environmental document.
34 That's under -- that's out right now for public review and
35 comment. So we're hopeful that one gets completed and wrapped
36 up here within the next couple of months.

37 Also in Eureka County, again, that's supporting the mining
38 industries, the Gibellini Project. We're underway on that.
39 It's a vanadium mine east of Eureka. The Gold Bar Project in
40 the old Roberts Mountain is also Eureka County. But there's --

1 there's going to be some -- probably some likely influence on --
2 on Lander County as -- as well. That's underway.

3 And as far as I can tell, it's been a very successful
4 project.

5 The Fire Creek Project is in Lander County. They've been
6 under operation for a number of years. We've been talking with
7 them as far as expansion goes, which would add mine life to it,
8 not necessarily additional employment opportunities.

9 Part of the -- also part of the -- in -- in your handout
10 here, we -- there -- we bring up some of the efforts we've been
11 making on -- on our permitting process.

12 And the Trump administration has put some requirements on
13 us to take a hard look at streamlining our NEPA process. It --
14 it is a -- a very cumbersome and long process to get through.
15 But we have taken a -- a hard look at trying to streamlining
16 that as much as we can.

17 It's been -- we've had some success on cutting timeframes
18 down.

19 We've got a lot of projects so the more efficient we can
20 be, the better. It's been looked at quite a bit at -- at -- our
21 process has been looked at -- at the Washington level. We even
22 had a deputy secretary of interior come out and visit with us,
23 David Bernhardt. He's also now the -- been nominated to be the
24 next Sec- -- next secretary of Interior. He was very interested
25 in what -- how we were doing business out here. And he came out
26 and met with several months ago to learn how we're doing it. He
27 was very impressed with it. So --

28 But what that means to the county is that when he have
29 these new projects under a -- under a -- the process that we've
30 been working under is that we'll be in- -- involving the county
31 much sooner in these projects. So there will be some outreach
32 by us. And we'll -- we'll solicit involvement by the county
33 and -- and what -- the extent possible, we'll leave that up to
34 the -- to Keith or the commissioners on -- on how you'd like to
35 be involved in these future projects.

36 But it -- the -- there'll be a continual invite to a -- a
37 number of our -- any of the projects that we have going on in
38 Lander County.

39 Also, moving to the renewable side, we've been working very
40 hard with the permittees and all the stakeholders in the Argenta

1 Allotment in the Battle Mountain Complex. We're at the end
2 stages of those -- revaluation of those grazing allotments.
3 We're hopeful that those will be decided here in the next couple
4 months and moving forward onto other priority grazing
5 allotments.

6 The other ones in Lander County are toward the Upper Reese
7 river as far as priority goes and -- and reevaluation of the
8 allotments.

9 Also we've got a part of an allotment between Austin and
10 Eureka. Part of its in Lander County, the Willow Ranch
11 Allotment.

12 We'll be -- we're doing a national pilot project on that
13 allotment as far as evaluating it and trying to implement some
14 flexibility with the permittee. So that's an ongoing project.
15 And we'll continue to keep the county updated with that.

16 We all know our wild horse and burro program has been --
17 well, we've been dealing with a lot of overpopulation of horses.
18 We've -- throughout our district, we've got about 3,000 AML,
19 which means all the horses in our district, the environment
20 could hold about 3,000. We're well -- well over that. We're
21 right around 9- to 10,000 horses. So we're very limited on
22 managing those.

23 The -- the Washington office directs our priorities on
24 that.

25 The highest priority in our district are -- is the Fish
26 Creek Horse Management Area, which is right around Eureka.
27 Hopefully we'll be doing a gather around there in the fall or
28 wintertime.

29 The -- our recreation program. As you know, we've been
30 working on the Mill Creek Campground since it was burned. We've
31 had a tremendous success on -- so far on rebuilding. There's a
32 lot of rebuilding to do. That's what we're under right now.
33 We're -- we're rebuilding what was there. We spent some time
34 last fall or early fall to plant trees. And we've had a good
35 success with the trees that we've been planting.

36 We're still ongoing as far as the infrastructure goes,
37 rebuilding that.

38 Also part of that was an expansion. And we'd like to
39 expand that campground upstream about another 80 acres or so,
40 which -- or another 40 a- -- another 80 acres, which would

1 essentially double the size of the campground. We're still
2 working on that. We've got our own permitting process we've got
3 to follow. But that'll -- that's still ongoing.

4 However the -- the golf course has been a higher priority
5 for us. We're -- we've been working on that. There's been a
6 lot of work done on that, trying to offer the -- trying to work
7 with the land transfer into the county's ha- -- ownership on
8 that.

9 So I'll keep you updated as much as we can on that. But we
10 have done a lot of internal work on that, getting --

11 COMMISSIONER CLARK: That's big --

12 JON SHERVE: -- going to the --

13 COMMISSIONER CLARK: -- for the --

14 JON SHERVE: -- next --

15 COMMISSIONER CLARK: -- county.

16 We can do a lot more with the golf course if we get that
17 done.

18 JON SHERVE: Absolutely. I agree. We recognize that. And
19 I think there's value for both the BLM and the county to see
20 that through.

21 We also presented -- I think the last time I was here,
22 we -- we brought up a -- an idea on the gravel pits that are out
23 here off the Old 8A.

24 We -- we -- BLM hasn't done anything on that, but I'm just
25 letting everybody know that we are still -- we still have some
26 interest in that.

27 If -- if there's any movement from the county to -- to
28 develop that into a more of a recreation site, we've got a lot.
29 There's a BLM section very close so it's something that we could
30 incorporate into the overall concept of that, provide some
31 federal funds, some federal in-kind contributions if there's any
32 thoughts from the county moving forward. So --

33 And then also we do provide some -- a number of community
34 outreach opportunities throughout the year. We've -- we're
35 planning the sixth grade environmental day, it'll -- which will
36 be sometime in May. And then the annual public lands day, which
37 last year we did the Mill Creek tree planting. So that --
38 that'll also be coming up in September timeframe.

39 So that -- that's a quick overview of our ongoing projects
40 and some future projects. And if there's anything that -- of

1 interest to everybo- -- anybody, I can answer questions. Or --
2 COMMISSIONER ANCHO: I have a question.
3 JON SHERVE: Okay.
4 COMMISSIONER ANCHO: On the -- I had seen -- actually I had
5 read it in the paper about the herpes breakout for the horses,
6 the wild horses. Are -- are we having any of that?
7 JON SHERVE: I'm --
8 COMMISSIONER ANCHO: And our --
9 JON SHERVE: -- what outbreak?
10 COMMISSIONER ANCHO: There -- there's a herpes breakout in
11 a bunch of horses over, I think, in the Reno -- in that area.
12 So I was just wondering is that anything that is prevalent
13 in the population within Lander County?
14 JON SHERVE: I'm not aware of any of that --
15 COMMISSIONER ANCHO: Okay.
16 JON SHERVE: -- within our district.
17 COMMISSIONER SPARKS: Okay.
18 JON SHERVE: A lot of those around Reno are not even part
19 of the federal -- those -- those horses don't -- aren't part of
20 the federal wild horse and burro --
21 COMMISSIONER ANCHO: What are --
22 JON SHERVE: -- ownership.
23 COMMISSIONER ANCHO: -- what are the planning if they're
24 wild?
25 JON SHERVE: They're under this -- well, they're -- the
26 state would have some jurisdiction over that --
27 COMMISSIONER BAKKER: Okay.
28 SHERIFF RON UNGER: -- but not the Forest Service or --
29 COMMISSIONER ANCHO: Okay.
30 JON SHERVE: -- BLM.
31 COMMISSIONER ANCHO: Very good. Thanks.
32 CHAIRMAN WAITS: Any other questions?
33 I'll open it up for public comment if you have any questions
34 for Jon or any comments.
35 (No comment.)
36 CHAIRMAN WAITS: Okay. Thank you so much --
37 COMMISSIONER SPARKS: Thanks, --
38 CHAIRMAN WAITS: -- for taking --
39 COMMISSIONER SPARKS: -- Jon.
40 CHAIRMAN WAITS: -- the --

1 COMMISSIONER ANCHO: Thank you --
2 CHAIRMAN WAITS: -- time --
3 COMMISSIONER ANCHO: -- very much.
4 CHAIRMAN WAITS: -- before us --
5 COMMISSIONER ALLAN: Thank you, --
6 CHAIRMAN WAITS: -- and updating --
7 COMMISSIONER ALLAN: -- Jon.
8 CHAIRMAN WAITS: -- us. We appreciate it.

9
10
11 **ASSESSOR**

12
13 **5) Discussion and possible action to approve/disapprove a**
14 **contract between Pictometry International Corp ("Pictometry")**
15 **and Lander County, and all other matters properly related**
16 **thereto.**

17
18 CHAIRMAN WAITS: We are now under Assessor's Number 5.
19 Discussion and possible action to approve or disapprove a
20 contract between Pictometry International Corporation,
21 Pictometry, and Lander County, and all other matters properly
22 related thereto.

23 Good morning, Lura.

24 LURA DUVALL: Good morning. How are you?

25 This contract is for a flyover that we want to do this
26 spring. Actually, they're getting really close to gearing up for
27 that.

28 By signing on all the surrounding counties, we did get a
29 discount because they're going to do all of them at the same
30 time. They're going to do Humboldt, Elko, Eureka, Lander,
31 Pershing, and I think White Pine, but I'm not sure. So there's
32 a little bit of a break there.

33 And there's a grid in there that shows the area that we're
34 going to be flying this year.

35 This isn't going to be in direct conjunction with our new
36 system so we needed to get some stuff up to date that we haven't
37 flown in a lot of years, about, I think, since 2013. So it's
38 been six years.

39 CHAIRMAN WAITS: And I did see on the agenda request form
40 that the DA has reviewed this.

1 LURA DUVALL: Uh-huh.
2 DISTRICT ATTORNEY HERRERA: Yes, ma'am. I have.
3 CHAIRMAN WAITS: Okay. So we don't have any problems
4 legally --
5 DISTRICT ATTORNEY HERRERA: I didn't see --
6 CHAIRMAN WAITS: -- with it --
7 DISTRICT ATTORNEY HERRERA: -- any --
8 CHAIRMAN WAITS: -- at all.
9 DISTRICT ATTORNEY HERRERA: -- problems. And I -- I've
10 discussed that with Lura.
11 CHAIRMAN WAITS: Okay. And, of course, Lura has the money
12 in her budget.
13 LURA DUVALL: Uh-huh.
14 DISTRICT ATTORNEY HERRERA: Yep.
15 COMMISSIONER ALLAN: I'll make a motion that we approve the
16 contract between Pictometry International Corp and Lander
17 County.
18 COMMISSIONER ANCHO: I'll second.
19 CHAIRMAN WAITS: Thank you.
20 Judie made the motion. It was seconded by Kathy.
21 Any other discussion?
22 LURA DUVALL: And authorize the chair to sign.
23 COMMISSIONER ALLAN: And authorize the chair to sign.
24 LURA DUVALL: Thank you.
25 CHAIRMAN WAITS: Thank you.
26 Any public comment?
27 (No comment.)
28 CHAIRMAN WAITS: All those in favor?
29 COMMISSIONER SPARKS: Aye.
30 COMMISSIONER ALLAN: Aye.
31 COMMISSIONER ANCHO: Aye.
32 COMMISSIONER CLARK: Aye.
33 CHAIRMAN WAITS: Aye.
34 LURA DUVALL: And does someone have an original for them --
35 CHAIRMAN WAITS: Thank you --
36 LURA DUVALL: -- to sign?
37 CHAIRMAN WAITS: -- so much. And that passes.
38 KEITH WESTENGARD: It should be (indiscernible).
39 LURA DUVALL: All right. Got it. Thank you.
40 Thank you.

1 CHAIRMAN WAITS: Thank you, Lura.

2
3
4 **FINANCE**

- 5
6 7) **Discussion and possible action to approve/disapprove**
7 **Resolution Number 2019-01 directing apportionment of**
8 **marijuana establishment tax received in the month of**
9 **January 2019 to the Lander Economic Development**
10 **authority, Fund 015, and all other matters properly**
11 **related thereto.**
12

13 CHAIRMAN WAITS: Moving on to Finance. Number 7.
14 Discussion and possible action to approve or disapprove
15 Resolution Number 2019-01 directing apportionment of marijuana
16 establishment tax received in the month of January 2019 to the
17 Lander Economic Development Authority Fund 015, and all other
18 matters properly related thereto.

19 This is the -- this is what we did last year with the --
20 KEITH WESTENGARD: Health.

21 CHAIRMAN WAITS: -- the 88,000 -- right? -- that we got
22 from the state? It went into this -- into this fund; right?

23 CINDY BENSON: No, we put it into Fund 3 for the health
24 nurse.

25 Cindy Benson, for the record.

26 CHAIRMAN WAITS: Ah, yes. Thank --

27 COMMISSIONER CLARK: So now --

28 CHAIRMAN WAITS: -- you.

29 COMMISSIONER CLARK: -- we don't need to do that since the
30 state's taking it back.

31 CINDY BENSON: Yeah.

32 COMMISSIONER CLARK: And what is 051?

33 CINDY BENSON: It's 015.

34 COMMISSIONER CLARK: 015?

35 CINDY BENSON: That's LEDA. Lander Economic Development
36 Authority.

37 COMMISSIONER ALLAN: Cindy, this is just a yearly thing?

38 CINDY BENSON: We get it every year. Yeah.

39 COMMISSIONER ALLAN: Okay.

40 CINDY BENSON: And that's about -- for right now, that's

1 what we get every year.
2 COMMISSIONER ALLAN: That's what I thought.
3 CHAIRMAN WAITS: That was the amount that it was districted
4 to the counties that did not have the marijuana shops, if you
5 remember.
6 COMMISSIONER ALLAN: No, I -- yeah. I -- I just couldn't
7 remember if --
8 CHAIRMAN WAITS: Yeah.
9 COMMISSIONER ALLAN: -- if it was just a yearly, quarterly,
10 or what. But --
11 CINDY BENSON: Yearly.
12 CHAIRMAN WAITS: No, it's annually. But it --
13 COMMISSIONER ALLAN: Annually.
14 CHAIRMAN WAITS: -- the amounts, of course, may change and
15 such depending.
16 COMMISSIONER CLARK: If we took this -- if we took this
17 \$88,000 and put it with the hundred thousand that we have for
18 grants, we'd have our grants covered without using General Fund.
19 That's my thought on it.
20 CHAIRMAN WAITS: Totally up to the board.
21 COMMISSIONER CLARK: Yeah.
22 CHAIRMAN WAITS: You can anything you want to with it.
23 COMMISSIONER ALLAN: Do you --
24 COMMISSIONER CLARK: Yeah.
25 COMMISSIONER ALLAN: -- have any idea what LEDA would do
26 with it?
27 CINDY BENSON: Well, right now their ending fund balance is
28 only at 20- -- a little over \$26,000. And so every year, they
29 get really, really, really close -- a lot closer to not having a
30 fund balance. So --
31 COMMISSIONER CLARK: Uh-huh.
32 COMMISSIONER ALLAN: And I don't remember if LEDA asked for
33 any grant.
34 CINDY BENSON: Yeah, they did.
35 COMMISSIONER ALLAN: Okay. So this could actually --
36 CHAIRMAN WAITS: We reduced it quite a bit.
37 COMMISSIONER ALLAN: Okay.
38 CHAIRMAN WAITS: Yes.
39 COMMISSIONER ALLAN: Well, I --
40 COMMISSIONER ANCHO: What do --

1 COMMISSIONER ALLAN: -- know we --
2 COMMISSIONER ANCHO: -- what do we -- what do --
3 COMMISSIONER ALLAN: -- reduced it.
4 COMMISSIONER ANCHO: Oh, excuse me. I'm sorry. What
5 amount did they ask for the grant?
6 CINDY BENSON: I believe they asked for 20,000. And you
7 guys granted them 4,000.
8 COMMISSIONER ANCHO: So instead of giving them the entire
9 amount, why don't we use that, then give them 20,000 of it, and
10 hold the other aside for something that we might need in the
11 future?
12 CINDY BENSON: We could do that.
13 CHAIRMAN WAITS: You certainly can divide it --
14 COMMISSIONER ANCHO: So --
15 CHAIRMAN WAITS: -- with what you want to do. But you --
16 COMMISSIONER ANCHO: I would like to --
17 CHAIRMAN WAITS: -- we need to --
18 COMMISSIONER ANCHO: -- to do that.
19 CHAIRMAN WAITS: -- put -- put it in -- in some kind of a
20 fund. That's all. Before you want to go with.
21 COMMISSIONER ALLAN: So basically we'd have to come back
22 with a new resolution.
23 So I'll make a motion that we bring this back with a
24 resolution directing \$20,000 to the Lander Economic Development
25 Authority with the remaining \$68,235.29 to go into the General
26 Fund for future decisions.
27 COMMISSIONER ANCHO: I'll second.
28 CHAIRMAN WAITS: Okay. It's been moved that we do the
29 resolution with 20,000 to the Lander County Development
30 Authority and the balance to General Fund.
31 Moved by Judie. Seconded by Kathy.
32 Any other discussion?
33 COMMISSIONER CLARK: Yeah. I'm fine with the motion.
34 What was it that we found when we went through the budget
35 where you thought that we could fund these different agencies
36 through our budget? Was it the last page? Something about
37 community support or something?
38 CHAIRMAN WAITS: Community support. But we can't really do
39 it after --
40 COMMISSIONER CLARK: Okay.

1 CHAIRMAN WAITS: -- that. So we're --
2 COMMISSIONER CLARK: Okay.
3 CHAIRMAN WAITS: -- looking at another area --
4 COMMISSIONER CLARK: Okay.
5 CHAIRMAN WAITS: -- instead.
6 COMMISSIONER CLARK: I just wanted to --
7 CHAIRMAN WAITS: But we have the funds in community
8 support.
9 COMMISSIONER CLARK: Okay.
10 CHAIRMAN WAITS: Right.
11 Any public comment?
12 (No comment.)
13 CHAIRMAN WAITS: All in favor?
14 COMMISSIONER ALLAN: Aye.
15 COMMISSIONER ANCHO: Aye.
16 COMMISSIONER SPARKS: Aye.
17 CHAIRMAN WAITS: Aye.
18 COMMISSIONER CLARK: Aye.
19 CHAIRMAN WAITS: Okay. And that passes. Thank you.
20
21

22 COMMISSIONERS

23
24 8) Discussion and possible action regarding current grant cap
25 limits and to create new grant cap limits, and all other
26 matters properly related thereto.
27

28 CHAIRMAN WAITS: Under Commissioners, Number 8.
29 Discussion and possible action regarding current grant cap
30 limits and to create new grant cap limits, and all other
31 properties -- all other matters properly related thereto.

32 KEITH WESTENGARD: So during the budget workshop, this was
33 discussed that you -- the board would like to revisit the
34 grant -- grant cap that was put on last year at a hundred
35 thousand dollars. So that's why it's on here for your
36 discussion and whichever way you'd like to go with that.

37 COMMISSIONER ALLAN: Cindy?

38 CINDY BENSON: Yes.

39 COMMISSIONER ALLAN: As I recall, we actually did manage to
40 just stay right almost -- we were a little bit over the

1 hundred thousand cap but just barely.

2 So we've managed to -- during the previous budget session,
3 some of those grants were put into different accounts, were
4 taken out of different accounts, is we didn't really go over the
5 cap considerably, did we? Do you recall?

6 CINDY BENSON: Cindy Benson, for the record.

7 Even though they're moved to different line items, there's
8 still a grant.

9 COMMISSIONER ALLAN: Okay. So --

10 CINDY BENSON: So yeah. We did go way -- but I think it's
11 somewhere around 190,000.

12 COMMISSIONER ALLAN: Okay.

13 COMMISSIONER ANCHO: I've been reviewing -- just going
14 through grant -- the grants, reviewing them, and I think that we
15 need to keep a cap on it and start paying better attention to
16 organizations that keep coming back for us to fund their
17 organization.

18 I think that it's -- there's not a problem for us to get
19 them and help them on their feet. But when we're giving them
20 large amounts to keep going that -- I don't think that that's --
21 I mean, I think that they need to come together as their own
22 organization and -- and have the feet underneath them to keep
23 going instead of us funding -- continually funding their
24 programs. Because then if there's problems and they fail, then
25 we're -- we all lose.

26 And so I just think that I would like to see them try to
27 get their own bearings and their own feet. I don't mind
28 helping, but to continually every year giving them large amounts
29 of money, I think becomes ludicrous after a while. So I think
30 that better tracking, watching what's going on. Just because we
31 have a -- a lot of money, I'd like us to keep a lot of money.
32 And I don't mind helping. I do not at all. But at a point,
33 they have to be sustain -- be able to sustain their
34 own --

35 CINDY BENSON: I would like to --

36 COMMISSIONER ANCHO: -- their own business.

37 CINDY BENSON: -- see an individual -- put a cap on every
38 individual that each one could not go past a certain amount.

39 COMMISSIONER ANCHO: And -- which is also a good idea.

40 So --

1 COMMISSIONER CLARK: Well, the only thing about a big fat
2 ending fund balance is it's a big target. We keep having big
3 ending fund balances, you watch, the state will figure out ways
4 to take unallocated money.

5 That's my big concern about continually cutting the budget.

6 COMMISSIONER SPARKS: Ted, can they do that? So if we --
7 if we have money that we've received, we've invested, it's in
8 investment accounts, can a state work around and take that
9 money?

10 DISTRICT ATTORNEY HERRERA: They could find a way around
11 it, ultimately, if they have -- well --

12 COMMISSIONER ANCHO: So could we do other projects for the
13 community as far as building things -- different things for the
14 entire community, even utilizing --

15 DISTRICT ATTORNEY HERRERA: We can invest it.

16 COMMISSIONER ANCHO: -- that money?

17 DISTRICT ATTORNEY HERRERA: We could -- there was an idea
18 that came -- I don't know what happened to it. Last year we
19 were going to invest a large amount of the money and -- and use
20 the interest only as -- as to give --

21 COMMISSIONER SPARKS: Grants --

22 COMMISSIONER ANCHO: Yes.

23 DISTRICT ATTORNEY HERRERA: To give --

24 COMMISSIONER CLARK: Grants.

25 DISTRICT ATTORNEY HERRERA: -- grants.

26 COMMISSIONER ANCHO: Which I -- my -- I -- was a --

27 DISTRICT ATTORNEY HERRERA: And -- and --

28 COMMISSIONER ANCHO: -- suggestion?

29 DISTRICT ATTORNEY HERRERA: -- we never did that. The
30 commission never did that. But that -- that's an excellent idea
31 because the money is -- is put in an investment fund. And we
32 tap into the -- into the -- into the -- what -- what we make in
33 every year.

34 COMMISSIONER ANCHO: Yeah. And I had -- yeah. I had said
35 off the net proceeds. I thought if we took, like, 3,000 and
36 whatever the interest was off of that, we could --

37 DISTRICT ATTORNEY HERRERA: Right.

38 COMMISSIONER ANCHO: -- use towards --

39 DISTRICT ATTORNEY HERRERA: We were going to put, like,
40 \$5 million in some fund.

1 COMMISSIONER ANCHO: Yeah. And then you always have that
2 money that's --
3 DISTRICT ATTORNEY HERRERA: Right.
4 COMMISSIONER ANCHO: -- not --
5 DISTRICT ATTORNEY HERRERA: And -- and --
6 COMMISSIONER ANCHO: -- the --
7 DISTRICT ATTORNEY HERRERA: -- we --
8 COMMISSIONER ANCHO: -- taxpayer --
9 DISTRICT ATTORNEY HERRERA: So there's things --
10 COMMISSIONER ANCHO: Yes.
11 DISTRICT ATTORNEY HERRERA: -- you can do --
12 COMMISSIONER ANCHO: Yes.
13 DISTRICT ATTORNEY HERRERA: -- like that. Right.
14 CHAIRMAN WAITS: Cindy, can you clarify for me, when we
15 were looking at these grants -- and I remember us going almost
16 200,000. But I thought we had something that was a
17 differential, actually, like we were pretty close to a hundred
18 thousand for the nonprofits and another hundred thousand for
19 some of them that were subdivisions or something like that. I
20 know we were moving things around.
21 So do we want to just increase our -- our cap limits for
22 this year to handle this? Or did we want to differentiate like
23 one hundred thousand here and a hundred thousand there for the
24 grants?
25 I mean, they -- they were in two separate classes for some
26 reason, --
27 COMMISSIONER CLARK: Yeah.
28 CHAIRMAN WAITS: -- I remember.
29 COMMISSIONER CLARK: I like --
30 CHAIRMAN WAITS: Does that ring --
31 COMMISSIONER CLARK: -- your --
32 CHAIRMAN WAITS: -- a bell.
33 COMMISSIONER CLARK: -- idea?
34 CINDY BENSON: Well -- well, we have the Austin Town Fund
35 grants, we have the Battle Mountain Town Fund grants, and we
36 have the Lander County grants.
37 CHAIRMAN WAITS: Okay. So we were thinking of, like they
38 said, the subdivisions basically with the --
39 CINDY BENSON: Uh-huh.
40 CHAIRMAN WAITS: -- government grants and then the other

1 hundred thousand for our -- our nonprofits and -- and different
2 clubs that comes before us and such.

3 COMMISSIONER ANCHO: But --

4 COMMISSIONER CLARK: And see, that's the problem I see.
5 They're nonprofit so they're not going to make any money.

6 They're barely -- you know, they're -- and I'm going to use the
7 Kids Club as an example. That is -- that is so valuable to this
8 community. An emergency, they get called into work. They have
9 babysitting. They have -- they day care. They have the -- the
10 school going on. And I would hate to see them not get the money
11 that they need because they're --

12 CHAIRMAN WAITS: Not self-sustaining.

13 COMMISSIONER CLARK: They're not self-sustaining. And they
14 can't make a profit. So that's my concern.

15 That's -- that's one of my concerns about the --

16 CHAIRMAN WAITS: Okay. For right now we're still looking
17 at something a little under 200,000 on the grants and the fact
18 that we just had the cap on a hundred.

19 So do we want to do two classes? Or just do --

20 COMMISSIONER CLARK: I think the two classes is a good
21 idea. Can we do that, Ted?

22 DISTRICT ATTORNEY HERRERA: Yeah. We -- we can. And --
23 and that's why I suggested at an earlier meeting that -- that
24 once we figure out how many grants you're giving that I develop
25 a resolution for each one so we can track each and every grant
26 in the future --

27 COMMISSIONER CLARK: Well, that sounds good.

28 DISTRICT ATTORNEY HERRERA: -- and put conditions -- your
29 conditions that you want to establish on each and every grant.

30 COMMISSIONER CLARK: We've already put conditions on
31 tracking the money. They --

32 DISTRICT ATTORNEY HERRERA: Well --

33 COMMISSIONER CLARK: -- have to come in.

34 DISTRICT ATTORNEY HERRERA: We would have -- it would be
35 like a contract. It would be by resolution. And they -- they
36 have to sustain those conditions each and every --

37 COMMISSIONER CLARK: Right.

38 DISTRICT ATTORNEY HERRERA: -- year --

39 COMMISSIONER CLARK: Okay.

40 DISTRICT ATTORNEY HERRERA: -- for them to get -- renew a

1 grant the next year.
2 COMMISSIONER CLARK: This is a long way from where we were
3 four years ago.
4 DISTRICT ATTORNEY HERRERA: Yes.
5 COMMISSIONER ANCHO: And what about caps?
6 I mean, like --
7 DISTRICT ATTORNEY HERRERA: You can to that in --
8 COMMISSIONER ANCHO: Like a --
9 DISTRICT ATTORNEY HERRERA: -- a resolution.
10 COMMISSIONER ANCHO: -- cap, you know, a cap that will for
11 each grant -- nobody's going to get more than --
12 DISTRICT ATTORNEY HERRERA: You --
13 COMMISSIONER ANCHO: -- X amount of money. The highest --
14 DISTRICT ATTORNEY HERRERA: Commissioner, --
15 COMMISSIONER ANCHO: -- this amount --
16 DISTRICT ATTORNEY HERRERA: -- you can put any condition
17 you want on that resolution.
18 COMMISSIONER ANCHO: Okay.
19 DISTRICT ATTORNEY HERRERA: Any.
20 COMMISSIONER CLARK: Okay. I'll -- I'll take a shot at
21 making a motion.
22 I make a motion that we have two levels. We have the
23 subsidiaries and we have the -- the grants for the nonprofit
24 folks that -- the issues that the -- the businesses, the
25 nonprofit businesses that go on. And I would like to set those
26 limits at a hundred thousand dollars for each level. I think
27 that that will -- I think that'll cover it.
28 CHAIRMAN WAITS: Ted, do you -- do you need the motion to
29 include you to direct --
30 DISTRICT ATTORNEY HERRERA: I -- I would like -- I would
31 like you to request resolutions for each and every grant --
32 CHAIRMAN WAITS: Okay. If you'd --
33 DISTRICT ATTORNEY HERRERA: -- that's in --
34 COMMISSIONER CLARK: Okay.
35 CHAIRMAN WAITS: -- request --
36 DISTRICT ATTORNEY HERRERA: -- here.
37 CHAIRMAN WAITS: -- the DA --
38 COMMISSIONER CLARK: And request the DA for a resolution.
39 And -- and, see, my concern is if the money's on a line
40 item, we know where it's at. If it's in the ending fund

1 balance, like I said, it's a target, especially with the climate
2 we have at the state level today.

3 COMMISSIONER SPARKS: So we're talking a total amount of
4 what, Art?

5 COMMISSIONER CLARK: It would be --

6 CHAIRMAN WAITS: Two hundred.

7 COMMISSIONER CLARK: -- 200,000.

8 COMMISSIONER SPARKS: It would be 200,000 total?

9 COMMISSIONER CLARK: A hundred for the subsi- -- the
10 subsidies -- or the sub- --

11 CHAIRMAN WAITS: Subsidiaries.

12 COMMISSIONER CLARK: -- subsidiaries. And then a hundred
13 thousand for the nonprofit. I think that's pretty generous.

14 COMMISSIONER ANCHO: Oh, yeah.

15 COMMISSIONER CLARK: And then if there's --

16 DISTRICT ATTORNEY HERRERA: Now, --

17 COMMISSIONER CLARK: Well --

18 DISTRICT ATTORNEY HERRERA: -- then, on -- on the
19 501(c)(3), legally you're able to give as much money as you
20 want. Property. Buildings. It's the other nonprofits that are
21 problematic for us.

22 CHAIRMAN WAITS: Any second?

23 COMMISSIONER SPARKS: I'll second that motion.
24 I'd like to see in the future, if these grants come forth,
25 have a designation whether they are a 503.

26 DISTRICT ATTORNEY HERRERA: It -- it's --

27 COMMISSIONER SPARKS: You know what I'm --

28 COMMISSIONER CLARK: We --

29 COMMISSIONER SPARKS: -- saying?

30 DISTRICT ATTORNEY HERRERA: -- very --

31 COMMISSIONER CLARK: -- do.

32 DISTRICT ATTORNEY HERRERA: -- important.

33 COMMISSIONER SPARKS: Yeah.

34 DISTRICT ATTORNEY HERRERA: It's very --

35 COMMISSIONER SPARKS: Yeah.

36 DISTRICT ATTORNEY HERRERA: -- important --

37 COMMISSIONER SPARKS: Exactly.

38 DISTRICT ATTORNEY HERRERA: -- because --

39 COMMISSIONER CLARK: Let's --

40 DISTRICT ATTORNEY HERRERA: -- the statute's clear that a

1 501(c)(3), there's no ca- -- you can do whatever you want.

2 COMMISSIONER CLARK: Now we've run into problems where the
3 paperwork wasn't done but we knew that it was coming and we o-
4 -- we -- we approved money on -- based on that.

5 COMMISSIONER ANCHO: And also within the resolution that
6 when they do turn in their applications that if there's payroll
7 of any type that all payroll tax -- current reports of payroll
8 taxes for, like, the six months are turned in with them.

9 Because they can say, yes, we're current, but there may be
10 a problem and we wouldn't know it. So I --

11 DISTRICT ATTORNEY HERRERA: Right.

12 They need --

13 COMMISSIONER ANCHO: -- would request --

14 DISTRICT ATTORNEY HERRERA: -- to be compliant with all the
15 state and federal --

16 COMMISSIONER ANCHO: Yes.

17 COMMISSIONER SPARKS: Yeah.

18 COMMISSIONER ANCHO: Yes.

19 COMMISSIONER CLARK: Oh, yeah.

20 DISTRICT ATTORNEY HERRERA: -- laws and regulations.

21 COMMISSIONER SPARKS: I thought that was one of the
22 conditions already that they --

23 DISTRICT ATTORNEY HERRERA: It -- it --

24 CHAIRMAN WAITS: It is.

25 DISTRICT ATTORNEY HERRERA: -- needs to be.

26 COMMISSIONER ANCHO: It is --

27 COMMISSIONER SPARKS: Okay.

28 DISTRICT ATTORNEY HERRERA: It's very --

29 COMMISSIONER ANCHO: And --

30 DISTRICT ATTORNEY HERRERA: -- important.

31 COMMISSIONER ANCHO: -- they say it is. They say they are,
32 but there's nowhere to say --

33 DISTRICT ATTORNEY HERRERA: Right.

34 COMMISSIONER ANCHO: -- that they --

35 COMMISSIONER SPARKS: Right.

36 COMMISSIONER ANCHO: -- are. So --

37 CHAIRMAN WAITS: Who's -- who's actually confirming it, is
38 what we're saying.

39 COMMISSIONER ANCHO: Uh-huh.

40 CHAIRMAN WAITS: Well, when they say they have insurance,

1 they have to turn that in. So I guess they'd have to turn in
2 something to prove they were compliant too.
3 DISTRICT ATTORNEY HERRERA: We've ne- -- we've never made
4 them --
5 CINDY BENSON: Yeah.
6 CHAIRMAN WAITS: Okay.
7 DISTRICT ATTORNEY HERRERA: -- comply --
8 CHAIRMAN WAITS: But we can.
9 DISTRICT ATTORNEY HERRERA: -- with -- with our exact
10 standards for the last year or so.
11 CHAIRMAN WAITS: Right.
12 DISTRICT ATTORNEY HERRERA: So this is a good beginning and
13 good start on what you want to accomplish by resolution.
14 CHAIRMAN WAITS: Okay.
15 We have a motion on the floor for the two classes up to a
16 hundred thousand each.
17 Been moved by Art. Seconded by Bryan.
18 Any public comment?
19 (No comment.)
20 CHAIRMAN WAITS: All those in favor?
21 COMMISSIONER SPARKS: Aye.
22 COMMISSIONER ANCHO: Aye.
23 COMMISSIONER CLARK: Aye.
24 CHAIRMAN WAITS: Aye.
25 COMMISSIONER ALLAN: Aye.
26 CHAIRMAN WAITS: Any opposed?
27 (No comment.)
28 CHAIRMAN WAITS: Thank you. And that passes. Number 9.
29 Is -- is Holly here?
30 KEITH WESTENGARD: I do not see her. She was -- had the --
31 CHAIRMAN WAITS: Holly --
32 KEITH WESTENGARD: -- flu --
33 CHAIRMAN WAITS: -- Gatzke --
34 KEITH WESTENGARD: -- yesterday.
35 CHAIRMAN WAITS: -- was supposed to be here, but I
36 understood she was ill. So --
37 KEITH WESTENGARD: Yep.
38 COMMISSIONER CLARK: Yeah. Table it.
39 CHAIRMAN WAITS: -- we'll table that one and move to Number
40 10.

1 **10) Discussion and possible action regarding negotiations between**
2 **Lander County and Nevada Division of Health as to which**
3 **services will be provided by Nevada Division of Health in the**
4 **addendum to the contract between the parties, and all other**
5 **matters properly related thereto.**
6

7 CHAIRMAN WAITS: Discussion and possible action regarding
8 negotiations between Lander County and Nevada Division of Health
9 as to which services will be provided by Nevada Division of
10 Health in the addendum to the contract between the parties, and
11 all other matters properly related thereto.

12 COMMISSIONER ANCHO: Can I open that up now?

13 Okay. I -- in regards to this, I -- I don't know how to do
14 this so bear with me. Okay?

15 I just started doing some research to find out the
16 sustainability of having the state be our health nurse and if we
17 were going to actually have a human body in our office.

18 And at this point in time, we will have one, two, three,
19 four, five. There's six offices within the state right now that
20 have -- are vacant and have been vacant for a while.

21 And a few of them they have no idea -- they're -- they're
22 not getting applications for their office to fill. So the
23 chances of us getting one is going to be slim as well.

24 So am I allowed to make a suggestion? Or --

25 KEITH WESTENGARD: I believe that's okay. Yeah. Ted.

26 JEANNE FALZONE: Yeah.

27 COMMISSIONER ANCHO: My suggestion is that -- so we are
28 sustainable to have a health nurse here that we reevaluate it to
29 have our own health nurse to make sure that we have what we need
30 for our community because --

31 And Friday was the last day. I called to check to make
32 sure of the updates on these different offices. And, for
33 example, Fallon hasn't had a health nurse for four
34 months. And they don't know when they're going to get one.

35 And I just don't like to take the chance with our community
36 of not having that service here and having to depend on the
37 state to -- if they can't have applications to try to get us a
38 nurse, if they're not able to fill positions anywhere else. So
39 --

40 COMMISSIONER SPARKS: Well, that's --

1 Yeah. I agree, Kathy. I think it's just -- stating it
2 again like I did the first go-around is, like, I just think we
3 need to control it as our own. And then we control our own
4 destiny rather than going into business with the state and
5 having that exact problem.

6 I just -- I think it's a disservice to our -- our
7 community.

8 COMMISSIONER CLARK: Did we have any applications?

9 KEITH WESTENGARD: Yes, we do.

10 COMMISSIONER CLARK: So we --

11 KEITH WESTENGARD: We have --

12 COMMISSIONER CLARK: -- have people in town that could do
13 the job? We don't have to -- we don't have to worry about a
14 floating nurse?

15 KEITH WESTENGARD: Right.

16 COMMISSIONER CLARK: Right.

17 CHAIRMAN WAITS: When our representative was here from the
18 state, I think it was very misleading that she --

19 DISTRICT ATTORNEY HERRERA: They can cover --

20 CHAIRMAN WAITS: You couldn't guarantee, but she certainly
21 was very strong in -- in her -- her information to us that, "Oh,
22 yes. We would have one."

23 So now that we have found out differently, it's back on the
24 agenda to see if we would like to change anything.

25 COMMISSIONER ALLAN: So I was just going to say that,
26 Patsy. You know, she -- she definitely mislead us and
27 guaranteed that, yes, we will have one.

28 And if that's not the case, I'm with Kathy that we -- we
29 bring this back and reevaluate it.

30 DISTRICT ATTORNEY HERRERA: You can't discuss it.

31 COMMISSIONER SPARKS: But can we make a move from --

32 COMMISSIONER ANCHO: I don't --

33 COMMISSIONER SPARKS: -- here?

34 COMMISSIONER CLARK: If -- if --

35 COMMISSIONER ANCHO: -- know.

36 COMMISSIONER ALLAN: Well, we just --

37 KEITH WESTENGARD: So --

38 COMMISSIONER ANCHO: No. I think what we do is -- is we
39 just don't take any action on this. And then we'll do another
40 agenda item for a future --

1 COMMISSIONER CLARK: Am I hearing that --
2 DISTRICT ATTORNEY HERRERA: You're absolutely --
3 COMMISSIONER CLARK: -- we were --
4 DISTRICT ATTORNEY HERRERA: -- correct.
5 COMMISSIONER CLARK: -- lied to by the state?
6 COMMISSIONER SPARKS: No.
7 COMMISSIONER ALLAN: Mislead.
8 COMMISSIONER ANCHO: Emb- -- embellished.
9 COMMISSIONER SPARKS: That's what I was telling you, Art.
10 You know, it's like complexities. That's like -- that's the
11 state for you. That's the State of Nevada. That's what I'm
12 saying is --
13 COMMISSIONER CLARK: Well, when Abbie was under the state,
14 we didn't have any problems.
15 COMMISSIONER ANCHO: But when they br- -- well, then -- but
16 that -- and that's true. But when she leaves and they try to
17 refill, that's where the problem lies.
18 COMMISSIONER CLARK: I don't --
19 ABBY BURKHART: Abby Burkhardt.
20 COMMISSIONER CLARK: -- think we're going to --
21 ABBY BURKHART: -- for the --
22 COMMISSIONER CLARK: -- have --
23 ABBY BURKHART: -- record.
24 CHAIRMAN WAITS: Just a minute.
25 COMMISSIONER CLARK: -- a problem --
26 CHAIRMAN WAITS: Hold --
27 COMMISSIONER CLARK: -- refilling.
28 CHAIRMAN WAITS: Okay. Do we have any more discussion
29 before I open it up for public comment?
30 COMMISSIONER ANCHO: I don't.
31 CHAIRMAN WAITS: Okay. Public comment will open.
32 ABBY BURKHART: Abby Burkhardt, for the record.
33 What was your question about when I was at the state?
34 COMMISSIONER CLARK: You were here.
35 ABBY BURKHART: J- -- yes, I was.
36 COMMISSIONER CLARK: Okay.
37 CHAIRMAN WAITS: Did we have any problem?
38 ABBY BURKHART: But I -- Keith can back me up on this.
39 When I first started at the state, my first six to eight
40 months, I was in town two days a week because Winnemucca didn't

1 have a nurse. And so I was going to Winnemucca.
2 And then Winnemucca also covers Lovelock because they don't
3 have a full-time health nurse. And so I was also traveling to
4 Lovelock.
5 And actually one day Keith showed up to talk to myself and
6 Jane Ripley -- or Jane Bianci -- oh, sorry -- asking where I had
7 been because the community wanted to know where the nurse was.
8 Because it was announced that I was in my office, but I
9 wasn't in my office. And nobody had communicated that with the
10 county. That was when I very first started.
11 One more thing that I would just like to bring up,
12 yesterday I was reading some things that there is a measles
13 outbreak in Tahoe. Lots of people might think that that doesn't
14 affect us. But if you travel there -- anybody that travels
15 there, they bring it home. We have people that don't vaccinate.
16 Adults are now recommended to have boosters for MMR. And
17 so if they haven't had that, they can be exposed. They bring it
18 back to our community. We don't have a health nurse. You're
19 waiting for the state to allocate somebody to come out here to
20 set up your POD for vaccinations, to set up any medications or
21 anything in the instance of an outbreak.
22 So those are just some logistical things about having it at
23 the state that you might want to consider.
24 It -- when the county took over, I was deputized as a 317
25 provider, which means I still get federal funding from the CDC.
26 They send out those vaccinations in an outbreak. They send out
27 our flu vaccinations in -- for the flu POD every year, even
28 though we're county and not state any -- any longer.
29 So there's no breakdown. And I don't -- I don't have to
30 wait. I just call the immunization program and say, hey, you
31 know, this is what's going on, and I --
32 COMMISSIONER CLARK: And the --
33 ABBY BURKHART: -- work with the --
34 COMMISSIONER CLARK: -- hospital --
35 ABBY BURKHART: -- epidemiology.
36 COMMISSIONER CLARK: -- can't do that?
37 Don't we have an emergency doctor?
38 ABBY BURKHART: What I'm saying is I -- I don't know
39 about -- I don't know about the hospital. But what I'm saying
40 is those vaccinations just come to me at no cost. That's a

1 federal thing that comes.

2 CHAIRMAN WAITS: In an outbreak. Yes.

3 ABBY BURKHART: Yeah. In an outbreak situation. And every
4 year we get flu POD vaccination for free the same way.

5 So we're not relying on, you know, the hospital allocating
6 funds or the county allocating funds, waiting for that.

7 COMMISSIONER ANCHO: And the underprivileged that are
8 Medicaid/Medicare that may not be -- feel comfortable or think
9 that they have the money to go to the hospital. Even though
10 they can under Medicare/Medicaid, they may, you know, there are
11 some people who just don't, you know, that use the health nurse
12 office for those kind of things.

13 COMMISSIONER CLARK: Who is the -- the doctor that's in
14 charge of emergencies? Because surely we have a doctor
15 assigned.

16 ABBY BURKHART: I don't know that.

17 I was the -- I was the county public health officer.

18 CHAIRMAN WAITS: We have one that's contracted with the
19 sheriff's department, but --

20 COMMISSIONER CLARK: In case of an emergency, we don't have
21 a doctor assigned?

22 I thought that in the back of our book with all the boards
23 and so on that we have a doctor assigned to --

24 COMMISSIONER ALLAN: Well, I think --

25 COMMISSIONER SPARKS: We -- yeah. We used to. I -- it
26 used to be Dr. Peters. I don't know if --

27 COMMISSIONER ALLAN: Yeah. I think --

28 COMMISSIONER SPARKS: -- he currently is, --

29 COMMISSIONER ALLAN: -- this is --

30 COMMISSIONER SPARKS: -- though.

31 COMMISSIONER ALLAN: -- something, like before is -- is
32 this agenda item itself, through the discussion, is I don't
33 think we want to take any action on it, but then bring this back
34 to discuss --

35 DISTRICT ATTORNEY HERRERA: Ju- -- Judie, --

36 COMMISSIONER ALLAN: -- continuing what the --

37 COMMISSIONER SPARKS: Is it --

38 DISTRICT ATTORNEY HERRERA: Correct. You -- you guys are
39 getting into the -- the weeds now of a -- of a discussion. And
40 we can't really discuss the county health nurse.

1 CHAIRMAN WAITS: No. We -- we truly --
2 COMMISSIONER ANCHO: So --
3 CHAIRMAN WAITS: -- can't. But we don't have to take any
4 action at all on it. We can just direct them to do it on the
5 agenda --
6 DISTRICT ATTORNEY HERRERA: Yes.
7 COMMISSIONER ANCHO: Okay.
8 COMMISSIONER ALLAN: Right.
9 CHAIRMAN WAITS: -- for what --
10 COMMISSIONER ALLAN: Exactly.
11 CHAIRMAN WAITS: -- we want.
12 Okay. Any other public comment on Item Number --
13 ABBY BURKHART: Thank you.
14 CHAIRMAN WAITS: -- 10? Yes. Mr. Bleak.
15 JASON BLEAK: Jason Bleak, for the record from the
16 hospital.
17 I sent you all a -- an email yesterday afternoon. And I
18 hope I explained myself in a -- in a -- in a positive way.
19 I support movement for a strong and robust community health
20 program. It's needed to be able to provide care and services to
21 Medicaid, underserved, or underprivileged people. It is
22 critical. They need to have that opportunity.
23 I just want to make sure that I open myself for any
24 question or comment from you guys as to what my -- my stance is.
25 I don't want to create a competitive environment between
26 the community health program and our -- our county hospital
27 district.
28 And what I mean by that is that if we see patients and
29 provide services to patients that have full means to pay, they
30 have all opportu- -- they've been covered by insurance, they've
31 got everything going for them, that we're -- we're referring
32 them to another source of health care rather than putting them
33 through the community nursing or health program, if that makes
34 sense.
35 COMMISSIONER SPARKS: Have we been doing that? Have we --
36 what you -- that statement you just made? Have we --
37 JASON BLEAK: My --
38 COMMISSIONER SPARKS: -- been doing that --
39 JASON BLEAK: -- understanding --
40 COMMISSIONER SPARKS: -- in the county?

1 JASON BLEAK: -- is that we have.
2 COMMISSIONER SPARKS: Have we?
3 JASON BLEAK: And -- and -- and my -- my, I guess, naivety
4 comes through on this. The hospital has been kind of fronting
5 the -- the expenses for those medications and for those services
6 without knowing how it was utilized.
7 Because, we at the hospital, we provide our -- we provide
8 vaccinations. We provide other medical materials to the county
9 at our cost with zero percent markup.
10 And so -- and we do that because we support you. We really
11 want this to work. We want the county to be strong in that
12 area.
13 But now I've found that we may have been giving some of
14 those services to people that should have been coming to our
15 clinic rather --
16 CHAIRMAN WAITS: Okay.
17 JASON BLEAK: -- than --
18 CHAIRMAN WAITS: With -- with that information, then, I
19 guess we're going to most certainly say I hope that you can make
20 it back when we have it on the agenda --
21 JASON BLEAK: I will.
22 CHAIRMAN WAITS: -- so we can discuss in full what we need
23 to do to tighten up anything that we're doing with the county
24 nurse.
25 JASON BLEAK: You bet. You bet. And if you guys have --
26 CHAIRMAN WAITS: Okay.
27 JASON BLEAK: -- any questions, you have my email and that
28 information now from -- from my message last night. Or you can
29 call me on the phone. And I'm -- I'm open to speak with you and
30 answer questions.
31 COMMISSIONER ALLAN: Thank.
32 JASON BLEAK: Thank --
33 COMMISSIONER ALLAN: -- you.
34 JASON BLEAK: -- you.
35 COMMISSIONER SPARKS: Thanks, Jason.
36 CHAIRMAN WAITS: Thank you.
37 Okay. Moving on to Number 11.
38 Austin, do you have Mr. Ramos there yet?
39 MITESHELL LANHAM: He just stepped in. And he'll be out in
40 a few minutes. And I will grab Gwen too.

1 CHAIRMAN WAITS: Okay.
2 COMMISSIONER CLARK: Let's take a break.
3 CHAIRMAN WAITS: Let's move on to Number 12.
4

5 **12) Discussion and possible action to approve/disapprove the**
6 **renewal of a contract with Rex Massey, dba Research &**
7 **Consulting, Inc., in the amount not to exceed \$15,000 for one**
8 **year, and all other matters properly related thereto.**
9

10 CHAIRMAN WAITS: Discussion and possible action to approve
11 or disapprove the renewal of a contract with Rex Massey, dba
12 Research & Consulting, Incorporated in the amount not to exceed
13 \$15,000 for one year, and all other matters properly related
14 thereto.

15 COMMISSIONER CLARK: This is something I think that's of
16 the utmost importance for Lander County is to keep Rex. He's
17 been on -- he's been on board for a long time.

18 And the last conversation that I was in on with Rex, he has
19 some really good ideas for Lander County.

20 COMMISSIONER SPARKS: What's Rex doing for us now?

21 He used to handle Yucca Mountain.

22 COMMISSIONER CLARK: He -- he's our --

23 COMMISSIONER SPARKS: For us.

24 COMMISSIONER CLARK: -- master plan guy. He keeps us going
25 down the legal road and what's best for the county.

26 DISTRICT ATTORNEY HERRERA: Commissioner, we -- we need
27 some -- we need to catch up with some of our zoning regulations.
28 And Rex has the experience and the training in that area.

29 And -- and he's -- we -- we had somewhat of a committee
30 that -- that we discussed this and what he's going to put in
31 front of the planning commission. And he's got some great
32 ideas. And -- and we just need to catch up with -- with -- with
33 things we've been doing wrong for years. And -- and he's going
34 to make those --

35 COMMISSIONER CLARK: Right. Would --

36 DISTRICT ATTORNEY HERRERA: -- those additions to the
37 master plan.

38 COMMISSIONER ANCHO: I had --

39 CHAIRMAN WAITS: We --

40 COMMISSIONER ANCHO: -- been in a meeting where he

1 was giving -- at the planning board meeting, where he was giving
2 up some -- giving some information and making some
3 recommendations and things like that.

4 And my only hold up was when he discussed removing --
5 having the contractors remove some of the sidewalks and things
6 because it was too expensive for the contractors to put the
7 curbs and sidewalks in, in those areas.

8 So those -- that's one thing that is a concern that we --
9 our kids have a place on a road when we're putting in -- we have
10 a master plan of houses that are going to go in that we make
11 sure there's a place for our kids to be safe on sidewalks.

12 And he was -- the -- and I had questioned him about this.
13 And he had just said, sometimes that -- that extra expense is
14 too expensive for the contractors.

15 If there's not -- if there's only five houses going in
16 instead of 50, it's too expensive to always do --

17 DISTRICT ATTORNEY HERRERA: Right.

18 COMMISSIONER ANCHO: -- that. So that's just my only
19 concern with that --

20 DISTRICT ATTORNEY HERRERA: And we --

21 COMMISSIONER ANCHO: -- is that we pay attention to that
22 when that's happening.

23 DISTRICT ATTORNEY HERRERA: We -- we --

24 COMMISSIONER ANCHO: And --

25 DISTRICT ATTORNEY HERRERA: -- had a -- we had a meeting
26 last week and I think he's readjusted his feelings about the
27 sidewalks.

28 COMMISSIONER ANCHO: Okay. Thank you.

29 COMMISSIONER ALLAN: Well, I think on that note, that is
30 one thing that's in the ordinance, I believe, is in subdivisions
31 you to have the curb and gutter. It is re- -- required, one of
32 those --

33 COMMISSIONER CLARK: What --

34 COMMISSIONER ALLAN: -- things. So we would --

35 COMMISSIONER CLARK: -- what would --

36 COMMISSIONER ALLAN: -- need --

37 COMMISSIONER CLARK: -- have to make --

38 DISTRICT ATTORNEY HERRERA: There's ways --

39 COMMISSIONER CLARK: -- make --

40 DISTRICT ATTORNEY HERRERA: -- around it. But --

1 COMMISSIONER ALLAN: Well, --
2 COMMISSIONER CLARK: Yeah.
3 COMMISSIONER ALLAN: -- yeah.
4 DISTRICT ATTORNEY HERRERA: -- you're generally --
5 COMMISSIONER ALLAN: And -- and --
6 DISTRICT ATTORNEY HERRERA: -- right.
7 COMMISSIONER ALLAN: -- I think that needs --
8 DISTRICT ATTORNEY HERRERA: But --
9 COMMISSIONER ALLAN: -- to be cleaned --
10 DISTRICT ATTORNEY HERRERA: And they --
11 COMMISSIONER ALLAN: -- up as well.
12 DISTRICT ATTORNEY HERRERA: -- our -- yeah. The people
13 that have been building have -- have been going around those --
14 and -- and that's what we're going to try to correct.
15 COMMISSIONER CLARK: Yeah. That's --
16 COMMISSIONER ANCHO: Okay.
17 COMMISSIONER CLARK: -- that's a big concern of Rex is that
18 people have slithered through the ordinances and the codes and
19 got away with not doing what they really should be responsible
20 for.
21 And I'm glad you brought up the serpentine sidewalks.
22 Because you know what happened since they put those on Broad
23 Street?
24 People walk in the street.
25 COMMISSIONER SPARKS: Oh, the curb and --
26 COMMISSIONER ALLAN: I'll make a --
27 COMMISSIONER ANCHO: That and --
28 COMMISSIONER ALLAN: -- motion that we --
29 COMMISSIONER CLARK: Day after day. Day after --
30 CHAIRMAN WAITS: The other --
31 COMMISSIONER CLARK: -- day. And the bicycles are on the
32 sidewalk and the people walk in the road.
33 DISTRICT ATTORNEY HERRERA: He -- he suggests actual paths
34 that go on the side that they have all over Reno that he says
35 works wonderfully.
36 COMMISSIONER CLARK: Asphalt.
37 DISTRICT ATTORNEY HERRERA: So -- so he has some good
38 suggestions to get around what's been gotten around.
39 COMMISSIONER ANCHO: Okay. Very good.
40 CHAIRMAN WAITS: He also --

1 COMMISSIONER CLARK: And that -- that might be a good
2 opportunity to provide a paving program for people that need
3 paving in town.
4 I know I -- I -- I'd like to have some asphalt around my
5 house. I mean, I'd -- I'd pay for it.
6 CHAIRMAN WAITS: The other thing is he does a lot of
7 comments for us when requested for our environmental assessments
8 and things like that.
9 So he's used in a lot of areas and recognizing grants that
10 we put in for and such. So --
11 And there's no change in the contract? Is that correct?
12 DISTRICT ATTORNEY HERRERA: That's right. He's --
13 CHAIRMAN WAITS: And --
14 DISTRICT ATTORNEY HERRERA: -- an asset to our community.
15 CHAIRMAN WAITS: -- same amount and everything? Okay.
16 COMMISSIONER CLARK: I'll make a motion that we approve the
17 renewal of the contract with Rex -- Rex Massey, dba Research &
18 Consulting Inc., in the amount not to exceed \$15,000 for one
19 year.
20 COMMISSIONER ALLAN: I will second that.
21 CHAIRMAN WAITS: Thank you.
22 Moved by Art. Seconded by Judie.
23 Any other discussion?
24 (No comment.)
25 CHAIRMAN WAITS: Public comment?
26 (No comment.)
27 CHAIRMAN WAITS: All those in favor?
28 COMMISSIONER ANCHO: Aye.
29 COMMISSIONER SPARKS: Aye.
30 COMMISSIONER CLARK: Aye.
31 COMMISSIONER ALLAN: Aye.
32 CHAIRMAN WAITS: Aye.
33 COMMISSIONER CLARK: Take a break --
34 CHAIRMAN WAITS: Okay.
35 COMMISSIONER CLARK: -- before we start 11. We'll
36 probably --
37 CHAIRMAN WAITS: Okay.
38 COMMISSIONER CLARK: -- be here for a while.
39 CHAIRMAN WAITS: Okay. We're going to take a very quick
40 break and then we'll start on Number 11, Miteshell.

1 (Break taken between 11:04 a.m. and 11:11 a.m.)

2
3 CHAIRMAN WAITS: We're calling the board back to order.

- 4
5 11) Discussion and possible action on whether a majority of the
6 members of the Lander County Board of County Commissioners
7 deem it to be in the best interests of Lander County and of
8 the Lander County Water and Sewer District #2 that said
9 district be merged, consolidated or dissolved and if a
10 majority of Lander County Commissioners agree, to then
11 formally request of the board of trustees of Lander County
12 Water and Sewer District #2 a resolution agreeing to the
13 merger, consolidation or dissolution, and all other matters
14 properly related thereto.

15
16 CHAIRMAN WAITS: Number 11. Austin, you're on okay?

17 MITESHELL LANHAM: Yep.

18 CHAIRMAN WAITS: Thank you.

19 Discussion and possible action on whether a majority of the
20 members of the Lander County Board of County Commissioners deem
21 it to be in the best interests of Lander County and of the
22 Lander County Water and Sewer District #2 that said district be
23 merged, consolidated, or dissolved, and if a majority of Lander
24 County Commissioners agree, to then formally request of the
25 board of trustees of the Lander County Water and Sewer District
26 #2 a resolution agreeing to the merger, consolidation, or
27 dissolution; and all other matters properly related thereto.

28 Okay. With that, one of the reasons this has come on is
29 because the last request that came before us for the additional
30 funds for meters and the sewer --

31 KEITH WESTENGARD: Pickup.

32 CHAIRMAN WAITS: -- situation we had down there. Right?
33 And we didn't take any action on it.

34 We wondered whether that would end it or whether they had a
35 lot more problems down there that would need a lot of extra
36 money to fix.

37 So the consideration was put on the agenda for us to take a
38 look at it and see what we might do as far as -- as the whole --
39 I want to say GID -- or whether we wanted it to be part of
40 Lander County or what the consideration was before we finished

1 up with our budget on the amount of funds of what we were going
2 to do.

3 So this is the first discussion item actually of where we
4 are.

5 Keith, anything you want to fill us in before we start?

6 KEITH WESTENGARD: I think you covered it pretty well.

7 It -- it -- it's the money that -- it's a concern.

8 Four years ago, I think, or five years ago, it was up at
9 6 million, and then the county paid it and bailed them out. And
10 it appears that it's going down the same road where we -- the
11 county's going to get these millions of dollars in requests for
12 projects.

13 And I think it's -- it's a good time to discuss it. And
14 ask the board -- if -- if the commissioners are interested in
15 it, it's a good time to ask the Water Sewer 2 board if they're
16 interested in disbanding and giving it over to the county.

17 CHAIRMAN WAITS: Okay.

18 COMMISSIONER CLARK: Now --

19 CHAIRMAN WAITS: With that, it's -- it's probably not fair
20 to start right in without knowing some of the conditions of
21 Austin. And, of course, you can well imagine it's a -- it's
22 really old. So therefore some of the -- some of the areas we're
23 talking about that haven't even been discovered yet that we
24 know, definitely need improvements down there. There's just no
25 question about it.

26 And so with that, if Bert is there, I'm going to ask for a
27 little information from Public Works to kind of give us an idea
28 on maybe what kind of condition that you have run into when your
29 employees are assisting them.

30 Bert, do you have any information for the board?

31 BERT RAMOS: Yeah. I'm down here, Patsy.

32 Bert Ramos, for the record.

33 So the -- just so you're aware, Patsy, I know that you had
34 brought up to me that, you know, they'd camera'd some of the
35 sewers here and that there were some that had completely
36 deteriorated. So to be clear, I don't think that they had
37 deteriorated. I believe that some of the sewers in the -- in
38 the community are still old rock sewer. It's how they built
39 them in -- in the past. There are short sections of them. Some
40 of them we're aware of. And -- and it's just how -- how the

1 system is. I don't know necessarily that it's a deterioration
2 as much as it's just -- just the age.

3 CHAIRMAN WAITS: So there's actually no piping at all.
4 They're just running down regular rock.

5 COMMISSIONER CLARK: Like the Romans did.

6 CHAIRMAN WAITS: Yeah. Like Romans did. Okay.

7 So the health department lets us get away with that until
8 we have a break? And then what? We get penalties for the break
9 and then have to put in piping?

10 BERT RAMOS: No. There's -- the -- the health department
11 really doesn't have -- have much say on that. I mean, it's --
12 it's contained. It's not a -- a loose sewer leak. It's -- it's
13 just, you know, how it's been done for -- for many years. A lot
14 of -- a lot of old pipe in the ground, you know, is asbestos.
15 And -- and that's -- and that's perfectly acceptable as well.
16 It's maybe not what -- how the common practice for now, but it's
17 not unacceptable.

18 COMMISSIONER CLARK: And somewhere in -- in my memory I'm
19 thinking it might have been Patsy said that if you have a sewer
20 problem, it's \$15,000 a day fine.

21 CHAIRMAN WAITS: If the sewage is -- is still coming out.
22 Yes.

23 COMMISSIONER CLARK: I experienced this in Tonopah one
24 time. And the sewers backed up even going up the hill.

25 So it -- and it was in residential and commercial.

26 So I don't know what Austin wants to do, but we need to get
27 this done.

28 COMMISSIONER ALLAN: So my question to start with is the
29 Lander County Water and Sewer District 2, what specifically do
30 they want? Do they want us to take them over? Or -- I mean,
31 they want to dissolve and make it a part of --

32 DISTRICT ATTORNEY HERRERA: It's -- it's --

33 Commissioner, it's kind of unfair to ask them before this
34 board makes a decision on whether it's in the best interest of
35 the county to ask them. Because that's all we can do is ask
36 them. So --

37 COMMISSIONER CLARK: Okay.

38 COMMISSIONER ALLAN: Well, I didn't --

39 COMMISSIONER CLARK: Okay.

40 COMMISSIONER ALLAN: -- know if they had made any kind of

1 indication that maybe --
2 DISTRICT ATTORNEY HERRERA: Well --
3 COMMISSIONER ALLAN: -- that's what they would --
4 DISTRICT ATTORNEY HERRERA: I -- we didn't want to put the
5 cart before the horse. Procedurally we have to -- we have to
6 formally request --
7 COMMISSIONER CLARK: Okay.
8 DISTRICT ATTORNEY HERRERA: -- what they'd like to do
9 and -- and if they'd like to merge, consolidate, and/or just
10 dissolve or -- or a hybrid of -- of -- of one of the three of
11 them if they still want to participate in some way in this.
12 So --
13 COMMISSIONER ALLAN: So --
14 DISTRICT ATTORNEY HERRERA: -- that's what -- that's
15 what -- if you guys believe that it's in the best interest of
16 the county to ask them one or all of those three, then we would
17 send a letter to them and formally request. And then they can
18 discuss it. Because otherwise they'd be violating --
19 COMMISSIONER ALLAN: So one of my --
20 DISTRICT ATTORNEY HERRERA: -- open meeting --
21 COMMISSIONER ALLAN: -- other --
22 DISTRICT ATTORNEY HERRERA: -- laws.
23 COMMISSIONER ALLAN: -- questions is: Do they have any
24 employees? Or are -- is it all volunteer?
25 DISTRICT ATTORNEY HERRERA: No, they have employees?
26 COMMISSIONER ALLAN: Okay.
27 CHAIRMAN WAITS: The board is volunteer.
28 COMMISSIONER ALLAN: Right.
29 CHAIRMAN WAITS: Right. But -- but the --
30 COMMISSIONER ALLAN: But they --
31 CHAIRMAN WAITS: -- district --
32 COMMISSIONER ALLAN: -- have --
33 CHAIRMAN WAITS: -- itself has -- has employees.
34 COMMISSIONER ALLAN: That's what I thought. They had some
35 people.
36 COMMISSIONER ANCHO: So the \$6 million that was spent
37 before, what was done with that?
38 CHAIRMAN WAITS: Paid off the loans that they had taken.
39 COMMISSIONER ANCHO: To fix? To repair stuff?
40 CHAIRMAN WAITS: No some of it was for a new sewer pond or

1 something; was it not? I mean there were several loans that
2 they had throughout the years.
3 And actually this was some time ago. I want to say at
4 least --
5 KEITH WESTENGARD: Ten.
6 CHAIRMAN WAITS: -- nine -- nine, ten --
7 KEITH WESTENGARD: Nine or --
8 CHAIRMAN WAITS: -- years --
9 KEITH WESTENGARD: -- ten.
10 CHAIRMAN WAITS: -- ago.
11 KEITH WESTENGARD: I have --
12 CHAIRMAN WAITS: And we got some net proceeds. And we paid
13 off Kingston. We paid off 6 million in Austin. And we wiped
14 everything out --
15 COMMISSIONER ANCHO: Okay.
16 CHAIRMAN WAITS: -- so that they wouldn't have to do that.
17 Because the difficult part is they're eligible for grants.
18 But a portion of the grants, 10 or 20 percent, depending on what
19 type of a grant, has to come back for them to collect. So if
20 it's a CDBG or whatever it is telling them, you've got to
21 increase your rates to pay for this. Because they can't pay for
22 it by themselves.
23 KEITH WESTENGARD: And they don't have -- there's -- it's
24 not a --
25 CHAIRMAN WAITS: We don't have --
26 KEITH WESTENGARD: -- choice.
27 CHAIRMAN WAITS: -- the people.
28 KEITH WESTENGARD: They aren't -- it's not a choice. If
29 you get it -- that CDBG grant, you have to -- if they say raise
30 it twenty -- \$20 a month, that's -- you have to do that. That's
31 part --
32 COMMISSIONER CLARK: And --
33 KEITH WESTENGARD: -- of the grant requirement.
34 COMMISSIONER ANCHO: Okay.
35 COMMISSIONER CLARK: And Austin charges --
36 FRANK WHITMAN: Frank -- Frank Whitman, here for the
37 record, for Austin.
38 CHAIRMAN WAITS: Just a -- nope. Just a minute. I don't
39 have public comment yet. Just a minute, boys.
40 FRANK WHITMAN: Very good.

1 COMMISSIONER CLARK: Austin charges if you have a water
2 line in front of your property and you're not using it. Just
3 because the water's accessible, they're going to charge you.
4 That's how they're trying to fund. They're trying to find
5 ways to fund it.
6 I -- I think there's some people down there that don't pay
7 it, though; aren't there?
8 KEITH WESTENGARD: I believe so.
9 COMMISSIONER CLARK: They're -- they're protesting.
10 COMMISSIONER ALLAN: Do we know how much they generate each
11 year revenue-wise?
12 CHAIRMAN WAITS: No, we wouldn't have any idea.
13 DISTRICT ATTORNEY HERRERA: No.
14 CHAIRMAN WAITS: That --
15 DISTRICT ATTORNEY HERRERA: We --
16 CHAIRMAN WAITS: -- we'd --
17 DISTRICT ATTORNEY HERRERA: -- would --
18 CHAIRMAN WAITS: -- have to -- to go into the books
19 to --
20 COMMISSIONER ALLAN: Which --
21 CHAIRMAN WAITS: -- find --
22 COMMISSIONER ALLAN: -- obviously --
23 COMMISSIONER SPARKS: -- to find --
24 COMMISSIONER ALLAN: -- it's --
25 CHAIRMAN WAITS: -- out.
26 COMMISSIONER ALLAN: -- it's not going to be at a profit if
27 they can't --
28 CHAIRMAN WAITS: It has --
29 COMMISSIONER CLARK: Oh, no.
30 CHAIRMAN WAITS: -- it has never been profitable per --
31 COMMISSIONER ALLAN: Right.
32 CHAIRMAN WAITS: -- se. No.
33 But the difficult thing is -- with the GID, of course, and
34 you have to have -- those are elected positions. And it's very
35 difficult. There's not a lot of people that take the time to be
36 on the water board so they've -- they've not had regular
37 meetings several times too, which means their regular business
38 and things they need to do isn't always done in the monthly
39 manner.
40 And that's -- in fact, NACO has -- has one of our -- one of

1 our BDRs in actually as a bill in hopes that the different
2 counties can appoint people on the GIDs rather than it always be
3 elected.

4 And they -- they don't have to follow term limits and things
5 like that. Because you find the same people that want to
6 volunteer and all of a sudden they can't. And a small place like
7 Austin can't always find the people that want to volunteer.

8 Even Humboldt said they had to take over -- what? -- four
9 or five of their GIDs --

10 DISTRICT ATTORNEY HERRERA: Yes.

11 CHAIRMAN WAITS: -- this -- this last couple years because
12 they just didn't have enough people to sit on the board.

13 DISTRICT ATTORNEY HERRERA: I believe Lovelock's --

14 CHAIRMAN WAITS: So that's a difficult thing --

15 DISTRICT ATTORNEY HERRERA: -- the same way.

16 CHAIRMAN WAITS: -- too.

17 Yeah. And, of course, the other thing is if we do take it
18 over, we can have an advisory board like we do airport boards.
19 We can have the local input from Austin. They still can have a
20 board, they just would be an advisory board to the county. And
21 the county can use our county employees.

22 We have certified people here under public works that, you
23 know, they're paying extra people to do that -- because they
24 don't have certification.

25 And sometimes those people -- in the minutes I read where
26 one of them didn't even -- got sick or hurt or something and
27 couldn't even do the proper reporting. And, of course, that's
28 not -- that may be his fault. He was contracted. But it falls
29 back on the water and sewer district to get it done.

30 And so they're the ones that are in trouble because they --
31 contracted and the contractor couldn't fulfill it. I mean, it
32 just goes on and on.

33 COMMISSIONER ANCHO: So --

34 COMMISSIONER CLARK: So if there were -- if there were
35 fines accumulated by this water district, Ted? Would we be
36 responsible for them?

37 DISTRICT ATTORNEY HERRERA: No. Unless we took it over.

38 COMMISSIONER CLARK: Okay. So if we didn't take it over
39 and there was a -- an emergency, the sewer erupted or whatever
40 and it's \$15,000 a day, how would the state ever get their money

1 from --
2 DISTRICT ATTORNEY HERRERA: They'd be coming in front of
3 you and asking you for the money.
4 COMMISSIONER CLARK: Okay.
5 COMMISSIONER SPARKS: I mean, honestly, it's -- it's our
6 county, they're our people, and --
7 DISTRICT ATTORNEY HERRERA: Right.
8 COMMISSIONER SPARKS: -- we should take care of them. So
9 it's like --
10 DISTRICT ATTORNEY HERRERA: All the --
11 COMMISSIONER SPARKS: -- whatever the best way to do that
12 is --
13 DISTRICT ATTORNEY HERRERA: They deserve --
14 COMMISSIONER CLARK: Not --
15 DISTRICT ATTORNEY HERRERA: -- full services.
16 COMMISSIONER SPARKS: Yeah.
17 DISTRICT ATTORNEY HERRERA: I mean, --
18 COMMISSIONER ANCHO: Oh, absolutely.
19 DISTRICT ATTORNEY HERRERA: -- Austin deserves full
20 services, and they're not getting them. And that's bottom line.
21 COMMISSIONER ALLAN: So I really --
22 My opinion is that we can approach them to possibly
23 dissolve the district and create a board and absorb -- absorb it
24 into the county.
25 DISTRICT ATTORNEY HERRERA: Is that a question?
26 COMMISSIONER SPARKS: So --
27 COMMISSIONER ALLAN: That was just a comment.
28 DISTRICT ATTORNEY HERRERA: Yeah.
29 CHAIRMAN WAITS: I -- I have a --
30 COMMISSIONER SPARKS: Oh.
31 DISTRICT ATTORNEY HERRERA: You're right.
32 CHAIRMAN WAITS: -- I have a question. If -- if we didn't
33 dissolve, what would the merger and consolidation -- what -- how
34 would that work?
35 DISTRICT ATTORNEY HERRERA: It'd have to -- I'd have to
36 look into that further. I -- I don't know, Commissioner. It --
37 it's --
38 COMMISSIONER SPARKS: Yeah. It's --
39 I have that same question. What would -- what's the
40 (indiscernible)? What's -- how do they all differ from one

1 another?
2 DISTRICT ATTORNEY HERRERA: Don't know.
3 COMMISSIONER SPARKS: Okay.
4 CHAIRMAN WAITS: Okay.
5 COMMISSIONER ALLAN: I think --
6 COMMISSIONER SPARKS: Fair enough.
7 COMMISSIONER ALLAN: -- it would muddy the waters --
8 CHAIRMAN WAITS: Yeah.
9 DISTRICT ATTORNEY HERRERA: It -- it --
10 COMMISSIONER ALLAN: -- in merging --
11 DISTRICT ATTORNEY HERRERA: -- would.
12 COMMISSIONER ALLAN: -- and --
13 DISTRICT ATTORNEY HERRERA: It --
14 COMMISSIONER ALLAN: -- consolidating.
15 DISTRICT ATTORNEY HERRERA: A merger and a consolidation
16 would be --
17 You -- you might be able to dissolve and merge or dissolve
18 and consolidate. But if you would just merge or consolidate
19 without a dissolution, it would be problematic still.
20 COMMISSIONER CLARK: Okay. So --
21 CHAIRMAN WAITS: Okay.
22 COMMISSIONER CLARK: -- what -- what we need to do is to
23 decide what's best for the county. That's --
24 DISTRICT ATTORNEY HERRERA: That's today.
25 COMMISSIONER CLARK: -- that's the mission on this item.
26 DISTRICT ATTORNEY HERRERA: What's in the best interest
27 of Lander County?
28 COMMISSIONER CLARK: Okay.
29 CHAIRMAN WAITS: Do you want me to open up for public
30 comment now so --
31 COMMISSIONER ANCHO: I just --
32 CHAIRMAN WAITS: -- we can --
33 COMMISSIONER ANCHO: -- have one --
34 CHAIRMAN WAITS: -- get some --
35 COMMISSIONER ANCHO: -- more question --
36 CHAIRMAN WAITS: -- input --
37 COMMISSIONER ANCHO: -- and I'll --
38 CHAIRMAN WAITS: -- from --
39 COMMISSIONER ANCHO: -- get --
40 CHAIRMAN WAITS: -- Austin?

1 COMMISSIONER ANCHO: Real -- let me one more que- --
2 CHAIRMAN WAITS: Oh.
3 COMMISSIONER ANCHO: So if --
4 CHAIRMAN WAITS: Just a minute. Go ahead, Kathy.
5 COMMISSIONER ANCHO: Do they have any employees that we
6 would absorb to make sure that their employees, if they have
7 some, that if they have employees that work for that district
8 that are paid employees that we absorb them if that -- something
9 like this happens to make sure that no one loses their job?
10 UNIDENTIFIED PARTICIPANT: No. At least not on
11 (indiscernible).
12 DISTRICT ATTORNEY HERRERA: Well --
13 There's -- there's ways to do that. If we -- if we -- if
14 they're dissolved and we take it over, we'd have to follow our
15 policies and procedures. But I'm sure -- it's your department.
16 You guys can do what --
17 COMMISSIONER ANCHO: Well, --
18 DISTRICT ATTORNEY HERRERA: -- you want.
19 COMMISSIONER ANCHO: -- I just want to make sure that
20 they're -- you know, that they don't have an employee receive
21 their --
22 DISTRICT ATTORNEY HERRERA: I mean, there's -- there's ways
23 to protect them as long as we follow the policies --
24 COMMISSIONER ALLAN: But it's still not --
25 DISTRICT ATTORNEY HERRERA: -- and procedures.
26 COMMISSIONER ALLAN: -- open for public comment yet.
27 Sorry.
28 COMMISSIONER ANCHO: Okay.
29 COMMISSIONER ALLAN: So one more thing on that note is --
30 is I do think that it is -- is the responsibility of the board
31 to make the decisions what's in the best interest of the county.
32 And Austin is part of this county.
33 Is they deserve every right and entitlement that the rest
34 of the county receives.
35 And if it's in their best interest to take this over and --
36 in -- take care of their water system, I'd say go for it
37 because they need it.
38 CHAIRMAN WAITS: Well, just for the record, if every time
39 they have come before us and asked for something, we have given
40 it to them.

1 COMMISSIONER CLARK: Yeah. We have.
2 CHAIRMAN WAITS: We truly have. And -- and we are
3 concerned.
4 And we know that one way or another, like you said, it's
5 part of the county. And we're going to take care of them. So
6 what's the best way that we can take care of them?
7 So with that, we want HR -- and Elizabeth wanted to add
8 something. And we'll open it up for public comment in a moment.
9 ELIZABETH BARELA: Elizabeth Barela.
10 As far as the employee side, there is an employee, but it's
11 my understanding he is not on our payroll. But he does reap
12 some of the benefits as far as, like, insurance stuff for Aflac
13 and that. But we're going to look into it more. But I don't
14 think he is on our payroll.
15 CHAIRMAN WAITS: He has also turned in his resignation is
16 my understanding.
17 ELIZABETH BARELA: I -- not that I know of.
18 CHAIRMAN WAITS: Okay. Well, Austin told me that. And
19 then there is a part-time clerk in the office with no benefits.
20 So that's the way --
21 ELIZABETH BARELA: I don't -- there -- I don't think
22 they're on our payroll system, --
23 CHAIRMAN WAITS: No, no.
24 ELIZABETH BARELA: -- though.
25 CHAIRMAN WAITS: No, no.
26 ELIZABETH BARELA: Okay.
27 CHAIRMAN WAITS: No.
28 COMMISSIONER CLARK: Okay.
29 CHAIRMAN WAITS: Okay. Austin, we've opened it for public
30 comment for you.
31 FRANK WHITMAN: Frank Whitman, for the record.
32 Just a couple of items for your information.
33 The -- the 5 million in the past that the county paid off
34 our bonds was we had an arsenic problem. And we -- we either
35 had to -- they were mandated to either build an arsenic
36 treatment plant or find a solution.
37 And the board at that time did find a solution. And that
38 is we drilled a few more well- -- wells. And we blend our water
39 so that we are within the standards that the government mandated
40 for drinking -- safe drinking water.

1 And -- and that's what that money was about.

2 The second item I wanted to point out was that we had some
3 people on that board who had long experience with our water --
4 water department, but because of term limits, we've lost that
5 talent.

6 And I think that the new board -- it's not that they can't
7 figure it out. I certainly don't mean it disparaging.

8 We don't have the long institutional memory right now that
9 we used to -- used to have there.

10 I think that's been a -- been a problem for them, a
11 stumbling block.

12 And lastly, the additional monies needed to do immediate
13 repairs on Main Street coming up next year, if the GID was to
14 have to assume that amount, the -- over a four-year loan with
15 the United -- the Department of Agriculture -- and that -- that
16 money is available. But the -- what it would do to our rate
17 structure could be really cost-prohibitive of doubling,
18 tripling, even four times our water rates here in town for our
19 small economic base.

20 Just -- just so you understand some of the, you know, the
21 other pieces of the puzzle here. That's all I have.

22 I think some other -- other people here may want to comment
23 too.

24 COMMISSIONER SPARKS: Thanks, Frank.

25 CHAIRMAN WAITS: Okay.

26 Any other public comment, Austin?

27 LOUIS LANI: This is Louis Lani down here.

28 On the \$5 million, actually we were able to spend
29 \$4 million of it. And Lander County took back \$1 million I was
30 going to use for water meters.

31 But it did clean out all of our debts. So the water
32 department was debt-free. And I fell under the category of term
33 limits after 42 years. So --

34 We live and learn, I guess.

35 CHAIRMAN WAITS: Thank you, Louis.

36 LOUIS LANI: (Indiscernible.) Anything to add? Good,
37 better, otherwise?

38 CHAIRMAN WAITS: I'm sorry. Did someone else want to
39 speak?

40 MITESHELL LANHAM: No. I think that's it.

1 CHAIRMAN WAITS: Okay.
2 Well, as far as the board, we don't have to necessarily
3 make a motion today if -- if it's something that -- that we've
4 discussed now and we'd like to take it back to the Austin Water
5 and Sewer District #2 and ask them for their input and for them
6 to write a letter to us on what -- what they feel.
7 DISTRICT ATTORNEY HERRERA: We have -- we have to make a
8 decision --
9 COMMISSIONER CLARK: We have to --
10 DISTRICT ATTORNEY HERRERA: -- first.
11 COMMISSIONER CLARK: -- have a decision.
12 CHAIRMAN WAITS: We have to make a decision?
13 COMMISSIONER CLARK: Yes.
14 DISTRICT ATTORNEY HERRERA: They would be violating open
15 meeting laws otherwise. There's no issue unless you make it an
16 issue.
17 CHAIRMAN WAITS: So we have to make a decision one way or
18 the other?
19 COMMISSIONER CLARK: Yes.
20 DISTRICT ATTORNEY HERRERA: Well, yeah.
21 CHAIRMAN WAITS: Okay.
22 COMMISSIONER ALLAN: I'll make a motion that Lander County
23 Board of County Commissioners deem it in the best interest of
24 Lander County to absorb the Lander County Water and Sewer
25 District #2 in Austin and --
26 CHAIRMAN WAITS: What did you say? Dissolve the GID?
27 COMMISSIONER ALLAN: And dissolve -- and request them to
28 dissolve their GID?
29 DISTRICT ATTORNEY HERRERA: Yes.
30 COMMISSIONER ALLAN: Did you catch all --
31 DISTRICT ATTORNEY HERRERA: It's to --
32 COMMISSIONER ALLAN: -- that, Ted?
33 DISTRICT ATTORNEY HERRERA: Pardon me?
34 COMMISSIONER ALLAN: Did you catch all that?
35 DISTRICT ATTORNEY HERRERA: Y- -- let me see. And did you
36 include to formally request of them?
37 COMMISSIONER ALLAN: Yes. To dissolve --
38 DISTRICT ATTORNEY HERRERA: Then that's --
39 COMMISSIONER ALLAN: -- the G- --
40 DISTRICT ATTORNEY HERRERA: Good.

1 COMMISSIONER ALLAN: -- the GID. Okay.
2 DISTRICT ATTORNEY HERRERA: Okay. I'm good with it.
3 That will allow us to write a letter to them, a formal
4 letter.
5 CHAIRMAN WAITS: Okay. So it's actually the beginning.
6 DISTRICT ATTORNEY HERRERA: This is the beginning.
7 CHAIRMAN WAITS: Absolutely.
8 COMMISSIONER CLARK: Yeah.
9 CHAIRMAN WAITS: It's going to take a while. Okay.
10 COMMISSIONER SPARKS: I'll second that.
11 CHAIRMAN WAITS: Okay. Judie made the motion. And Bryan
12 seconded that.
13 Any other discussion here?
14 COMMISSIONER CLARK: This -- the one thing I want to say
15 that -- that came up in conversation with the people from Austin
16 is rather unique and maybe not completely accurate, but the
17 statement was that Lander County receives net proceeds of mines'
18 money, and it's for all of Lander County. And that's always
19 stuck in my mind. And I'd -- it -- the money comes through the
20 county. We're responsible for the -- for the money. So the
21 county has to make the decision on where it's used.
22 But that's very interesting aspect of the point of view
23 that some of the people in Austin have. I just wanted to
24 mention that.
25 CHAIRMAN WAITS: Any other public comment?
26 (No comment.)
27 CHAIRMAN WAITS: All in favor?
28 COMMISSIONER SPARKS: Aye.
29 COMMISSIONER CLARK: Aye.
30 COMMISSIONER ANCHO: Aye.
31 COMMISSIONER ALLAN: Aye.
32 CHAIRMAN WAITS: Aye.
33 Any opposed?
34 (No comment.)
35 CHAIRMAN WAITS: Okay. There you have it, the beginning.
36 And we write the letter, and they get to respond.
37 DISTRICT ATTORNEY HERRERA: Yes.
38 CHAIRMAN WAITS: Okay.
39 COMMISSIONER CLARK: We need to -- you're going to go ahead
40 and do this?

1 DISTRICT ATTORNEY HERRERA: Keith and I will --
2 COMMISSIONER CLARK: Okay.
3 DISTRICT ATTORNEY HERRERA: We'll get --
4 COMMISSIONER CLARK: Okay.
5 DISTRICT ATTORNEY HERRERA: -- together and --
6 COMMISSIONER CLARK: Because nobody --
7 CHAIRMAN WAITS: Number --
8 COMMISSIONER CLARK: -- asked --
9 CHAIRMAN WAITS: -- 13.
10 COMMISSIONER CLARK: -- you do it, Ted. And that's the
11 proper procedure.
12 COMMISSIONER ALLAN: So I --
13 DISTRICT ATTORNEY HERRERA: I mean, I'm stepping up.
14 COMMISSIONER ALLAN: I --
15 COMMISSIONER CLARK: You're the man.
16 COMMISSIONER ALLAN: I do have a question. We write the
17 letter and what if they come back and say no?
18 DISTRICT ATTORNEY HERRERA: Then we don't do it.
19 COMMISSIONER ALLAN: Okay.
20 DISTRICT ATTORNEY HERRERA: Then you have to decide whether
21 you're going to give them the money.
22 COMMISSIONER CLARK: The power of the purse.

23
24

25 **CORRESPONDENCE**

26

27 **13) Correspondence, reports, potential upcoming agenda items.**

28

29 CHAIRMAN WAITS: Correspondence -- Number 13.
30 Correspondence, reports, potential upcoming agenda items.

31 COMMISSIONER CLARK: There's a --

32 I got a text from Ira Hansen. There's a gun bill
33 8:00 o'clock Monday morning -- anti gun bill on the legislature
34 floor.

35 CHAIRMAN WAITS: We're -- we're on agenda items.

36 COMMISSIONER CLARK: Oh. I thought we were on
37 correspondence.

38 COMMISSIONER ANCHO: The health --

39 CHAIRMAN WAITS: We are.

40 COMMISSIONER ANCHO: -- nurse.

1 CHAIRMAN WAITS: We are.
2 COMMISSIONER ALLAN: Well --
3 COMMISSIONER ANCHO: -- the community health nurse for
4 the --
5 CHAIRMAN WAITS: Yeah.
6 COMMISSIONER ANCHO: -- next agenda.
7 CHAIRMAN WAITS: Okay. That one.
8 JEANNE FALZONE: (Indiscernible.)
9 DISTRICT ATTORNEY HERRERA: We are?
10 KEITH WESTENGARD: What -- we also have a lot of contracts
11 just as a -- just to forewarn you. A lot of contracts coming
12 up. And so over the next two or three months, you'll be seeing
13 a lot of contracts come across your -- your desk there.
14 An upcoming item -- I -- I just -- so I'm clear on it, you
15 would like an agenda item to discuss and take -- possibly take
16 action to put the county health nurse back in place and not have
17 a state health nurse. Okay. That.
18 And then, Commissioner, I -- I do need to ask, when we're
19 finished, we need to have a litigation meeting with the
20 commission.
21 CHAIRMAN WAITS: Okay. In the correspondence, there was a
22 couple different things that I hope that you all noticed anyway.
23 One was from an attorney firm that was talking about the --
24 the opioid economic and -- and whether we wanted to go in on the
25 lawsuits of that. And that was discussed with our district
26 attorney some time ago to see if we had -- if we had lost enough
27 people to go into the lawsuit and such on it.
28 DISTRICT ATTORNEY HERRERA: On -- on the opioids?
29 CHAIRMAN WAITS: Right. And so whether we wanted to put
30 this on the agenda and have everybody discuss that or not is a
31 --
32 DISTRICT ATTORNEY HERRERA: It's --
33 CHAIRMAN WAITS: -- question.
34 DISTRICT ATTORNEY HERRERA: Yeah. I think it's more of a
35 question if you just want to do it on general purposes because
36 of the opioid addiction in the United States.
37 Because it -- it hasn't touched us that directly, but it --
38 it's -- it's a national -- it's a --
39 CHAIRMAN WAITS: It's a national emergency.
40 DISTRICT ATTORNEY HERRERA: -- national issue.

1 CHAIRMAN WAITS: Yes.
2 DISTRICT ATTORNEY HERRERA: You may want -- you may want to
3 join it --
4 CHAIRMAN WAITS: Okay. So --
5 DISTRICT ATTORNEY HERRERA: -- for those --
6 CHAIRMAN WAITS: -- we maybe want to --
7 DISTRICT ATTORNEY HERRERA: -- reasons.
8 CHAIRMAN WAITS: -- put that on as an agenda item?
9 COMMISSIONER CLARK: And I just saw a documentary on the
10 opioid crisis. And one-third of the whole crisis has to do with
11 one medication that was made for the last two weeks of
12 life when -- when you're -- when you have cancer. And -- and it
13 was specifically for cancer patients, and they were giving it
14 out. The -- the corporation went -- they -- they were
15 \$22 billion in two years. The people involved in the
16 corporation have all pled guilty to pushing drugs, basically.
17 COMMISSIONER ANCHO: And Lander County has had more issues
18 with that as far as accidental overdoses than you would realize.
19 So we have had -- it has been impact -- and made and impact on
20 families within --
21 DISTRICT ATTORNEY HERRERA: But --
22 COMMISSIONER ANCHO: -- Lander County --
23 DISTRICT ATTORNEY HERRERA: -- but it's --
24 COMMISSIONER ANCHO: -- is that --
25 DISTRICT ATTORNEY HERRERA: -- not the same issue, Kathy.
26 It -- it --
27 COMMISSIONER ANCHO: What do you mean? So make me --
28 DISTRICT ATTORNEY HERRERA: I mean, it's just a regular
29 Oxycontin overdose rather than -- rather than -- than some
30 doctor selling all these illegal drugs in town.
31 COMMISSIONER ANCHO: Okay. Okay.
32 CHAIRMAN WAITS: Okay. Anything else --
33 DISTRICT ATTORNEY HERRERA: So it's a --
34 CHAIRMAN WAITS: -- on the --
35 DISTRICT ATTORNEY HERRERA: -- peripheral --
36 CHAIRMAN WAITS: -- agendas?
37 DISTRICT ATTORNEY HERRERA: -- issue, --
38 COMMISSIONER ANCHO: Okay.
39 DISTRICT ATTORNEY HERRERA: -- you know, that -- that --
40 that's in every community. It -- it's not running rampant. We

1 don't have -- we don't have --
2 COMMISSIONER ANCHO: No, I understand. I --
3 COMMISSIONER CLARK: We don't have --
4 COMMISSIONER ANCHO: -- understand what you're saying.
5 COMMISSIONER CLARK: -- four -- four doctors on --
6 DISTRICT ATTORNEY HERRERA: Right.
7 COMMISSIONER CLARK: -- on the four corners with a -- a
8 pharmacy below.
9 DISTRICT ATTORNEY HERRERA: We don't have what Winnemucca
10 had, what Elko had, what --
11 COMMISSIONER CLARK: Right.
12 COMMISSIONER ANCHO: Oh, no, no. That's not what I mean.
13 But I -- when I'm looking at an opioid epidemic, I'm also
14 looking at the people who have overdosed, even though it's not,
15 so to speak, the doctors within our community. But there are
16 victims within our community --
17 DISTRICT ATTORNEY HERRERA: No. And that --
18 COMMISSIONER ANCHO: -- community that have died from it.
19 So they, you know --
20 CHAIRMAN WAITS: Okay. So we'll put it on the agenda so we
21 discuss --
22 COMMISSIONER ANCHO: Okay.
23 CHAIRMAN WAITS: -- it.
24 COMMISSIONER CLARK: And -- and --
25 CHAIRMAN WAITS: Okay. And you have information in there,
26 Eglet Prince or whatever it is. Okay.
27 COMMISSIONER CLARK: I don't think you can separate the
28 opioid crisis from mental health. I think --
29 COMMISSIONER ANCHO: Oh, yeah.
30 COMMISSIONER CLARK: -- people get addicted on the drugs.
31 CHAIRMAN WAITS: Okay. But --
32 COMMISSIONER CLARK: -- they need --
33 CHAIRMAN WAITS: -- but --
34 COMMISSIONER CLARK: -- mental health.
35 CHAIRMAN WAITS: -- we're -- we're not discussing that
36 right now.
37 So if there's no more agenda items, correspondence, I will
38 move into public comment for nonagendized items only.
39
40

1 **PUBLIC COMMENT**

2
3 CHAIRMAN WAITS: Persons are invited to submit comments in
4 writing and/or attend and make comments on any nonagenda item at
5 the board meeting, if any, and discussion of those comments at
6 the discretion of the board. All public comment may be limited
7 to three minutes per person, again at the discretion of the
8 board. Reasonable restrictions may be placed on public comments
9 based upon time, place, and manner, but public comment based
10 upon viewpoint may not be restricted.

11 Any public comment?

12 (No comment.)

13 CHAIRMAN WAITS: Austin, any public comment?

14 MITESHELL LANHAM: No.

15
16
17 **ADJOURNMENT**

18
19 CHAIRMAN WAITS: I'll entertain a motion to adjourn.

20 COMMISSIONER CLARK: Motion to adjourn.

21 COMMISSIONER SPARKS: Second.

22 COMMISSIONER CLARK: Aye.

23 CHAIRMAN WAITS: Art moved. Bryan seconded.

24 All in favor?

25 COMMISSIONER ANCHO: Aye.

26 CHAIRMAN WAITS: Aye.

27 COMMISSIONER ALLAN: Aye.

28 CHAIRMAN WAITS: Aye.

29 Thank you. Over. Okay.

30 MITESHELL LANHAM: Thank you.

31
32 (Meeting adjourned at 11:37 a.m.)
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**CHAIRMAN OR VICE CHAIRMAN OF THE
BOARD OF LANDER COUNTY
COMMISSIONERS AND THE LANDER
COUNTY LIQUOR BOARD**

ATTEST:


LANDER COUNTY CLERK

Note: The Board of Lander County Commissioners serves as the Town Board for the unincorporated towns of Battle Mountain and Austin, Nevada.

1 STATE OF UTAH)
2) ss.
3 COUNTY OF DAVIS)
4
5
6

7 I, TIFFANY ELKINGTON, A CERTIFIED COURT REPORTER, DO HEREBY
8
9 CERTIFY I TRANSCRIBED THE FOREGOING PROCEEDINGS FROM A "JAVS"
10
11 DIGITAL AUDIO/VIDEO RECORDING OF A MEETING WHICH TOOK PLACE
12
13 THE 28 DAY OF MARCH, 2019, AND SAID RECORDING AND INFORMATION
14
15 PERTAINING TO PARTICIPANT NAMES WAS PROVIDED TO ME BY THE LANDER
16
17 COUNTY CLERK SULLIVAN; THAT THE SAME IS FULL, TRUE, AND AS CORRECT AS
18
19 THE AUDIO/VIDEO RECORDING ALLOWED.
20

21
22 DATED AT _____
23 THIS _____ DAY OF _____
24

25
26 _____
27 TIFFANY ELKINGTON, CCR #930
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| <p>ABBY BURKHART: [13] 3/15 72/19 72/21 72/23 72/32 72/35 72/38 73/33 73/35 73/38 74/3 74/16 75/13 BERT RAMOS: [58] 13/38 14/3 14/6 14/23 14/33 15/4 15/6 15/23 15/26 15/28 15/30 15/32 15/34 15/36 16/16 16/32 16/35 16/37 17/3 17/14 17/16 17/18 17/22 17/24 17/27 17/30 17/33 17/35 17/37 17/40 18/3 18/6 18/21 18/26 18/28 18/31 18/36 20/38 20/40 22/5 23/20 23/26 23/28 23/30 23/32 23/37 24/1 24/3 24/18 24/20 24/22 24/24 24/28 24/30 24/33 24/35 82/31 83/10 BRAD BOKOSKI: [57] 38/2 38/4 38/6 39/7 39/9 39/11 39/14 39/16 39/18 39/20 40/33 41/6 43/35 44/17 44/25 44/28 44/31 45/7 45/9 45/11 45/14 45/26 45/28 45/36 45/38 46/2 46/5 46/8 46/10 46/14 46/16 46/20 46/24 46/28 46/31 47/2 47/4 47/7 47/26 47/37 47/39 48/1 48/4 48/6 48/8 48/16 48/18 48/20 48/22 48/24 48/27 48/36 49/9 49/11 49/15 49/17 49/19 CHAIRMAN WAITS: [440] CINDY BENSON: [20] 5/3 58/23 58/31 58/33 58/35 58/38 58/40 59/11 59/27 59/34 60/6 60/12 61/38 62/6 62/10 62/35 62/37 64/34 64/39 69/5 COMMISSIONER ALLAN: [145] COMMISSIONER ANCHO: [222] COMMISSIONER BAKKER: [1] 55/27 COMMISSIONER CLARK: [214] COMMISSIONER SPARKS: [120] DISTRICT ATTORNEY HERRERA: [204] ELIZABETH BARELA: [12] 37/3 37/5 37/8 37/10 37/13 37/18 37/22 91/9 91/17 91/21 91/24 91/26 FRANK WHITMAN: [3] 85/36 85/40 91/31 GRADY PIERCE: [40] 28/29 30/15 30/23 30/25 30/27 30/29 30/31 30/33 30/35 30/38 31/10 31/12 31/14 31/16 31/23 31/26 31/30 32/3 32/5 32/7 32/9 32/11 32/13 32/37 34/21 34/24 36/15 36/18 36/20 36/24 36/28 36/35 37/4 37/15 37/17 37/20 37/23 37/25 37/27 37/29 JASON BLEAK: [11] 75/15 75/37 75/39 76/1 76/3 76/17 76/21 76/25 76/27 76/32 76/34 JEANNE FALZONE: [2] 70/26 96/8 JON SHERVE: [17] 50/1 50/4 50/8 50/14 50/18 54/12 54/14 54/18 55/3 55/7 55/9 55/14 55/16 55/18 55/22 55/25 55/30 KEITH WESTENGARD: [53] 3/5 3/24 4/9 4/15 4/18 4/20 4/22 4/24 4/26 4/28 4/30 4/33 4/35 4/37 4/39 5/1 5/4 25/14 25/16 25/18 25/21 25/25 25/29 25/33 26/21 26/23 26/25 26/27 50/6 57/38 58/20 61/32 69/30 69/32 69/34 69/37 70/25 71/9 71/11 71/15 71/37 81/31 82/6 85/5 85/7 85/9 85/11 85/23 85/26 85/28 85/33 86/8 96/10 LORI PRICE: [2] 46/3 48/31 LOUIS LANI: [2] 92/27 92/36 LURA DUVAL: [8] 56/24 57/1 57/13 57/22 57/24 57/34 57/36 57/39 MARK EVATZ: [20] 9/23 9/25 9/29 9/31 9/33 9/36 9/38 9/40 10/2 10/4 12/18 12/24 12/40 13/6 13/9 13/11 13/13 13/15 13/17 13/19 MITESHELL LANHAM: [10] 24/7 24/11 24/14 24/32 50/16 76/39 81/17 92/40 99/14 99/30 SHERIFF RON UNGER: [6] 26/5 26/7 26/11 26/13 26/15 55/28 TAMMY DIMITROFF: [20] 13/40 14/4 14/16 14/22 15/14 15/22 19/12 19/30 19/32 19/34 19/37 20/11 20/17 20/19 20/21 20/23 20/25 21/10 21/17 23/19 UNIDENTIFIED PARTICIPANT: [2] 24/13 90/10</p> | <p>\$20 [1] 85/30 \$20,000 [1] 60/24 \$22 [1] 97/15 \$22 billion [1] 97/15 \$26,000 [1] 59/28 \$38 [1] 14/37 \$4 [1] 92/29 \$4 million [1] 92/29 \$45 [1] 14/37 \$5 [2] 63/40 92/28 \$5 million [1] 63/40 \$5,277 [1] 2/30 \$6 [1] 84/36 \$6 million [1] 84/36 \$67,000 [2] 15/2 16/23 \$68,235.29 [1] 60/25 \$7 [1] 14/38 \$88,000 [1] 59/17</p> <hr/> <p>'05 [1] 18/4</p> <hr/> <p>-</p> <hr/> <p>-- with [1] 28/25 -skis [1] 38/29 -T-Z [1] 9/34 -V-A-T-Z [1] 9/38 -Z [3] 9/33 9/37 9/39</p> <hr/> <p>0</p> <hr/> <p>01 [2] 58/7 58/15 015 [4] 58/10 58/17 58/33 58/34 051 [1] 58/32</p> <hr/> <p>1</p> <hr/> <p>1/2 [2] 11/4 11/5 10 [4] 69/40 70/1 75/14 85/18 10,000 [2] 39/5 53/21 10:00 [3] 24/4 24/5 24/14 10:00 o'clock [2] 23/39 24/3 10:10 [1] 49/24 10:17 [1] 49/24 10:30ish [1] 24/5 11 [10] 23/31 23/34 24/9 24/29 45/31 76/37 80/35 80/40 81/5 81/16 11:04 [1] 81/1 11:11 [1] 81/1 11:37 [1] 99/32 11th [4] 2/32 3/30 3/30 3/36 12 [2] 77/3 77/5 125,000 [1] 14/28 12:00 [1] 1/40 13 [3] 95/9 95/27 95/29 1300 [1] 21/12 14 years [1] 16/2 14th [2] 5/37 37/19 15 [1] 47/13 150 [1] 39/27 1879 [1] 39/32 1880 [1] 39/33 1899 [2] 40/10 45/30 18th [1] 5/38 190,000 [1] 62/11 1930s [1] 40/35 1938 [1] 40/7 19th [1] 5/38</p> |
| <p>\$</p> <hr/> <p>\$1 [1] 92/29 \$1 million [1] 92/29 \$125,707 [1] 15/12 \$15,000 [5] 77/7 77/13 80/18 83/20 87/40</p> | |

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|---|--|
| 1 | 8:00 o'clock [2] 2/16 95/33 8:07 [1] 45/31 8A [1] 54/23 |
| 1:00 [3] 26/8 26/9 26/11 1:00 o'clock [4] 3/26 3/31 3/37 25/28 1:15 [1] 2/1 | |
| 2 | 9 |
| 20 [4] 28/21 40/21 59/28 85/18 20,000 [3] 60/6 60/9 60/29 200,000 [3] 64/16 65/17 67/7 200,000 total [1] 67/8 2005 [2] 14/15 19/15 2013 [1] 56/37 2019 [9] 1/4 1/25 5/35 5/36 5/37 5/38 58/9 58/16 101/13 2019-01 [2] 58/7 58/15 202449 [1] 7/32 2032 [1] 12/21 207202 [2] 6/34 6/36 209827 [2] 7/14 7/14 21st [1] 2/28 22 [1] 22/28 27 [2] 22/9 22/9 28 [2] 1/4 101/13 28th [3] 1/24 5/35 5/36 2nd [1] 2/18 | 92.178 [1] 39/37 930 [2] 1/5 101/27 96-mile [1] 42/23 9:00 [1] 1/4 9:00 o'clock [1] 23/36 |
| 3 | A |
| 3,000 [3] 53/18 53/20 63/35 3-foot [1] 39/36 3.22 [1] 39/38 30 [1] 28/21 305 [2] 1/4 41/7 317 [1] 73/24 318.098 [4] 27/7 27/13 27/22 27/28 318.180 [1] 31/2 318.185 [1] 31/3 318.240 [2] 27/7 27/22 38 [1] 11/5 | Abbie [1] 72/13 Abby [5] 3/5 3/17 3/22 72/19 72/32 Abby's [1] 3/7 about Number [1] 23/31 absorb [5] 88/23 88/23 90/6 90/8 93/24 absorbed [1] 28/2 abstain [3] 7/23 8/5 32/23 acceptable [1] 83/15 accessible [1] 86/3 accidental [1] 97/18 accomplish [1] 69/13 account [1] 15/18 accountants [1] 31/4 accounting [3] 28/13 36/29 36/31 accounts [5] 14/40 21/12 62/3 62/4 63/8 accumulated [1] 87/35 accurate [1] 94/16 acres [2] 53/39 53/40 act [2] 28/12 51/9 acted [2] 5/28 5/31 action [23] 5/29 13/27 13/33 27/1 27/16 43/34 56/13 56/19 58/6 58/14 61/24 61/29 70/1 70/7 71/39 74/33 75/4 77/5 77/10 81/5 81/19 81/33 96/16 active [1] 28/36 activities [2] 41/16 41/38 adamant [1] 11/7 add [6] 16/33 18/12 42/11 52/7 91/7 92/36 added [6] 16/25 16/26 16/26 16/26 16/29 16/29 addendum [2] 70/4 70/10 addicted [1] 98/30 addiction [1] 96/36 additional [6] 4/11 16/40 40/28 52/8 81/29 92/12 additions [1] 77/36 address [3] 11/7 12/8 13/18 adds [2] 14/39 16/27 adjourn [2] 99/19 99/20 adjourned [1] 99/32 administration [5] 1/3 27/1 27/17 45/5 52/12 admit [1] 31/16 ADS [1] 15/18 Adults [1] 73/16 advisory [2] 87/18 87/20 affect [1] 73/14 Aflac [1] 91/12 afternoon [1] 75/17 against [2] 34/40 44/32 age [2] 29/36 83/2 agencies [1] 60/35 agenda [30] 2/1 2/3 4/3 5/23 5/26 5/27 5/31 5/32 5/35 6/2 6/6 14/12 14/13 23/23 56/39 71/24 71/40 74/32 75/5 76/20 81/37 95/27 95/30 95/35 96/6 96/15 96/30 97/8 98/20 98/37 agendas [1] 97/36 agents [1] 31/3 ages [1] 34/38 |
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| 4,000 [2] 10/19 60/7 40 [1] 41/23 40 a [1] 53/40 42 [1] 92/33 49.99 [1] 44/25 | |
| 5 | |
| 5 million [1] 91/33 50 [4] 1/4 42/7 44/6 78/16 501 [2] 67/19 68/1 503 [1] 67/25 58 [3] 40/6 40/18 41/16 | |
| 6 | |
| 6 million [2] 82/9 85/13 61 [1] 11/4 69 [3] 41/8 41/9 48/4 | |
| 7 | |
| 78-mile [1] 47/21 7:00 [1] 25/29 7:30 [2] 40/19 45/31 | |
| 8 | |
| 80 [3] 44/5 53/39 53/40 88,000 [1] 58/21 8:00 [1] 10/26 | |

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| <p>A</p> <p>ago [10] 10/31 27/36 28/32 52/26 66/3 82/8 82/8 85/3 85/10 96/26</p> <p>agree [6] 18/10 24/39 54/18 71/1 81/10 81/24</p> <p>agreeing [2] 81/12 81/26</p> <p>agreement [20] 10/11 10/33 10/36 11/34 27/11 27/26 27/40 28/14 28/25 30/10 30/10 30/26 30/40 32/2 33/31 35/27 35/28 35/36 36/21 36/26</p> <p>Agriculture [1] 92/15</p> <p>Ah [1] 58/26</p> <p>airport [1] 87/18</p> <p>all payroll [1] 68/7</p> <p>ALLAN [1] 1/9</p> <p>Allegiance [2] 1/26 1/30</p> <p>allocate [1] 73/19</p> <p>allocating [2] 74/5 74/6</p> <p>allotment [4] 53/1 53/9 53/11 53/13</p> <p>allotments [3] 53/2 53/5 53/8</p> <p>allow [2] 46/34 94/3</p> <p>allowed [3] 35/13 70/24 101/19</p> <p>along [9] 17/11 22/13 28/17 40/29 41/2 41/33 42/7 42/27 43/5</p> <p>ALS [2] 47/21 47/21</p> <p>always [11] 22/18 29/36 34/25 47/31 51/3 64/1 78/16 86/38 87/2 87/7 94/18</p> <p>amazed [1] 47/16</p> <p>Amendment [1] 2/19</p> <p>amendments [1] 51/1</p> <p>AML [1] 53/18</p> <p>Amodei's [1] 43/13</p> <p>amount [20] 11/10 14/29 14/30 27/12 27/27 47/28 59/3 60/5 60/9 62/38 63/19 66/13 66/15 67/3 77/7 77/12 80/15 80/18 82/1 92/14</p> <p>amounts [6] 13/30 13/36 14/33 59/14 62/20 62/28</p> <p>analysis [1] 51/9</p> <p>ANCHO [2] 1/11 19/24</p> <p>angle [1] 39/38</p> <p>Anna's [1] 17/33</p> <p>announced [1] 73/8</p> <p>annual [1] 54/36</p> <p>annually [2] 59/12 59/13</p> <p>answer [3] 14/10 55/1 76/30</p> <p>answered [1] 39/1</p> <p>answers [1] 38/25</p> <p>anti [3] 2/13 2/14 95/33</p> <p>anticipate [1] 11/33</p> <p>apartments [1] 20/28</p> <p>apartments/complexes [1] 20/28</p> <p>apologize [2] 3/9 6/22</p> <p>appears [1] 82/10</p> <p>applications [4] 68/6 70/22 70/37 71/8</p> <p>apply [1] 44/11</p> <p>appoint [1] 87/2</p> <p>appointed [2] 27/8 27/23</p> <p>apportionment [2] 58/7 58/15</p> <p>appraise [1] 43/2</p> <p>appreciate [9] 3/11 3/14 3/29 4/40 13/15 22/14 38/7 49/19 56/8</p> <p>approach [2] 11/27 88/22</p> <p>approached [1] 28/17</p> <p>approv [1] 6/15</p> <p>approval [10] 5/35 5/36 5/37 5/38 5/39 5/40 6/3 17/12 35/32 51/14</p> <p>approve [15] 6/6 6/9 6/36 8/40 13/27 13/33 22/40 56/13 56/19 57/15 58/6 58/14 77/5 77/10 80/16</p> <p>approve/disapprove [4] 13/27 56/13 58/6 77/5</p> <p>approved [4] 8/31 17/21 50/38 68/4</p> | <p>approving [1] 9/5</p> <p>April [4] 2/18 3/30 3/30 3/36</p> <p>April 11th [3] 3/30 3/30 3/36</p> <p>April 2nd [1] 2/18</p> <p>ar [1] 44/12</p> <p>are the [1] 51/4</p> <p>area [14] 3/35 10/20 19/26 38/28 38/36 49/5 51/5 51/23 53/26 55/11 56/33 61/3 76/12 77/28</p> <p>areas [4] 42/34 78/7 80/9 82/22</p> <p>aren't [5] 16/40 16/40 55/19 85/28 86/7</p> <p>Argenta [2] 25/39 52/40</p> <p>argumentative [1] 35/21</p> <p>arrangement [1] 12/5</p> <p>arsenic [2] 91/34 91/35</p> <p>ART [12] 1/8 2/10 23/6 25/36 26/5 26/8 47/29 67/4 69/17 72/9 80/22 99/23</p> <p>as long [1] 28/17</p> <p>asbestos [1] 83/14</p> <p>aside [1] 60/10</p> <p>aspect [2] 11/2 94/22</p> <p>aspects [1] 10/39</p> <p>asphalt [2] 79/36 80/4</p> <p>assessments [1] 80/7</p> <p>ASSESSOR [1] 56/11</p> <p>Assessor's [1] 56/18</p> <p>asset [2] 48/12 80/14</p> <p>assigned [3] 74/15 74/21 74/23</p> <p>assist [1] 27/38</p> <p>assistance [13] 27/9 27/11 27/13 27/24 27/26 27/28 28/18 28/20 28/21 29/19 35/31 35/33 36/1</p> <p>assisting [1] 82/29</p> <p>assume [1] 92/14</p> <p>ate [1] 16/19</p> <p>attached [1] 29/36</p> <p>attempt [1] 20/35</p> <p>attend [5] 2/28 3/38 4/13 5/12 99/4</p> <p>attended [2] 3/4 32/36</p> <p>attention [4] 19/22 20/1 62/15 78/21</p> <p>attorney [3] 1/14 96/23 96/26</p> <p>attorneys [1] 31/4</p> <p>AUDIO [2] 101/11 101/19</p> <p>AUDIO/VIDEO [2] 101/11 101/19</p> <p>Austin [48] 1/18 1/24 23/22 23/35 24/17 24/25 24/29 24/37 39/5 39/26 39/31 41/19 41/22 41/28 44/40 45/10 45/19 45/39 47/36 48/1 48/14 49/14 50/7 50/11 53/9 64/34 76/38 81/16 82/21 83/26 85/13 85/35 85/37 86/1 87/7 87/19 88/19 89/40 90/32 91/18 91/29 92/26 93/4 93/25 94/15 94/23 99/13 100/40</p> <p>authority [6] 43/10 58/10 58/17 58/36 60/25 60/30</p> <p>authorize [2] 57/22 57/23</p> <p>automatically [1] 18/40</p> <p>available [4] 5/32 5/34 46/38 92/16</p> <p>aware [8] 13/1 16/30 35/17 41/34 42/29 55/14 82/33 82/40</p> <p>awareness [1] 39/24</p> <p>away [3] 28/34 79/19 83/7</p> <p>aye [60] 6/25 6/26 6/27 6/28 6/30 7/8 7/9 7/10 7/11 7/25 7/26 7/27 7/28 7/39 7/40 8/1 8/3 8/33 8/34 8/35 8/36 23/12 23/13 23/14 23/15 36/6 36/7 36/8 36/9 36/10 57/29 57/30 57/31 57/32 57/33 61/14 61/15 61/16 61/17 61/18 69/21 69/22 69/23 69/24 69/25 80/28 80/29 80/30 80/31 80/32 94/28 94/29 94/30 94/31 94/32 99/22 99/25 99/26 99/27 99/28</p> <p>B</p> <p>babysitting [1] 65/9</p> <p>backed [1] 83/24</p> <p>bad [2] 22/11 22/21</p> |
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| <p>B</p> <p>bailed [1] 82/9 Baileys [1] 41/7 balance [6] 47/32 59/27 59/30 60/30 63/2 67/1 balances [1] 63/3 bankrupt [1] 40/7 Bar [1] 51/39 Barela [3] 37/10 37/13 91/9 barely [2] 62/1 65/6 Barrick [12] 9/15 9/20 10/14 10/34 11/4 11/6 11/18 11/30 50/38 51/4 51/16 51/22 Barrick's [1] 10/13 bas [1] 28/2 base [1] 92/19 Basin [1] 42/14 basis [3] 27/6 27/21 44/1 Battle [21] 1/3 1/23 10/19 13/28 13/34 22/40 23/1 38/31 39/31 39/34 40/19 40/24 41/27 44/39 45/21 45/39 48/13 50/22 53/1 64/35 100/40 Bay [1] 38/36 BDRs [1] 87/1 be considered [1] 17/7 bear [1] 70/14 bearings [1] 62/27 beautiful [2] 47/14 47/36 Because it [1] 96/37 because they [1] 90/37 Becky [1] 29/3 bed [2] 38/11 40/8 been doing [1] 75/38 beg [1] 8/39 begin [2] 6/34 22/27 beginning [5] 28/10 69/12 94/5 94/6 94/35 begins [1] 36/37 behalf [2] 27/4 27/20 behind [3] 34/28 41/26 42/16 believe [21] 5/1 14/15 17/27 18/3 18/17 20/11 22/15 24/15 26/7 27/36 29/26 34/8 36/39 51/11 60/6 70/25 78/30 82/37 84/15 86/8 87/13 bell [1] 64/32 below [1] 98/8 benefit [4] 33/23 33/32 38/9 47/23 benefits [4] 10/40 11/16 91/12 91/19 Benson [2] 58/25 62/6 Bernhardt [1] 52/23 Bert [8] 14/1 14/3 18/19 24/17 24/34 82/26 82/30 82/32 best [13] 29/29 77/25 81/7 81/21 83/34 84/15 88/11 89/23 89/26 90/31 90/35 91/6 93/23 bet [4] 24/28 24/30 76/25 76/25 better [7] 21/2 29/28 30/20 52/20 62/15 62/30 92/37 between Austin [1] 53/9 Bianci [1] 73/6 bicycle [1] 42/33 bicycles [1] 79/31 bid [1] 44/26 big [8] 16/23 18/23 54/11 63/1 63/2 63/2 63/5 79/17 bigger [3] 14/40 16/28 21/14 bike [7] 36/37 41/30 41/32 42/30 44/9 47/33 47/38 bikes [1] 47/13 biking [3] 42/8 47/11 47/28 bill [11] 2/16 15/7 18/12 18/13 18/16 18/25 29/23 29/24 87/1 95/32 95/33 billed [1] 16/2 billing [7] 14/8 14/19 14/26 15/11 15/12 16/32 17/7 billion [1] 97/15 bills [10] 2/13 5/40 6/3 6/32 8/10 9/6 13/29 13/35 14/11 23/2</p> | <p>bit [11] 4/2 19/10 28/33 38/7 40/17 41/21 42/12 52/20 56/32 59/36 61/40 blazing [1] 40/21 Bleak [2] 75/14 75/15 blend [1] 91/38 BLM [11] 2/32 25/19 25/28 43/7 43/10 50/20 51/30 54/19 54/24 54/29 55/30 block [1] 92/11 board [70] 1/1 1/23 1/24 2/28 4/11 5/12 5/14 5/15 5/28 5/30 9/13 9/19 13/2 15/24 25/4 25/10 27/12 27/27 27/37 28/24 28/24 28/30 28/32 29/1 29/33 30/9 31/3 32/22 32/34 34/25 35/30 36/33 36/34 43/36 48/33 49/26 49/33 59/20 61/33 77/17 78/1 81/3 81/6 81/11 81/20 81/25 82/14 82/15 82/30 83/34 84/27 86/36 87/12 87/18 87/20 87/20 88/23 90/30 91/37 92/3 92/6 93/2 93/23 99/5 99/6 99/8 100/24 100/26 100/39 100/39 board's [1] 35/32 boards [5] 3/37 28/6 35/36 74/22 87/18 body [2] 2/2 70/17 Bokoski [5] 37/33 37/38 38/27 43/26 48/35 bonds [1] 91/34 boogie [1] 23/20 book [2] 31/37 74/22 books [1] 86/18 boosters [1] 73/16 born [1] 38/34 Boy [1] 30/15 boys [1] 85/39 br [1] 72/15 Brad [7] 37/33 37/38 38/3 38/27 39/6 45/12 49/21 brain [1] 28/37 brakes [1] 41/10 break [11] 1/40 48/34 49/14 49/24 56/32 77/2 80/33 80/40 81/1 83/8 83/8 breakdown [1] 73/29 breakout [2] 55/5 55/10 brief [3] 38/18 39/2 40/10 bring [12] 2/17 29/17 39/11 43/39 50/12 52/10 60/23 71/29 73/11 73/15 73/17 74/33 Bristow [1] 11/6 Broad [2] 40/20 79/22 broker [1] 31/28 brother's [1] 47/17 brought [6] 14/6 19/22 29/7 54/22 79/21 82/34 BRYAN [14] 1/10 2/22 6/13 6/23 6/39 7/5 7/19 7/30 8/30 23/6 36/2 69/17 94/11 99/23 budget [12] 4/1 4/1 4/6 4/16 5/39 57/12 60/34 60/36 61/32 62/2 63/5 82/1 budgets [2] 3/25 3/27 build [2] 17/20 91/35 building [10] 1/3 17/5 17/27 19/26 19/27 19/35 29/2 45/5 63/13 79/13 buildings [2] 17/11 67/20 built [1] 82/38 bump [1] 23/24 bunch [2] 10/27 55/11 Bureau [4] 25/5 25/11 49/27 49/34 Burkhart [2] 72/19 72/32 burned [1] 53/30 burning [1] 45/29 burro [2] 53/16 55/20 business [11] 11/24 12/29 12/36 12/36 20/7 42/39 43/9 52/25 62/36 71/4 86/37 businesses [4] 10/12 12/27 66/24 66/25</p> |
|--|---|

| C | |
|--|---|
| <p>ca [1] 68/1 California [1] 48/38 call [3] 1/22 73/30 76/29 called [5] 27/38 41/14 45/23 65/8 70/31 calling [1] 81/3 calls [1] 4/2 camera'd [1] 82/34 campground [3] 53/30 53/39 54/1 campsites [1] 41/33 Canal [1] 42/23 cancer [2] 97/12 97/13 Canyon [1] 40/24 cap [13] 61/24 61/25 61/29 61/30 61/34 62/1 62/5 62/15 62/37 64/21 65/18 66/10 66/10 Capara [1] 20/9 caps [1] 66/5 car [1] 40/34 care [9] 11/24 29/15 65/9 75/20 75/32 88/8 90/36 91/5 91/6 careful [1] 39/18 Carlson [1] 3/31 carry [1] 39/34 Carson [2] 2/16 42/7 cart [1] 84/5 carwash [1] 42/29 case [3] 4/10 71/28 74/20 Cash [1] 40/5 Castle [1] 40/16 catch [5] 22/28 77/27 77/32 93/30 93/34 Catch-22 [1] 22/28 category [1] 92/32 Catholic [1] 20/29 cattle [2] 40/36 40/39 caught [7] 14/26 15/16 19/18 20/8 20/8 21/11 21/17 caused [1] 10/20 CCP [4] 3/25 4/12 4/26 4/32 CCR [1] 101/27 CDBG [2] 85/20 85/29 CDC [1] 73/25 cell [1] 1/34 center [3] 28/37 28/40 29/8 Central [3] 37/34 37/39 48/37 certain [2] 34/33 62/38 certainly [7] 33/16 36/40 43/38 60/13 71/20 76/19 92/7 certification [1] 87/24 certified [2] 87/22 101/7 CERTIFY [1] 101/9 chair [2] 57/22 57/23 chairman [4] 26/4 28/29 100/23 100/23 Chambers [1] 1/2 chance [1] 70/35 chances [1] 70/23 change [5] 5/40 19/3 59/14 71/24 80/11 changed [1] 18/16 changes [5] 6/5 18/33 18/36 18/39 50/40 charge [10] 5/34 14/35 14/36 30/11 32/8 34/12 34/32 34/39 74/14 86/3 charged [2] 15/21 20/26 charges [3] 14/34 85/35 86/1 charging [4] 21/24 30/11 33/33 35/8 check [9] 6/34 6/36 7/14 29/5 41/1 48/4 48/8 48/40 70/31 Chicago [7] 38/28 38/28 38/30 38/32 38/35 42/20 42/24 Chicago/Joliet [1] 38/35 child [1] 28/37 children [1] 41/35 choice [2] 85/26 85/28</p> | <p>chukar [1] 36/38 Church [1] 20/29 churches [2] 19/14 20/4 Cindy [7] 3/29 5/1 58/25 58/37 61/37 62/6 64/14 Cindy's [1] 3/29 citizen [1] 5/30 City [2] 2/16 42/7 civic [3] 28/37 28/39 29/8 civilian [1] 40/36 clarification [4] 3/40 4/6 4/40 34/29 clarify [2] 37/13 64/14 CLARK [1] 1/8 class [2] 2/32 2/33 classes [4] 64/25 65/19 65/20 69/15 clean [4] 16/13 20/34 33/32 92/31 cleaned [1] 79/9 clear [5] 23/2 32/14 67/40 82/36 96/14 cleared [1] 2/30 clears [1] 32/19 clerk [4] 1/13 91/19 100/30 101/17 Clerk's [1] 5/33 climate [1] 67/1 clinic [1] 76/15 close [4] 54/29 56/26 59/29 64/17 closer [1] 59/29 club [3] 47/18 47/19 65/7 clubs [1] 65/2 Coast [1] 38/35 codes [2] 21/14 79/18 collect [3] 22/17 22/20 85/19 collectible [1] 22/4 collection [3] 27/4 27/19 29/16 collections [1] 22/24 collects [2] 28/7 28/9 com [1] 14/31 combined [1] 2/2 come back [1] 36/21 comfortable [1] 74/8 comment [55] 5/7 5/9 5/14 5/17 5/19 5/20 12/40 13/3 13/4 13/5 23/8 23/9 23/10 26/4 33/29 36/3 36/4 36/12 48/30 51/11 51/35 55/33 55/35 57/26 57/27 61/11 61/12 69/18 69/19 69/27 72/29 72/31 75/12 75/24 80/24 80/25 80/26 85/39 88/27 89/30 90/26 91/8 91/30 92/22 92/26 94/25 94/26 94/34 98/38 99/1 99/6 99/9 99/11 99/12 99/13 comments [12] 5/11 5/12 5/13 5/16 37/11 48/30 55/34 80/7 99/3 99/4 99/5 99/8 commercial [9] 14/35 18/19 19/2 19/17 19/19 20/7 20/29 21/14 83/25 commission [7] 1/2 23/21 44/3 50/23 63/30 77/31 96/20 commissioner [16] 1/7 1/8 1/9 1/10 1/11 2/6 25/14 27/32 34/2 34/9 34/16 66/14 77/26 83/33 88/36 96/18 commissioners [34] 1/1 1/18 1/24 1/40 3/13 3/24 5/28 9/11 9/14 9/19 10/18 25/5 25/11 28/18 29/40 34/26 38/6 49/19 49/27 49/34 50/18 50/24 50/30 52/34 61/22 61/28 81/6 81/10 81/20 81/24 82/14 93/23 100/25 100/39 commissioners' [3] 1/23 2/8 29/34 committee [1] 77/29 committing [1] 42/40 common [2] 11/19 83/16 communicated [1] 73/9 community [27] 3/8 11/26 11/31 11/36 50/36 54/33 60/37 60/38 61/7 63/13 63/14 65/8 70/30 70/35 71/7 73/7 73/18 75/19 75/26 75/33 80/14 82/38 96/3 97/40 98/15 98/16 98/18 companies [3] 10/34 10/38 42/5 company's [1] 12/10 compare [1] 10/38</p> |

| C | |
|--|---|
| <p>comparing [1] 11/17 comparisons [1] 10/40 competitive [1] 75/25 complete [2] 43/27 43/30 completed [2] 39/33 51/35 completely [2] 82/35 94/16 completion [1] 39/26 complex [2] 51/20 53/1 complexes [1] 20/28 complexities [1] 72/10 compliance [3] 11/25 27/35 28/5 compliant [2] 68/14 69/2 complicated [2] 11/16 11/17 comply [1] 69/7 computer [1] 14/31 concept [1] 54/30 concern [9] 11/11 11/13 63/5 65/14 66/39 78/8 78/19 79/17 82/7 concerned [2] 23/38 91/3 concerning [3] 2/13 27/12 27/27 concerns [1] 65/15 condition [4] 44/24 48/38 66/16 82/28 conditions [6] 65/28 65/29 65/30 65/36 68/22 82/20 conferences [1] 3/4 confirming [1] 68/37 conflict [3] 33/11 33/14 33/20 confusion [1] 11/40 conjunction [1] 56/35 connected [1] 34/25 connection [1] 38/38 connections [1] 16/37 consent [6] 5/23 5/26 5/27 5/31 5/32 6/2 conservation [1] 40/36 consider [2] 16/11 73/23 considerably [1] 62/5 consideration [3] 2/2 81/37 81/40 considerations [1] 18/11 considered [2] 5/27 17/7 consists [1] 11/37 consolidate [3] 84/9 89/18 89/18 consolidated [2] 81/9 81/23 consolidating [1] 89/14 consolidation [4] 81/13 81/26 88/33 89/15 constraints [3] 43/6 43/23 46/33 Consulting [3] 77/7 77/12 80/18 contained [1] 83/12 continual [1] 52/36 continue [9] 3/27 8/24 11/32 39/19 40/28 41/6 46/35 50/38 53/15 continuing [5] 11/22 29/19 40/31 41/12 74/36 continuing what [1] 74/36 contract [11] 56/14 56/20 56/25 57/16 65/35 70/4 70/10 77/6 77/11 80/11 80/17 contracted [3] 74/18 87/28 87/31 contractor [2] 37/1 87/31 contractors [3] 78/5 78/6 78/14 contracts [3] 96/10 96/11 96/13 contrast [1] 38/14 contributions [1] 54/31 control [2] 71/3 71/3 controversy [1] 46/23 controversial [2] 46/25 46/27 convention [9] 27/3 27/9 27/18 27/24 28/6 28/30 28/36 35/30 47/23 conversation [2] 77/18 94/15</p> | <p>converted [1] 42/32 cool [10] 38/8 38/13 41/1 41/27 42/17 42/33 42/38 45/33 45/34 47/35 copies [1] 5/33 copper [6] 12/24 39/34 40/40 41/1 42/14 46/16 copy [2] 45/4 45/5 cordially [1] 10/17 corner [1] 40/15 corners [1] 98/7 Corp [2] 56/14 57/16 corporation [3] 56/20 97/14 97/16 Corporation's [1] 10/6 corps [1] 40/36 correct [14] 9/8 9/40 14/22 17/12 18/32 30/7 30/13 32/3 32/5 72/4 74/38 79/14 80/11 101/17 correction [1] 19/23 corrections [2] 15/14 15/17 correctly [1] 20/26 correspondence [7] 95/25 95/27 95/29 95/30 95/37 96/21 98/37 Cortez [4] 51/5 51/5 51/18 51/19 cost [5] 31/32 43/7 73/40 76/9 92/17 cost-prohibitive [1] 92/17 costs [3] 12/35 30/4 30/11 couldn't [4] 59/6 71/20 87/27 87/31 counselor [2] 27/30 34/12 count [1] 29/34 counties [4] 31/39 56/28 59/4 87/2 county [159] county's [4] 16/19 29/34 54/7 82/11 couple [14] 2/12 20/8 20/25 21/13 22/10 38/36 42/16 42/21 43/32 51/36 53/3 87/11 91/32 96/22 course [12] 11/33 19/22 43/32 50/32 54/4 54/16 57/11 59/14 82/21 86/33 87/17 87/27 court [3] 36/16 46/40 101/7 Courthouse [1] 1/3 courts [1] 51/32 cover [3] 40/3 66/27 71/19 covered [3] 59/18 75/30 82/6 covers [1] 73/2 Cowboy [1] 44/5 crash [1] 10/21 crazy [1] 39/24 create [4] 61/25 61/30 75/25 88/23 created [2] 30/9 39/40 Creek [7] 10/20 12/38 12/40 52/5 53/26 53/30 54/37 Creeks [1] 12/31 crisis [3] 97/10 97/10 98/28 critical [1] 75/22 cross [1] 10/22 cross-functional [1] 10/22 crossed [1] 39/39 crosses [1] 41/7 crossing [1] 42/24 cumbersome [1] 52/14 cup [1] 12/3 cup-half-empty [1] 12/3 curb [2] 78/31 79/25 curbs [1] 78/7 current [4] 61/24 61/29 68/7 68/9 currently [4] 28/29 40/37 41/24 74/28 curve [2] 31/18 41/15 customer [1] 14/30 customer's [1] 16/20 cuts [1] 20/12 cutting [2] 52/17 63/5</p> |

| | |
|---|--|
| <p>C cycling [3] 47/18 47/18 47/34</p> | <p>difficult [6] 14/10 19/10 85/17 86/33 86/35 87/14 DIGITAL [1] 101/11 dilapidated [1] 40/34</p> |
| <p>D DA [3] 56/40 66/37 66/38 DA's [1] 23/3 Dan [1] 26/12 Dan told [1] 26/12 date [1] 56/36 dated [2] 18/4 101/22 dates [2] 14/15 14/18 David [1] 52/23 DAVIS [1] 101/3 days [1] 72/40 dba [3] 77/6 77/11 80/17 de [1] 29/21 deal [2] 34/22 40/5 dealing [2] 51/31 53/17 debt [2] 22/25 92/32 debt-free [1] 92/32 debts [1] 92/31 decide [2] 89/23 95/20 decided [2] 31/23 53/3 decision [7] 33/23 83/34 93/8 93/11 93/12 93/17 94/21 decisions [2] 60/26 90/31 deem [3] 81/7 81/20 93/23 Deep [1] 51/7 definitely [2] 71/26 82/24 definitive [1] 11/35 denominator [1] 11/20 depart [1] 10/26 department [16] 2/29 2/31 13/29 13/35 17/24 17/28 19/26 23/1 29/21 74/19 83/7 83/10 90/15 92/4 92/15 92/32 depend [1] 70/36 depending [2] 59/15 85/18 deposited [1] 29/21 depot [3] 40/20 41/26 45/21 deputized [1] 73/24 deputy [1] 52/22 Derailments [1] 40/5 deserve [2] 88/13 90/33 deserves [1] 88/19 designation [1] 67/25 desk [1] 96/13 destiny [1] 71/4 destroy [1] 47/31 destroying [1] 47/30 detail [3] 12/7 12/11 43/4 detailed [1] 12/19 detected [1] 16/21 deteriorated [2] 82/36 82/37 deterioration [1] 83/1 determination [1] 15/23 detriment [1] 14/27 develop [4] 28/33 38/24 54/28 65/24 developing [1] 45/16 development [6] 42/4 58/9 58/17 58/35 60/24 60/29 develops [1] 42/2 died [1] 98/18 differ [1] 88/40 difference [1] 14/38 different [13] 12/22 29/11 47/20 47/20 60/35 62/3 62/4 62/7 63/13 65/1 70/32 87/1 96/22 differential [1] 64/17 differentiate [1] 64/22 differently [2] 15/21 71/23</p> | <p>Dillon [2] 40/33 46/17 Dimitroff [2] 14/4 19/12 direct [4] 16/17 56/35 66/29 75/4 directing [3] 58/7 58/15 60/24 direction [2] 15/26 36/1 directions [1] 41/11 directly [1] 96/37 director [4] 28/39 29/7 36/39 43/10 directs [1] 53/23 disapprove [8] 13/27 13/34 56/13 56/19 58/6 58/14 77/5 77/11 disasters [1] 40/2 disbanding [1] 82/16 discount [1] 56/29 discovered [4] 39/4 39/26 40/26 82/23 discretion [4] 5/14 5/15 99/6 99/7 discuss [11] 3/25 6/4 71/30 74/34 74/40 76/22 82/13 84/18 96/15 96/30 98/21 discussed [7] 5/31 57/10 61/33 77/30 78/4 93/4 96/25 discussed removing [1] 78/4 discussing [1] 98/35 discussion [29] 5/13 5/29 13/27 13/33 23/7 27/1 27/16 56/13 56/19 57/21 58/6 58/14 60/32 61/24 61/29 61/36 70/1 70/7 72/28 74/32 74/39 77/5 77/10 80/23 81/5 81/19 82/3 94/13 99/5 discussions [1] 51/24 disparaging [1] 92/7 disservice [1] 71/6 dissolution [3] 81/13 81/27 89/19 dissolve [10] 83/31 84/10 88/23 88/33 89/17 89/17 93/26 93/27 93/28 93/37 dissolved [3] 81/9 81/23 90/14 district [32] 1/14 27/4 27/5 27/6 27/8 27/20 27/21 27/21 27/23 34/27 50/22 50/32 53/18 53/19 53/25 55/16 75/27 81/8 81/9 81/12 81/22 81/22 81/25 83/29 84/31 87/29 87/35 88/23 90/7 93/5 93/25 96/25 districted [1] 59/3 Districts [2] 27/2 27/17 ditch [1] 42/24 divide [1] 60/13 Division [4] 70/2 70/3 70/8 70/9 doctor [6] 73/37 74/13 74/14 74/21 74/23 97/30 doctors [2] 98/5 98/15 document [2] 51/8 51/33 documentary [1] 97/9 dollar [2] 34/22 34/39 dollars [3] 61/35 66/26 82/11 dominant [1] 3/28 don't believe [1] 18/17 donate [1] 46/12 double [1] 54/1 doubling [1] 92/17 doubt [1] 16/17 downhill [1] 47/12 Dr. [1] 74/26 Dr. Peters [1] 74/26 draft [1] 51/10 draws [1] 42/34 drew [1] 42/27 drilled [1] 91/38 drinking [2] 91/40 91/40 drive [1] 11/21 driving [4] 12/35 41/9 47/36 48/1 drugs [3] 97/16 97/30 98/30</p> |

| | |
|--|---|
| <p>D</p> <p>due [3] 13/30 13/36 50/27 duplexes [1] 20/28 during [4] 5/31 38/13 61/32 62/2 duties [1] 28/2 dwellings [1] 16/25</p> <hr/> <p>E</p> <p>E-V [1] 9/38 E-V-A-T-S [1] 9/31 E-V-A-T-Z [1] 9/31 each [13] 6/21 30/4 45/24 62/38 65/25 65/25 65/29 65/36 66/11 66/26 66/31 69/16 86/10 earlier [3] 22/3 50/27 65/23 early [3] 24/12 51/15 53/34 east [2] 38/35 51/39 Ebatz [1] 9/21 eBay [2] 39/22 40/13 economic [8] 42/4 42/10 58/9 58/17 58/35 60/24 92/19 96/24 edit [1] 38/24 education [1] 38/37 efficient [2] 28/26 52/19 efficiently [1] 12/36 efforts [1] 52/10 Eglet [1] 98/26 eight [2] 2/33 72/39 eight-hour [1] 2/33 EIS [2] 51/8 51/10 either [8] 12/4 12/13 17/36 22/25 22/35 40/34 91/34 91/35 elected [7] 27/7 27/23 28/16 35/31 35/31 86/34 87/3 eligible [1] 85/17 eliminate [2] 11/13 11/39 eliminated [2] 11/10 11/14 Elizabeth [4] 37/8 37/13 91/7 91/9 Elkington [3] 1/5 101/7 101/27 Elko [2] 56/30 98/10 Elwood [1] 49/10 Ely [1] 42/7 email [2] 75/17 76/27 Emb [1] 72/8 embedded [1] 41/3 embellished [1] 72/8 emergencies [1] 74/14 emergency [5] 65/8 73/37 74/20 87/39 96/39 Emily's [1] 43/11 employ [1] 29/12 employee [12] 10/10 29/1 29/4 29/13 29/25 30/4 30/33 30/38 31/19 90/20 91/10 91/10 employees [17] 10/39 11/7 11/11 11/37 28/4 30/19 31/4 31/32 82/29 84/24 84/25 84/33 87/21 90/5 90/6 90/7 90/8 employer [1] 7/33 employment [2] 51/29 52/8 empty [1] 12/3 EMS [1] 6/35 encourage [1] 42/2 end [6] 18/15 40/21 47/25 47/25 53/1 81/34 ended [1] 44/25 ending [4] 59/27 63/2 63/3 66/40 ends [1] 47/24 engage [1] 11/22 engaged [1] 41/35 Engine [1] 48/37 engineers [1] 31/4 enhancement [1] 12/33 enjoy [2] 38/32 41/30 enough [4] 23/24 87/12 89/6 96/26</p> | <p>ensure [1] 30/17 entertain [1] 99/19 enthusiastic [1] 10/23 entire [2] 60/8 63/14 entirely [1] 51/27 entitlement [1] 90/33 environment [2] 53/19 75/25 environmental [6] 11/25 51/8 51/9 51/33 54/35 80/7 epidemic [1] 98/13 epidemiology [1] 73/35 episode [1] 46/8 equal [1] 19/3 error [2] 15/11 35/10 erupted [1] 87/39 especially [2] 10/27 67/1 essentially [1] 54/1 establish [1] 65/29 established [2] 46/39 46/40 establishment [2] 58/8 58/16 estimates [1] 43/8 ethics [1] 35/15 Eureka [10] 50/33 51/19 51/27 51/28 51/37 51/39 51/40 53/10 53/26 56/30 ev [1] 16/27 evaluating [1] 53/13 Evats [1] 9/15 Evatz [1] 10/5 everybo [1] 55/1 Everyone's [1] 43/21 example [6] 14/34 16/23 18/11 42/28 65/7 70/33 examples [1] 42/21 exceed [3] 77/7 77/12 80/18 excellent [2] 44/21 63/30 except [2] 30/8 40/8 exciting [1] 43/31 executive [1] 43/10 exhibit [1] 39/21 exist [1] 41/4 existence [3] 39/3 41/26 45/18 expand [1] 53/39 expansion [4] 51/2 51/25 52/7 53/38 expense [1] 78/13 expenses [3] 6/35 7/13 76/5 expensive [3] 78/6 78/14 78/16 experience [2] 77/28 92/3 experienced [1] 83/23 expert [1] 14/6 explain [2] 27/31 30/20 explained [1] 75/18 explaining [2] 15/20 19/5 explanations [1] 4/7 explicit [1] 30/2 exploring [2] 38/13 41/29 exposed [1] 73/17 Express [2] 39/4 44/6 extensive [1] 5/29 extent [2] 11/37 52/33 extra [5] 29/5 50/4 78/13 81/35 87/23</p> <hr/> <p>F</p> <p>facilitate [2] 29/8 31/29 facilities [1] 42/14 fact [2] 65/17 86/40 fail [1] 62/24 failing [1] 15/38 fair [5] 21/1 27/37 28/6 82/19 89/6</p> |
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| | |
|---|--|
| <p>F</p> <p>fairgrounds [1] 10/25 fairness [1] 22/34 fall [3] 53/27 53/34 53/34 Fallon [1] 70/33 falls [1] 87/28 familiar [1] 14/7 families [1] 97/20 family [5] 10/18 33/22 33/23 40/16 42/9 far [16] 43/40 51/2 51/13 51/29 52/3 52/7 53/7 53/13 53/31 53/36 63/13 81/38 91/10 91/12 93/2 97/18 fat [1] 63/1 fault [4] 19/28 22/29 22/29 87/28 favor [14] 6/24 7/7 7/24 7/38 8/32 20/35 23/11 36/5 57/28 61/13 69/20 80/27 94/27 99/24 fax [1] 50/13 feasible [1] 42/22 feather [1] 42/3 February [2] 5/36 39/33 February 28th [1] 5/36 federal [11] 42/25 43/14 43/19 46/40 54/31 54/31 55/19 55/20 68/15 73/25 74/1 fee [3] 29/37 33/33 34/12 feedback [1] 47/8 feel [6] 21/1 22/16 22/20 34/25 74/8 93/6 feelings [1] 78/26 fees [3] 29/36 30/1 33/30 feet [4] 44/14 62/19 62/22 62/27 fell [3] 22/25 29/26 92/32 fellows [1] 34/27 fence [2] 12/28 12/37 few [6] 3/28 6/4 10/8 70/21 76/40 91/38 fictitious [1] 14/30 field [4] 10/23 41/36 43/11 50/20 figure [3] 63/3 65/24 92/7 figured [1] 10/14 fill [3] 70/22 70/38 82/5 filled [1] 41/40 final [1] 10/36 finalized [1] 10/11 Finance [4] 29/23 29/24 58/4 58/13 financing [2] 29/15 29/19 find [9] 63/10 70/15 86/4 86/21 86/23 87/5 87/7 91/36 91/37 finding [1] 36/26 fine [3] 50/6 60/33 83/20 fines [1] 87/35 finish [1] 47/5 finished [5] 3/9 25/22 26/28 81/40 96/19 fire [7] 2/29 2/31 10/20 10/20 12/38 12/40 52/5 fires [2] 2/34 40/4 firm [1] 96/23 first [17] 3/5 8/17 8/19 10/4 10/29 31/16 38/11 38/27 40/22 43/26 50/9 71/2 72/39 72/39 73/10 82/3 93/10 fish [2] 45/23 53/25 five [12] 1/17 9/2 9/5 18/38 28/18 41/23 42/40 43/1 70/19 78/15 82/8 87/9 five-phase [1] 42/40 fix [3] 16/21 81/36 84/39 fixtures [2] 16/26 16/40 flexibility [2] 50/19 53/14 floating [2] 39/28 71/14 Floods [1] 40/4 floor [2] 69/15 95/34 flow [1] 18/20 flowing [1] 16/38 flown [1] 56/37</p> | <p>flu [4] 69/32 73/27 73/27 74/4 flying [1] 56/34 flyover [1] 56/25 focused [1] 11/23 folks [8] 4/3 10/14 10/23 11/8 23/35 38/29 42/7 66/24 follow [5] 34/10 54/3 87/4 90/14 90/23 foot [1] 39/36 foreclosed [1] 40/1 FOREGOING [1] 101/9 Forest [1] 55/28 forewarn [1] 96/11 forget [1] 2/18 forgive [1] 15/31 form [1] 56/39 formal [2] 11/34 94/3 formalize [1] 43/7 formally [5] 81/11 81/24 84/6 84/17 93/36 forth [5] 3/38 36/38 45/2 45/32 67/24 forward [11] 2/17 2/32 11/38 22/18 23/2 35/12 38/9 43/22 47/22 53/4 54/32 found [7] 2/20 39/22 40/13 41/13 60/34 71/23 76/13 foundational [1] 11/23 founder [1] 3/34 four [15] 10/27 16/24 17/6 18/12 20/28 66/3 70/19 70/33 82/8 87/8 92/14 92/18 98/5 98/5 98/7 four-year [1] 92/14 framework [1] 10/35 Frank [4] 85/36 85/36 91/31 92/24 free [3] 34/38 74/4 92/32 Friday [1] 70/31 friends [2] 10/18 43/9 front [13] 10/8 12/6 26/1 28/24 28/24 34/19 36/33 36/33 38/17 40/20 77/31 86/2 88/2 fronting [1] 76/4 frontline [2] 11/8 11/11 fruition [2] 47/28 48/10 fulfill [1] 87/31 full [9] 2/31 4/6 4/16 73/3 75/29 76/22 88/15 88/19 101/17 full-time [1] 73/3 fun [2] 11/27 11/28 function [2] 12/27 12/35 functional [1] 10/22 fund [22] 43/19 58/10 58/17 58/22 58/23 59/18 59/27 59/30 60/20 60/26 60/30 60/35 62/16 63/2 63/3 63/31 63/40 64/34 64/35 66/40 86/4 86/5 funding [3] 62/23 62/23 73/25 fundraiser [1] 2/29 funds [7] 42/10 54/31 61/7 74/6 74/6 81/30 82/1 furnish [2] 27/10 27/25 further [1] 88/36 future [13] 18/1 19/25 31/20 33/14 39/24 41/39 52/35 54/40 60/11 60/26 65/26 67/24 71/40</p> |
| | <p>G</p> <p>gallons [1] 18/25 Gandolfo [1] 29/2 gates [1] 43/1 gather [1] 53/27 Gatzke [1] 69/33 gauge [1] 39/36 gearing [1] 56/26 general [10] 9/21 10/5 10/33 10/35 27/2 27/17 59/18 60/25 60/30 96/35 generally [3] 12/10 18/20 79/4 generate [1] 86/10 generous [1] 67/13</p> |

| | |
|---|---|
| <p>G</p> <p>gentlemen [1] 43/11 ghost [1] 42/16 Gibellini [1] 51/38 GID [6] 81/39 86/33 92/13 93/26 93/28 94/1 GIDs [2] 87/2 87/9 given [3] 39/25 43/21 90/39 giving [14] 28/21 28/34 44/30 45/17 60/8 62/19 62/28 65/24 76/13 78/1 78/1 78/2 82/16 97/13 glad [2] 38/31 79/21 go-around [1] 71/2 goal [1] 12/25 goals [1] 12/25 goes [17] 22/34 29/21 29/23 34/21 38/12 40/24 41/21 41/22 43/1 43/40 51/2 51/13 51/29 52/7 53/7 53/36 87/32 gold [8] 12/22 12/31 12/32 39/34 40/26 40/27 51/16 51/39 golf [2] 54/4 54/16 gone [1] 41/38 goodness [1] 44/23 Google [2] 38/40 47/16 gotten [1] 79/38 governance [1] 3/32 government [6] 31/17 42/25 43/14 43/19 64/40 91/39 grab [1] 76/40 grade [1] 54/35 Grady [8] 28/19 28/28 28/29 30/28 34/39 36/13 37/24 37/30 graffiti [1] 42/1 grant [18] 59/33 60/5 61/24 61/25 61/29 61/30 61/34 61/34 62/8 62/14 65/25 65/29 66/1 66/11 66/31 85/19 85/29 85/33 granted [1] 60/7 grants [24] 4/3 4/12 4/26 44/10 59/18 59/18 62/3 62/14 63/21 63/24 63/25 64/15 64/24 64/35 64/35 64/36 64/40 65/17 65/24 66/23 67/24 80/9 85/17 85/18 gravel [1] 54/22 graze [1] 40/37 grazing [2] 53/2 53/4 great [8] 11/28 37/27 38/13 38/37 40/25 41/2 41/30 77/31 Greater [1] 50/37 grid [1] 56/33 ground [3] 10/24 44/15 83/14 group [1] 10/22 guarantee [1] 71/20 guaranteed [1] 71/27 guess [7] 4/5 15/38 44/38 69/1 76/3 76/19 92/34 guilty [1] 97/16 gun [3] 2/13 95/32 95/33 gutter [1] 78/31 guys'd [1] 16/16 Gwen [2] 24/11 76/40</p> | <p>happens [1] 90/9 happy [3] 12/8 12/13 43/5 hard [6] 11/28 19/5 40/14 52/13 52/15 52/40 hasn't [4] 18/16 54/24 70/33 96/37 hat [2] 42/3 42/3 hate [3] 14/9 20/40 65/10 have a [1] 88/29 have the [1] 65/9 have to [1] 17/19 haven't [7] 16/2 32/35 42/36 42/36 56/36 73/17 82/23 having [14] 13/13 19/4 33/30 41/31 44/1 55/6 59/29 63/2 70/16 70/36 70/36 71/5 73/22 78/5 having me [1] 13/13 head [1] 22/22 health [28] 3/8 58/20 58/23 70/2 70/3 70/8 70/10 70/16 70/28 70/29 70/33 73/3 73/18 74/11 74/17 74/40 75/19 75/26 75/32 75/33 83/7 83/10 95/38 96/3 96/16 96/17 98/28 98/34 hear [1] 47/1 heard [1] 46/24 hearing [2] 5/25 72/1 hearings [1] 47/8 helicopter [1] 10/21 help [11] 10/23 27/30 28/23 28/23 28/26 29/8 31/7 36/37 36/38 42/18 62/19 helped [1] 29/28 helping [2] 62/28 62/32 herpes [2] 55/5 55/10 HERRERA [1] 1/14 Hi [1] 27/33 Hiawatha [2] 42/30 47/12 high [2] 12/7 41/36 high-level [1] 12/7 higher [2] 18/29 54/4 highest [2] 53/25 66/13 highway [5] 1/24 41/18 41/32 44/5 44/6 hiking [3] 41/32 42/26 42/33 hill [1] 83/24 Hills [2] 51/5 51/18 hire [4] 28/38 28/39 31/3 36/36 hired [4] 36/39 37/3 37/5 37/14 hiring [1] 29/14 historic [1] 41/24 historical [2] 41/13 41/33 histories [1] 43/30 history [10] 28/31 38/8 38/18 39/3 40/17 40/25 41/27 41/35 41/36 44/22 hit [1] 40/20 hold [6] 25/23 26/20 53/20 60/10 72/26 78/4 holds [1] 45/24 holes [1] 45/24 Holly [2] 69/29 69/31 home [5] 20/5 20/9 38/37 44/32 73/15 honestly [1] 88/5 Honorable [1] 1/1 hook [2] 18/19 22/10 hooked [1] 22/8 hope [7] 8/23 8/24 11/20 51/27 75/18 76/19 96/22 hopeful [2] 51/35 53/3 hopefully [2] 39/23 53/27 hopes [1] 87/1 hoping [1] 29/31 horse [4] 53/16 53/26 55/20 84/5 horseback [1] 48/15 horses [7] 53/17 53/19 53/21 55/5 55/6 55/11 55/19 hospital [9] 16/24 73/34 73/39 74/5 74/9 75/16 75/26 76/4 76/7</p> |
| <p>H</p> <p>ha [1] 54/7 half [2] 12/3 50/22 hall [2] 25/18 25/19 hand [2] 17/38 17/39 handle [4] 30/12 31/39 64/22 77/21 handled [1] 36/19 handles [2] 44/5 44/6 handling [1] 29/19 handout [1] 52/9 handouts [1] 50/9 hands [1] 7/20 Hang [1] 24/6 Hansen [2] 2/13 95/32 happened [2] 63/18 79/22 happening [2] 14/7 78/22</p> | |

| | |
|--|---|
| <p>H</p> <p>hosting [1] 2/33 hour [2] 2/33 40/21 hourly [1] 11/8 hours [2] 10/27 41/23 house [5] 37/30 41/14 41/40 48/8 80/5 houses [2] 78/10 78/15 however [2] 20/12 54/4 HR [3] 28/13 31/17 91/7 huge [1] 47/28 Humboldt [5] 10/7 20/12 20/12 56/30 87/8 hundred [16] 18/25 22/10 59/17 61/34 62/1 64/17 64/18 64/23 64/23 65/1 65/18 66/26 67/6 67/9 67/12 69/16 hunting [1] 2/13 hurt [1] 87/26 husband [1] 43/11 hybrid [1] 84/10</p> | <p>initial [3] 11/7 11/13 43/21 initiated [1] 10/21 initiation [1] 10/30 innocent [1] 2/20 input [4] 25/1 87/19 89/36 93/5 inputted [1] 19/14 insight [2] 10/15 12/12 inspections [2] 17/5 17/9 instance [2] 41/40 73/21 instead [10] 14/35 14/37 16/10 16/13 16/14 20/33 60/8 61/5 62/23 78/16 institutional [1] 92/8 instruct [2] 35/27 35/28 insurance [9] 29/26 29/27 29/30 31/28 36/30 36/31 68/40 75/30 91/12 intent [3] 11/19 12/4 27/37 intentionally [1] 34/9 interest [12] 33/4 41/33 54/26 55/1 63/20 63/36 83/34 84/15 89/26 90/31 90/35 93/23 interested [4] 3/33 52/24 82/14 82/16 interesting [2] 2/35 94/22 interests [3] 42/8 81/7 81/21 interior [2] 52/22 52/24 internal [1] 54/10 International [3] 56/14 56/20 57/16 internet [2] 38/38 38/40 interrupt [1] 47/4 interview [1] 29/13 introduce [2] 38/16 48/24 introduced [1] 46/3 invest [2] 63/15 63/19 invested [1] 63/7 investment [2] 63/8 63/31 invite [4] 3/37 4/13 10/17 52/36 invited [3] 5/11 13/6 99/3 involved [4] 12/4 44/4 52/35 97/15 involvement [1] 52/32 involving [1] 52/30 Ira [2] 2/13 95/32 is just [1] 58/37 is the [1] 83/28 issue [8] 29/9 29/38 33/30 93/15 93/16 96/40 97/25 97/37 issues [4] 29/10 43/6 66/24 97/17 It's Check [1] 6/34 it's too [1] 78/16 item [22] 2/1 2/1 5/12 5/30 8/40 23/23 24/8 29/22 29/24 29/26 49/32 66/40 71/40 74/32 75/12 82/3 89/25 92/2 96/14 96/15 97/8 99/4 items [9] 2/3 5/10 62/7 91/32 95/27 95/30 95/35 98/37 98/38</p> |
| <p>I</p> <p>I could [1] 6/6 Idaho [1] 42/31 idea [16] 38/23 42/35 44/21 45/16 46/30 48/31 54/22 59/25 62/39 63/17 63/30 64/33 65/21 70/21 82/27 86/12 ideas [7] 37/34 37/38 39/28 41/31 43/7 77/19 77/32 ignore [1] 35/15 Ill [1] 1/8 ill [1] 69/36 illegal [1] 97/30 Illinois [3] 38/34 42/23 42/24 imagine [2] 11/17 82/21 immediate [1] 92/12 immediately [2] 41/17 43/14 immunization [1] 73/30 impact [4] 50/35 50/36 97/19 97/19 implement [1] 53/13 importance [1] 77/16 important [9] 10/39 11/36 36/32 50/29 50/34 51/4 67/32 67/36 68/30 impressed [1] 52/27 improved [1] 42/28 Improvement [2] 27/2 27/17 improvements [1] 82/24 Inc [2] 77/7 80/18 include [3] 22/11 66/29 93/36 includes [2] 50/31 50/33 including [1] 12/22 Incode [1] 15/19 incorporate [1] 54/30 incorporated [2] 39/32 77/12 incorrectly [2] 14/20 21/24 increase [4] 18/13 18/23 64/21 85/21 independent [1] 37/1 indication [1] 84/1 indiscernible [13] 20/31 37/5 37/19 38/14 38/32 40/11 48/21 50/3 57/38 88/40 90/11 92/36 96/8 individual [5] 8/18 29/14 30/4 62/37 62/38 industrial [1] 42/4 industries [1] 51/38 inexpensive [1] 31/31 infinity [2] 38/12 41/11 influence [2] 51/20 52/1 influencing [1] 34/24 information [25] 9/13 9/19 12/1 12/2 13/1 25/4 25/10 29/18 36/30 37/33 37/37 38/40 40/12 43/36 49/26 49/33 71/21 76/18 76/28 78/2 82/27 82/30 91/32 98/25 101/13 infrastructure [1] 53/36</p> | <p>J</p> <p>Jacobsville [1] 41/21 Jake [1] 49/10 Jane [2] 73/6 73/6 January [2] 58/9 58/16 January 2019 [1] 58/16 Jason [2] 75/15 76/35 JAVS [1] 101/9 job [5] 11/10 11/13 38/37 71/13 90/9 jobs [1] 11/30 join [6] 1/26 1/34 10/18 10/18 11/9 97/3 joint [12] 9/14 9/20 10/10 10/11 10/30 10/30 11/3 11/9 11/14 11/21 12/4 12/26 Joliet [3] 38/34 38/35 49/9 Jon [13] 25/6 25/12 25/17 26/19 49/28 49/35 49/37 49/40 50/17 50/20 55/34 55/39 56/7</p> |

| | |
|--|--|
| <p>J</p> <p>Jon here [1] 25/17 Ju [1] 74/35 JUDIE [15] 1/9 6/17 6/23 7/3 7/5 7/13 7/22 7/37 8/26 34/29 57/20 60/31 74/35 80/22 94/11 Juliet [1] 49/8 jump [1] 39/2 junction [4] 40/22 40/23 41/19 41/20 jurisdiction [1] 55/26 just want [1] 33/29 JV [1] 10/16</p> | <p>LEDA [3] 58/35 59/25 59/32 left [6] 17/38 28/38 40/15 40/28 41/17 41/21 Legacy [1] 15/18 legal [6] 21/18 21/23 21/24 21/26 23/3 77/25 legally [2] 57/4 67/19 legislation [1] 2/14 legislature [1] 95/33 lets [1] 83/7 letter [7] 28/23 84/17 93/6 94/3 94/4 94/36 95/17 letters [2] 15/20 15/36 letting [1] 54/25 level [5] 12/7 43/4 52/21 66/26 67/2 levels [1] 66/22 leverage [1] 12/34 levy [2] 28/8 28/9 levying [2] 27/3 27/19 Lewis [5] 40/21 40/24 40/25 41/2 50/21 lied [1] 72/5 lies [1] 72/17 life [7] 12/17 12/19 38/35 40/1 42/27 52/7 97/12 life when [1] 97/12 like us [1] 15/30 likely [1] 52/1 limited [3] 5/14 53/21 99/6 limits [9] 61/25 61/25 61/30 61/30 64/21 66/26 87/4 92/4 92/33 line [10] 2/34 29/22 29/24 29/26 39/37 40/30 62/7 66/39 86/2 88/20 lines [2] 12/28 40/29 link [1] 42/13 LIQUOR [1] 100/26 list [1] 14/11 listed [2] 5/27 31/32 listen [1] 24/9 listening [1] 4/6 litigation [3] 51/30 51/30 96/19 little [21] 4/2 10/31 10/31 19/10 21/13 28/33 29/5 38/20 39/20 39/21 39/39 42/3 42/11 42/27 43/2 45/29 56/32 59/28 61/40 65/17 82/27 live [1] 92/34 lived [2] 38/34 38/35 lives [4] 12/18 12/35 38/10 46/22 living [4] 16/24 20/31 38/32 39/5 Liz [2] 37/7 37/21 loan [1] 92/14 loans [2] 84/38 85/1 local [1] 87/19 located [2] 27/9 27/24 logistical [1] 73/22 Lone [5] 10/6 10/7 11/29 12/20 12/30 long [11] 14/39 18/6 28/17 33/22 38/38 52/14 66/2 77/17 90/23 92/3 92/8 longer [3] 3/28 12/35 73/28 longevity [1] 51/20 loop [1] 28/38 loose [1] 83/12 Lori [3] 45/40 45/40 48/32 lose [1] 62/25 loses [1] 90/9 lost [2] 92/4 96/26 lot [31] 4/31 10/37 11/12 12/7 12/21 19/13 31/38 49/1 50/31 52/19 53/17 53/32 54/6 54/10 54/16 54/28 55/18 56/37 59/29 62/31 62/31 80/6 80/9 81/35 81/35 83/13 83/14 86/35 96/10 96/11 96/13 Lots [1] 73/13 Louis [2] 92/27 92/35</p> |
| <p>K</p> <p>KATHLEEN [1] 1/11 Kathy [15] 1/28 6/12 6/39 7/21 7/37 18/10 19/24 22/15 35/40 57/20 60/31 71/1 71/28 90/4 97/25 keep [11] 11/23 50/5 53/15 54/9 62/15 62/16 62/20 62/22 62/31 63/2 77/16 keeps [2] 14/40 77/24 KEITH [8] 1/12 11/39 31/28 52/34 72/38 73/5 82/5 95/1 Keith's [1] 28/26 key [1] 32/1 kids [3] 65/7 78/9 78/11 kinds [6] 41/32 42/17 42/25 43/6 43/23 44/9 Kingston [3] 2/27 2/28 85/13 knew [1] 68/3 knowing [6] 16/25 16/34 23/36 48/1 76/6 82/20 knowledgeable [1] 3/35 known [1] 19/21</p> | |
| <p>L</p> <p>labels [1] 39/20 lack [1] 12/1 land [7] 25/5 25/11 38/15 42/25 49/27 49/34 54/7 Lander [69] 1/1 1/2 1/22 1/40 5/33 9/13 9/19 10/7 25/4 25/10 27/2 27/3 27/9 27/17 27/18 27/24 28/4 28/30 29/15 42/3 47/17 49/26 49/33 52/2 52/5 52/38 53/6 53/10 55/13 56/15 56/21 56/30 57/16 58/9 58/17 58/35 60/24 60/29 64/36 70/2 70/8 77/16 77/19 81/6 81/7 81/8 81/10 81/11 81/20 81/21 81/22 81/23 81/25 81/40 83/29 89/27 92/29 93/22 93/24 93/24 94/17 94/18 97/17 97/22 100/24 100/25 100/30 100/39 101/15 landownership [1] 43/5 lands [2] 46/36 54/36 lane [1] 40/26 Lani [1] 92/27 large [5] 11/37 51/20 62/20 62/28 63/19 lastly [1] 92/12 later [1] 23/35 latest [1] 2/16 law [3] 27/35 34/10 35/17 laws [3] 68/20 84/22 93/15 lawsuit [1] 96/27 lawsuits [1] 96/25 lead [1] 1/28 leader [1] 11/6 leaders [1] 10/34 leadership [1] 11/18 leak [3] 16/21 16/21 83/12 Leanne [1] 29/2 learn [3] 41/37 52/26 92/34 learning [1] 31/18 least [5] 12/20 16/14 20/34 85/4 90/10 leave [3] 34/27 43/19 52/33 leaves [2] 6/5 72/16 leaving [1] 30/8</p> | |

| | |
|---|---|
| <p>L</p> <p>love [2] 10/25 44/23 Lovelock [2] 73/2 73/4 Lovelock's [1] 87/13 lower [1] 40/14 lowest [1] 11/19 ludicrous [1] 62/29 lunch [1] 1/40 Lura [4] 56/23 57/10 57/11 58/1</p> | <p>mental [2] 98/28 98/34 mention [2] 48/36 94/24 mentioned [2] 29/32 46/22 merge [3] 84/9 89/17 89/18 merged [2] 81/9 81/23 merger [4] 81/13 81/26 88/33 89/15 merging [1] 89/10 message [1] 76/28 messages [1] 2/13 met [3] 1/1 46/5 52/26 metal [1] 45/17 meter [5] 18/24 19/37 19/39 19/40 20/2 meters [3] 18/29 81/30 92/30 Michigan [1] 42/23 middle [1] 41/25 mile [8] 41/8 41/8 41/9 42/23 45/31 45/31 47/21 48/2 miles [5] 39/37 39/38 40/4 40/21 47/13 Mill [2] 53/30 54/37 million [8] 63/40 82/9 84/36 85/13 91/33 92/28 92/29 92/29 millions [1] 82/11 mills [1] 41/26 mind [3] 62/27 62/32 94/19 mine [10] 6/34 12/17 12/18 12/19 12/19 12/35 12/38 51/23 51/39 52/7 Mines [1] 42/16 mines' [1] 94/17 minimal [2] 30/1 34/37 mining [4] 10/5 41/37 50/35 51/37 minus [1] 14/28 minute [5] 3/6 72/24 85/38 85/39 90/4 minutes [10] 5/15 5/36 5/37 5/39 6/1 10/8 41/23 76/40 87/25 99/7 misery [1] 30/18 mislead [2] 71/26 72/7 misleading [1] 71/18 missed [5] 14/24 18/6 18/39 19/1 19/11 missing [1] 33/34 mission [1] 89/25 mistake [3] 16/5 16/18 22/37 mistakes [1] 14/26 misunderstand [1] 34/11 misunderstood [1] 34/15 Miteshell [2] 24/6 80/40 MMR [1] 73/16 mobile [2] 20/5 20/9 mocks [1] 45/30 moment [4] 1/35 1/37 40/3 91/8 Monday [4] 2/15 3/25 3/26 95/33 money [37] 16/5 27/12 27/27 28/8 28/10 29/25 34/30 42/37 42/40 57/11 62/29 62/31 62/31 63/4 63/7 63/9 63/16 63/19 63/31 64/2 65/5 65/10 65/31 66/13 67/19 68/4 74/9 81/36 82/7 87/40 88/3 92/1 92/16 94/18 94/19 94/20 95/21 money's [1] 66/39 moneys [1] 28/34 monies [2] 29/20 92/12 month [11] 14/37 14/37 14/38 15/14 15/16 15/17 28/10 28/34 58/8 58/16 85/30 monthly [3] 27/5 27/21 86/38 months [7] 51/36 52/26 53/4 68/8 70/34 72/40 96/12 morning [26] 1/28 2/11 2/15 9/30 12/15 13/19 13/38 13/39 13/40 14/2 14/5 23/36 25/29 38/3 38/5 40/19 46/5 49/37 49/38 49/39 49/40 50/1 50/19 56/23 56/24 95/33 mostly [1] 50/24 motels [1] 42/28 motion [41] 6/6 6/9 6/12 6/23 6/36 6/39 7/5 7/14 7/17 7/19 7/35 7/37 8/9 8/26 8/40 22/40 23/4 23/6 35/6 35/23 35/25</p> |
| <p>M</p> <p>made [23] 6/12 6/23 6/39 7/5 7/19 7/37 8/26 16/3 22/37 23/6 24/9 35/40 39/21 42/21 42/29 44/31 57/20 69/3 75/36 83/40 94/11 97/11 97/19 main [3] 39/37 40/30 92/13 majority [5] 50/32 81/5 81/10 81/19 81/23 man [1] 95/15 manage [2] 29/8 61/39 managed [1] 62/2 management [8] 25/5 25/11 28/37 43/12 49/27 49/34 50/39 53/26 manager [4] 1/12 9/21 10/5 50/20 managing [1] 53/22 mandated [2] 91/35 91/39 manner [4] 5/17 11/38 86/39 99/9 many [7] 11/2 12/9 19/11 20/14 33/31 65/24 83/13 marathon [2] 48/13 48/13 March [8] 1/4 1/24 2/28 5/35 5/37 5/38 5/38 101/13 March 14th [1] 5/37 March 18th [1] 5/38 March 19th [1] 5/38 March 28th [2] 1/24 5/35 marijuana [3] 58/8 58/15 59/4 Mark [9] 9/15 9/21 9/26 9/30 10/4 11/6 13/8 43/13 43/18 marker [3] 41/8 41/9 48/4 market [1] 40/27 markets [1] 39/29 markup [1] 76/9 Martin [1] 43/13 Massey [3] 77/6 77/11 80/17 master [3] 77/24 77/37 78/10 matches [1] 45/23 materials [2] 5/32 76/8 matter [2] 28/5 42/6 May 11th [1] 2/32 McCoy [2] 42/16 42/16 meaning [1] 14/30 means [9] 11/19 12/3 44/3 51/13 52/28 53/19 73/25 75/29 86/37 measles [1] 73/12 Medicaid [3] 74/8 74/10 75/21 Medicaid/Medicare [1] 74/8 medical [1] 76/8 Medicare [2] 74/8 74/10 Medicare/Medicaid [1] 74/10 medication [1] 97/11 medications [2] 73/20 76/5 meet [3] 10/25 45/4 50/23 meeting [30] 1/23 2/15 2/18 3/25 3/30 4/1 5/13 5/32 5/36 5/37 5/39 5/39 25/19 25/27 25/28 26/7 28/34 32/36 38/39 50/24 65/23 77/40 78/1 78/25 84/20 93/15 96/19 99/5 99/32 101/11 meeting's [2] 25/22 26/27 meetings [3] 3/3 6/35 86/37 member [2] 5/29 33/22 members [4] 11/2 11/9 81/6 81/20 memory [2] 83/18 92/8</p> | |

M
 motion... [20] 35/29 35/37 35/39 35/40 57/15 57/20 60/23
 60/33 66/21 66/22 66/28 67/23 69/15 79/28 80/16 93/3 93/22
 94/11 99/19 99/20
 motorcycle [1] 47/34
 Mount [3] 41/2 50/21 51/27
 Mountain [20] 1/3 1/23 10/19 22/40 38/31 39/31 39/34 40/19
 40/24 41/28 44/40 45/21 45/39 48/13 50/22 51/40 53/1 64/35
 77/21 100/40
 Mountain's [3] 13/28 13/34 23/1
 mouth [1] 7/2
 move [14] 2/19 5/25 7/2 7/3 7/4 22/13 23/2 24/4 45/1 47/22
 69/39 71/31 77/3 98/38
 moved [8] 6/8 6/37 60/28 60/31 62/7 69/17 80/22 99/23
 movement [2] 54/27 75/19
 moving [6] 52/39 53/4 54/32 58/13 64/20 76/37
 Mr. [6] 43/13 43/26 48/35 49/31 75/14 76/38
 Mr. Bleak [1] 75/14
 Mr. Bokoski [2] 43/26 48/35
 Mr. Martin [1] 43/13
 Mr. Ramos [1] 76/38
 Mr. Sherve [1] 49/31
 muddy [1] 89/7
 multiple [2] 14/39 46/36
 Murphy [1] 29/3
 museum [7] 39/23 44/32 44/38 45/10 46/4 48/38 48/39
 museums [1] 46/12
 mute [1] 1/34
 myself [5] 7/6 38/16 73/5 75/18 75/23

N
 NACO [2] 6/35 86/40
 naivety [1] 76/3
 name [6] 10/4 10/4 20/27 38/28 38/40 50/20
 name's [2] 38/27 38/27
 NAMES [1] 101/15
 national [5] 51/8 53/12 96/38 96/39 96/40
 Nay [1] 23/17
 ne [2] 51/33 69/3
 necessarily [3] 52/8 83/1 93/2
 necessary [1] 35/33
 need [47] 4/4 4/5 4/8 4/9 6/33 16/13 17/39 19/39 23/23 25/1
 29/18 29/38 30/17 30/19 30/20 31/36 32/23 37/9 39/1 43/39
 58/29 60/10 60/17 62/15 62/21 65/11 66/28 68/12 70/29 71/3
 75/22 76/22 77/26 77/27 77/32 78/36 80/2 81/35 82/24 83/26
 86/38 89/22 90/37 94/39 96/18 96/19 98/32
 needed [6] 11/3 28/38 28/39 56/36 75/20 92/12
 needs [3] 44/16 68/25 79/7
 negotiate [6] 16/11 16/14 20/35 20/40 21/35 22/18
 negotiated [1] 22/16
 negotiating [2] 22/19 22/30
 negotiations [2] 70/1 70/8
 negotiator [1] 21/2
 neighbors [2] 11/26 43/9
 NEPA [2] 51/8 52/13
 net [3] 63/35 85/12 94/17
 Nevada [16] 1/4 11/21 34/9 35/15 37/34 37/38 41/7 46/10
 46/39 48/37 70/2 70/3 70/8 70/9 72/11 100/40
 never [5] 28/10 63/29 63/30 69/3 86/30
 Newmont [11] 9/14 9/20 9/22 10/5 10/9 10/10 10/13 10/29
 10/34 11/5 11/22
 news [1] 11/6
 nice [2] 45/37 48/28
 night [1] 76/28
 nights [1] 29/6
 nine [3] 85/6 85/6 85/7

Nine or [1] 85/7
 no [96] 4/18 4/20 5/20 6/14 6/16 8/14 8/22 9/24 9/24 11/19
 12/3 13/3 13/5 15/22 16/17 16/17 17/18 17/18 17/23 17/32
 17/32 18/7 19/7 19/29 19/29 22/2 22/2 22/7 22/7 22/23 23/8
 23/10 25/29 31/24 31/38 32/3 32/25 32/34 32/40 33/8 33/9
 33/10 36/4 36/12 42/6 43/16 43/35 50/8 55/35 57/27 58/23
 59/6 59/12 61/12 68/1 69/19 69/27 70/21 71/38 72/6 73/29
 73/40 75/1 80/11 80/24 80/26 82/24 83/3 83/10 84/25 84/40
 86/12 86/13 86/29 86/32 87/37 90/9 90/10 91/19 91/23 91/23
 91/25 91/25 91/27 92/40 93/15 94/26 94/34 95/17 98/2 98/12
 98/12 98/17 98/37 99/12 99/14
 no ca [1] 68/1
 nobody [2] 73/9 95/6
 nobody's [1] 66/11
 nominal [2] 5/34 32/8
 nominated [1] 52/23
 non [1] 29/12
 nonagenda [2] 5/12 99/4
 nonagendized [2] 5/10 98/38
 none [1] 5/25
 nonprofit [4] 65/5 66/23 66/25 67/13
 nonprofits [3] 64/18 65/1 67/20
 noon [1] 2/1
 nope [1] 85/38
 normally [1] 19/38
 north [4] 10/18 20/11 51/18 51/28
 northeast [1] 51/18
 northern [2] 50/21 50/22
 not a [1] 83/12
 not from [1] 17/16
 not unacceptable [1] 83/17
 not what [1] 83/16
 note [6] 24/9 35/9 35/10 78/29 90/29 100/39
 noted [1] 23/34
 nothing [4] 2/23 2/24 2/25 51/2
 notice [3] 5/35 19/13 40/14
 noticed [1] 96/22
 notify [1] 5/1
 nowhere [1] 68/32
 NRS [9] 27/7 27/7 27/13 27/22 27/22 27/28 31/2 34/1 34/40
 number [58] 5/35 5/36 5/37 5/38 5/39 5/40 6/1 6/3 6/5 6/5
 8/30 8/30 9/1 9/7 9/18 13/20 13/21 14/14 16/28 21/1 23/31
 23/34 23/40 24/9 24/29 25/9 25/23 26/2 26/3 26/24 37/37
 39/25 39/32 40/2 41/13 43/32 48/37 49/32 50/29 51/17 51/30
 52/6 52/37 54/33 56/18 58/7 58/13 58/15 61/28 69/28 69/39
 75/12 76/37 77/3 80/40 81/16 95/7 95/29
 Number 11 [1] 24/9
 numbers [3] 14/13 14/28 14/40
 numerous [1] 29/4
 nurse [19] 3/8 58/24 70/16 70/28 70/29 70/33 70/38 71/14
 73/1 73/3 73/7 73/18 74/11 74/40 76/24 95/40 96/3 96/16
 96/17
 nursing [1] 75/33
 Nye [1] 50/33

O
 o'clock [13] 2/16 3/26 3/31 3/37 10/26 23/36 23/39 24/3 25/28
 26/8 26/10 26/11 95/33
 obsessed [1] 42/38
 obtained [1] 29/18
 off-highway [1] 41/32
 offer [1] 54/6
 office [11] 5/33 40/35 43/13 50/21 53/23 70/17 70/22 73/8
 73/9 74/12 91/19
 officer [5] 27/8 27/10 27/23 27/25 74/17
 offices [2] 70/19 70/32

| O | P |
|--|--|
| <p>official [3] 28/17 35/31 35/32 OHV [4] 42/14 42/26 44/10 46/23 old [13] 14/24 15/18 18/39 20/5 45/21 47/15 51/22 51/23 51/40 54/23 82/22 82/38 83/14 once [11] 28/34 35/2 35/9 35/9 35/10 35/10 35/17 39/33 42/20 42/32 65/24 one [76] 2/27 5/29 7/13 7/30 8/20 9/5 10/13 10/13 11/15 11/38 12/25 15/1 16/23 18/3 18/10 21/12 21/12 21/12 27/30 32/36 34/28 35/24 38/18 39/36 42/23 42/28 43/27 43/30 43/30 43/32 43/38 44/40 45/31 46/18 46/34 51/35 62/38 64/23 65/15 65/25 68/21 69/39 70/18 70/23 70/34 71/22 71/27 73/5 73/11 74/18 77/7 77/13 78/8 78/30 78/31 80/18 81/28 83/23 84/10 84/16 84/19 86/40 86/40 87/26 88/40 89/33 90/1 90/9 90/29 91/4 93/17 94/14 96/7 96/23 97/10 97/11 one-third [1] 97/10 ones [10] 8/20 20/36 21/11 21/13 21/15 21/29 22/3 40/5 53/6 87/30 ongoing [8] 42/5 50/26 50/34 50/39 53/14 53/36 54/3 54/39 Oops [1] 16/2 open [12] 48/29 55/33 70/12 72/29 72/31 75/23 76/29 84/20 89/29 90/26 91/8 93/14 opened [1] 91/29 opening [1] 42/30 opens [1] 48/22 operation [2] 10/7 52/6 operations [2] 10/6 51/21 opinion [5] 21/23 21/24 21/26 23/3 88/22 opioid [5] 96/24 96/36 97/10 98/13 98/28 opioids [1] 96/28 opportu [1] 75/30 opportunities [3] 11/35 52/8 54/34 opportunity [5] 12/32 24/37 38/7 75/22 80/2 opposed [5] 6/29 23/16 36/11 69/26 94/33 option [2] 24/22 31/6 options [1] 22/18 order [4] 1/22 2/2 13/21 81/3 ordinance [1] 78/30 ordinances [1] 79/18 ore [5] 39/28 39/34 40/40 41/1 46/16 organization [3] 12/13 62/17 62/22 organizations [2] 11/12 62/16 original [2] 40/20 57/34 others [2] 11/39 20/25 Ours [1] 12/20 outbreak [6] 55/9 73/13 73/21 73/26 74/2 74/3 outreach [2] 52/31 54/34 outside [1] 38/29 outstanding [1] 22/24 overall [3] 11/3 11/32 54/30 overdose [1] 97/29 overdosed [1] 98/14 overdoses [1] 97/18 overpopulation [1] 53/17 overview [2] 12/7 54/39 owe [4] 14/31 15/3 15/6 16/5 owed [4] 14/32 14/33 16/1 16/12 own [11] 16/22 22/38 54/2 62/21 62/27 62/27 62/34 62/36 70/29 71/3 71/3 owned [1] 40/16 owner [1] 42/29 owners [1] 43/9 ownership [4] 11/4 11/5 54/7 55/22 Oxycontin [1] 97/29</p> | <p>Pacific [1] 45/22 PACT [2] 3/34 3/34 page [1] 60/36 paid [6] 82/9 84/38 85/12 85/13 90/8 91/33 pamphlet [1] 50/31 paper [6] 27/40 28/14 29/32 29/39 30/9 55/5 paperwork [1] 68/3 parallel [2] 39/38 40/30 pardon [2] 8/39 93/33 Paris [1] 43/13 parks [1] 20/5 part [23] 19/23 22/21 30/22 30/39 33/5 38/22 47/29 50/21 51/16 52/9 52/9 53/9 53/10 53/38 55/18 55/19 81/39 83/31 85/17 85/31 90/32 91/5 91/19 part-time [1] 91/19 PARTICIPANT [1] 101/15 participants [1] 10/28 participate [2] 50/23 84/11 particular [1] 3/26 particularly [1] 21/29 parties [2] 70/4 70/10 parts [2] 36/32 44/38 party [3] 12/4 28/12 30/3 pass [2] 40/13 41/18 passes [5] 7/29 8/8 57/37 61/19 69/28 past [11] 13/29 13/30 13/35 13/36 15/14 16/18 23/1 41/38 62/38 82/39 91/33 paths [2] 42/33 79/33 patients [3] 75/28 75/29 97/13 Patrick's [1] 2/29 PATSY [5] 1/7 71/26 82/31 82/33 83/19 paving [2] 80/2 80/3 pay [12] 22/23 22/32 27/13 27/28 29/14 29/23 75/29 78/21 80/5 85/21 85/21 86/6 payable [1] 7/33 paying [6] 16/38 16/40 17/1 20/37 62/15 87/23 payment [8] 5/40 6/3 6/32 8/9 9/6 22/18 27/5 27/20 payroll [11] 5/40 6/5 29/25 37/6 37/14 68/6 68/7 68/7 91/11 91/14 91/22 pays [2] 29/24 29/26 pecuniary [1] 33/2 penalties [1] 83/8 per [8] 5/15 19/3 28/38 29/1 29/12 40/21 86/30 99/7 per se [3] 19/3 28/38 29/1 percent [4] 11/4 11/5 76/9 85/18 percentage [2] 18/36 22/12 perfect [2] 37/16 48/38 perfectly [1] 83/15 period [2] 40/18 51/11 periodically [1] 50/24 periods [1] 14/39 peripheral [1] 97/35 permit [1] 25/37 permittee [1] 53/14 permittees [3] 26/8 26/15 52/40 permitting [2] 52/11 54/2 PERS [7] 31/19 31/20 31/21 31/25 31/25 36/30 36/31 Pershing [1] 56/31 person [8] 5/15 28/40 30/15 31/20 33/23 36/37 36/39 99/7 person's [1] 20/27 personal [2] 12/12 44/1 personally [2] 43/2 44/31 personnel [1] 43/12 Persons [2] 5/11 99/3 perspective [3] 10/9 10/29 12/3</p> |

| | |
|---|--|
| <p>P</p> <p>PERTAINING [1] 101/15 Peters [1] 74/26 petrified [2] 42/15 42/15 pharmacy [1] 98/8 phase [3] 42/40 43/22 46/32 Phelpes [1] 40/15 phenomenal [1] 47/33 Phoenix [8] 10/6 10/6 11/29 12/20 12/21 12/24 12/30 50/37 phone [1] 76/29 phones [1] 1/34 phonetic [1] 20/9 pick [3] 18/30 22/6 41/1 picked [3] 14/23 14/31 18/22 Pickup [1] 81/31 picnicking [1] 42/26 Pictometry [5] 56/14 56/14 56/20 56/21 57/16 pictorial [1] 38/20 picture [1] 41/25 pictures [1] 40/11 piece [6] 11/24 38/8 40/25 41/27 45/17 46/16 pieces [1] 92/21 Pierce [1] 28/29 pilot [1] 53/12 Pine [1] 56/31 pipe [1] 83/14 piping [2] 83/3 83/9 pits [1] 54/22 place [10] 5/17 10/13 10/36 39/22 78/9 78/11 87/6 96/16 99/9 101/11 placed [2] 5/16 99/8 places [1] 38/21 plan [4] 12/19 77/24 77/37 78/10 planned [2] 50/26 51/2 planning [5] 29/2 54/35 55/23 77/31 78/1 plans [1] 17/10 plant [4] 10/19 13/6 53/34 91/36 planting [2] 53/35 54/37 plaque [1] 3/9 plate [1] 45/23 please [5] 1/27 9/7 25/25 37/11 40/13 pled [1] 97/16 Pledge [2] 1/26 1/30 PLUAC [2] 33/5 33/5 plus [1] 14/28 POD [3] 73/20 73/27 74/4 point [13] 18/1 28/40 29/38 33/8 35/12 41/18 43/39 44/15 47/2 62/32 70/18 92/2 94/22 pointed [1] 28/31 pointing [1] 35/22 points [1] 11/25 Poland [1] 38/29 policies [2] 90/15 90/23 Policy [1] 51/8 Polish [2] 38/28 38/28 pond [1] 84/40 Pony [2] 39/4 44/6 POOL [2] 3/34 3/34 POOL/PACT [2] 3/34 3/34 popular [1] 41/15 population [1] 55/13 portion [2] 16/14 85/18 position [1] 2/19 positions [2] 70/38 86/34 positive [3] 3/32 50/35 75/18 possibilities [1] 48/24</p> | <p>possibly [2] 88/22 96/15 potential [5] 11/40 51/3 51/28 95/27 95/30 power [3] 28/8 31/3 95/22 practice [1] 83/16 precise [1] 22/13 preliminary [1] 51/24 premium [1] 29/29 prepared [2] 22/39 50/8 preplan [1] 51/17 presence [2] 1/17 1/18 present [2] 1/7 44/3 presentation [5] 37/33 37/37 43/29 43/33 45/3 Presentations [1] 43/28 presented [9] 9/15 9/21 25/6 25/12 37/33 37/38 49/28 49/35 54/21 presenting [1] 50/30 preserve [1] 44/22 president [2] 2/20 40/15 pretty [9] 3/27 21/8 38/13 42/33 46/21 50/21 64/17 67/13 82/6 prevails [1] 28/31 prevalent [1] 55/12 previous [1] 62/2 price [4] 12/22 12/24 22/19 46/1 pride [1] 41/35 primary [1] 39/33 Prince [1] 98/26 prior [2] 18/38 28/32 priorities [1] 53/23 priority [4] 53/4 53/7 53/25 54/4 pristine [1] 44/24 private [5] 31/17 42/25 46/21 46/38 47/29 privately [1] 29/30 pro [1] 20/30 problem [12] 23/33 34/18 62/18 65/4 68/10 71/5 72/17 72/25 72/37 83/20 91/34 92/10 problematic [2] 67/21 89/19 problems [6] 57/3 57/9 62/24 68/2 72/14 81/35 Procedurally [1] 84/5 procedure [2] 27/39 95/11 procedures [2] 90/15 90/25 proceeds [3] 63/35 85/12 94/17 process [11] 11/17 38/24 42/40 43/16 47/7 52/11 52/13 52/14 52/21 52/29 54/2 produced [1] 1/5 productive [1] 11/30 profit [3] 30/3 65/14 86/26 profitable [1] 86/30 program [8] 3/12 53/16 53/29 73/30 75/20 75/26 75/33 80/2 programs [1] 62/24 progress [1] 11/32 prohibitive [1] 92/17 project [18] 43/1 44/8 50/37 50/39 51/7 51/14 51/16 51/16 51/22 51/26 51/27 51/29 51/38 51/39 52/4 52/5 53/12 53/14 projection [1] 12/17 projects [22] 4/12 4/12 25/5 25/11 49/27 49/34 50/25 50/25 50/26 50/29 50/31 50/35 51/5 52/19 52/29 52/31 52/35 52/37 54/39 54/40 63/12 82/12 promise [1] 7/2 promote [3] 29/8 42/13 42/19 promoting [1] 42/5 prop [1] 45/13 proper [3] 30/9 87/27 95/11 properly [26] 9/16 9/27 13/30 13/36 15/12 25/6 25/12 27/14 27/29 28/13 37/35 37/39 49/28 49/35 56/15 56/21 58/10 58/18 61/26 61/31 70/5 70/11 77/8 77/13 81/14 81/27 properties [1] 61/31</p> |
|---|--|

| | |
|---|---|
| <p>P</p> <p>property [4] 46/38 47/30 67/20 86/2 protect [3] 41/38 42/1 90/23 protest [1] 2/16 protesting [1] 86/9 prove [1] 69/2 provide [12] 27/9 27/24 29/28 51/28 54/30 54/33 75/20 75/29 76/7 76/7 76/8 80/2 provided [3] 70/3 70/9 101/15 provider [1] 73/25 providing [1] 50/30 public [50] 2/2 5/7 5/9 5/14 5/16 5/17 5/19 12/9 12/26 13/4 13/22 13/25 23/9 36/3 39/24 41/34 43/11 46/36 46/38 47/8 48/29 51/10 51/11 51/34 54/36 55/33 57/26 61/11 69/18 72/29 72/31 74/17 75/12 80/25 82/27 85/39 87/22 89/29 90/26 91/8 91/29 92/26 94/25 98/38 99/1 99/6 99/8 99/9 99/11 99/13 publications [1] 41/13 publicly [1] 11/18 pull [3] 6/4 6/33 42/10 pulled [1] 2/3 purchase [1] 12/39 purpose [1] 39/33 purposes [1] 96/35 purse [1] 95/22 pursuant [4] 27/6 27/7 27/22 27/22 pushing [1] 97/16 putting [5] 17/6 30/5 42/37 75/32 78/9 puzzle [1] 92/21</p> | <p>Ray [2] 24/13 24/15 re [2] 22/23 78/31 reached [2] 27/12 27/26 read [4] 30/19 40/14 55/5 87/25 reading [1] 73/12 readjusted [1] 78/26 ready [2] 35/4 35/23 ready for [1] 35/4 real [2] 21/8 90/1 realize [3] 12/26 17/6 97/18 really we [1] 22/23 reap [1] 91/11 reason [1] 64/26 Reasonable [2] 5/16 99/8 reasons [2] 81/28 97/7 rebuilding [4] 53/31 53/32 53/33 53/37 rec [2] 27/37 28/6 recall [3] 29/10 61/39 62/5 receive [1] 90/20 received [3] 58/8 58/16 63/7 receives [2] 90/34 94/17 recently [1] 50/37 recognizant [1] 1/33 recognize [1] 54/18 recognizing [1] 80/9 recommendations [1] 78/3 recommended [1] 73/16 reconciliation [3] 13/28 13/34 22/40 record [18] 1/17 1/18 9/8 9/31 12/9 12/26 14/3 19/12 30/1 58/25 62/6 72/23 72/32 75/15 82/32 85/37 90/38 91/31 recorded [1] 23/18 RECORDING [3] 101/11 101/13 101/19 records [1] 50/12 recreation [3] 48/25 53/29 54/28 recreational [1] 41/16 rectified [1] 18/27 recuse [1] 7/6 reduced [2] 59/36 60/3 reducing [1] 4/31 Reese [3] 38/12 39/39 53/6 reevaluate [2] 70/28 71/29 reevaluation [1] 53/7 referring [1] 75/31 refill [1] 72/17 refilling [1] 72/27 reflect [2] 1/17 1/18 regard [2] 10/16 11/1 regards [5] 29/20 29/27 30/23 30/29 70/13 regular [5] 1/2 83/4 86/36 86/37 97/28 regulations [2] 68/20 77/27 relations [1] 43/11 relative [1] 45/38 relying [1] 74/5 remainder [1] 8/10 remaining [1] 60/25 remains [2] 40/8 40/38 remember [5] 59/5 59/7 59/32 64/15 64/28 remind [1] 3/24 remove [1] 78/5 removed [1] 2/3 removing [1] 78/4 renew [1] 65/40 renewable [1] 52/39 renewal [3] 77/6 77/11 80/17 Reno [3] 55/11 55/18 79/34 reorganized [1] 40/2</p> |
| <p>Q</p> <p>Quarry [1] 12/31 quarterly [1] 59/9 que [1] 90/1 question [23] 4/23 12/16 14/17 16/9 21/5 21/18 21/19 32/18 35/21 36/20 36/35 55/2 72/33 75/24 82/25 83/28 88/25 88/32 88/39 89/35 95/16 96/33 96/35 questioned [1] 78/12 questioning [1] 18/14 questions [14] 4/11 12/8 13/2 14/10 32/15 38/25 39/1 43/25 55/1 55/32 55/33 76/27 76/30 84/23 quick [5] 21/8 36/20 49/14 54/39 80/39 quite [4] 30/13 40/17 52/20 59/36 quorum [1] 1/17</p> | |
| <p>R</p> <p>races [1] 36/38 rail [3] 40/34 45/24 47/15 railroad [35] 37/34 37/39 38/11 38/18 38/22 39/3 39/21 39/27 39/29 39/31 39/35 39/36 40/8 40/9 40/13 40/15 40/16 40/24 40/25 40/27 41/3 41/7 41/10 41/12 41/17 41/21 42/8 42/32 43/30 45/22 45/39 48/6 48/37 48/38 48/40 railroads [1] 41/37 rails [1] 45/26 raise [1] 85/29 raised [1] 38/34 Ramos [3] 14/3 76/38 82/32 rampant [1] 97/40 ran [3] 39/40 42/24 48/40 Ranch [1] 53/10 rancher [2] 46/34 46/34 ranchers [4] 25/30 46/19 46/30 47/1 Range [1] 51/19 rate [6] 18/33 18/36 18/39 19/3 22/16 92/16 rates [2] 85/21 92/18 rather [9] 44/1 47/34 71/4 75/32 76/15 87/2 94/16 97/29 97/29</p> | |

| | |
|--|--|
| <p>R</p> <p>repair [1] 84/39 repairs [1] 92/13 report [1] 2/23 REPORTER [1] 101/7 reporting [1] 87/27 reports [7] 2/6 2/9 3/1 3/3 68/7 95/27 95/30 representation [1] 30/3 representative [1] 71/17 request [15] 5/30 27/10 27/25 56/39 66/31 66/35 66/38 68/13 81/11 81/24 81/29 84/6 84/17 93/27 93/36 requested [3] 27/11 27/26 80/7 requests [2] 5/40 82/11 required [2] 51/33 78/31 requirement [1] 85/33 requirements [2] 51/9 52/12 research [4] 70/15 77/6 77/12 80/17 resident [1] 38/31 residential [10] 14/35 18/20 18/24 19/2 19/16 19/16 20/5 20/30 22/11 83/25 resignation [1] 91/15 resolution [20] 11/35 13/29 13/35 23/2 43/18 43/39 58/7 58/15 60/22 60/24 60/29 65/25 65/35 66/9 66/17 66/38 68/5 69/13 81/12 81/26 resolutions [1] 66/31 resource [2] 11/11 15/39 resources [2] 42/11 42/40 respect [3] 17/4 18/8 28/33 respond [2] 50/39 94/36 responsibility [1] 90/30 responsible [3] 79/19 87/36 94/20 rest [2] 4/36 90/33 Restaurant [1] 42/27 restricted [2] 5/18 99/10 restrictions [2] 5/16 99/8 retain [1] 31/3 reevaluation [1] 53/2 revenue-wise [1] 86/11 review [2] 51/10 51/34 reviewed [1] 56/40 reviewing [2] 62/13 62/14 revisit [1] 61/33 Rex [9] 77/6 77/11 77/16 77/18 77/20 77/28 79/17 80/17 80/17 Rich [1] 27/33 ride [6] 38/20 40/10 47/13 47/21 47/35 47/36 rider [1] 39/4 rides [1] 47/20 Ridge [1] 12/31 ring [1] 64/30 Ripley [1] 73/6 river [4] 38/12 39/39 42/24 53/7 road [4] 77/25 78/9 79/32 82/10 roadblocks [1] 46/33 Roberts [1] 51/40 Robertson [1] 51/22 robust [1] 75/19 rock [2] 82/38 83/4 rocks [1] 42/15 Rogene [1] 29/7 role [1] 28/36 rolling [1] 22/22 Romans [2] 83/5 83/6 Ron's [1] 26/4 room [3] 28/8 28/9 29/20 rough [1] 14/28</p> | <p>roughly [3] 11/4 14/27 24/5 round [2] 41/15 41/24 route [2] 1/4 42/29 routine [1] 5/28 rumors [1] 11/40 run [7] 11/3 12/27 28/39 44/2 48/14 68/2 82/28 running [5] 18/29 44/7 44/20 83/4 97/40 Rush [1] 51/16</p> <hr/> <p>S</p> <p>Sacramento [2] 48/39 49/1 SADIE [1] 1/13 safe [3] 33/25 78/11 91/40 safely [1] 25/2 safety [2] 11/24 29/33 sagebrush [3] 10/19 10/23 13/6 same [14] 19/26 28/21 29/11 30/12 40/5 56/29 74/4 80/15 82/10 87/5 87/15 88/39 97/25 101/17 sarcastic [1] 17/17 Saturday [2] 10/19 10/24 saw [1] 97/9 say GID [1] 81/39 scattered [2] 40/9 40/40 schedule [2] 50/27 51/13 school [2] 41/36 65/10 scrap [1] 40/7 Sec [1] 52/24 second [19] 2/19 6/11 6/38 7/18 7/36 8/11 23/4 24/6 35/39 40/33 41/19 57/18 60/27 67/22 67/23 80/20 92/2 94/10 99/21 seconded [16] 6/13 6/23 6/40 7/5 7/21 7/37 8/28 8/30 23/6 36/1 57/20 60/31 69/17 80/22 94/12 99/23 secretary [3] 29/3 52/22 52/24 section [1] 54/29 sections [1] 82/39 sector [1] 31/17 seedlings [1] 10/20 seeing [1] 96/12 seen [7] 25/40 38/21 41/14 43/31 47/14 50/10 55/4 self [2] 65/12 65/13 self-sustaining [2] 65/12 65/13 selling [1] 97/30 seminars [1] 3/4 send [4] 15/36 73/26 73/26 84/17 sends [1] 28/9 senior [1] 16/24 sense [4] 19/4 19/9 41/34 75/34 sent [3] 29/20 50/7 75/17 separate [6] 10/12 12/30 34/27 38/39 64/25 98/27 separately [1] 5/31 September [2] 50/38 54/38 serpentine [1] 79/21 servants [1] 31/4 serves [1] 100/39 service [5] 29/37 30/11 33/30 55/28 70/36 services [8] 70/3 70/9 75/20 75/29 76/5 76/14 88/15 88/20 session [2] 1/2 62/2 set [8] 3/36 27/36 33/36 34/1 39/13 66/25 73/20 73/20 seven [4] 18/37 21/30 22/6 22/17 several [5] 11/33 40/4 52/26 85/1 86/37 sewage [1] 83/21 sewer [23] 13/28 13/29 13/35 13/35 14/36 16/39 23/1 23/2 81/8 81/12 81/22 81/25 81/30 82/15 82/38 83/12 83/19 83/29 84/40 87/29 87/39 93/5 93/24 sewers [3] 82/35 82/37 83/24 sh [1] 32/29 shall [5] 27/10 27/13 27/25 27/27 34/16</p> |
|--|--|

| | |
|---|---|
| <p>S</p> <p>shape [1] 45/38</p> <p>share [12] 10/9 11/35 12/6 12/8 12/11 12/14 40/2 42/35 43/37 44/39 44/39 48/33</p> <p>sharing [1] 11/38</p> <p>she's [3] 17/37 37/18 44/37</p> <p>Sheep [1] 10/20</p> <p>shelter [1] 40/35</p> <p>sheriff's [1] 74/19</p> <p>Sherve [6] 25/6 25/12 49/28 49/31 49/35 50/20</p> <p>shipped [1] 39/29</p> <p>shops [1] 59/4</p> <p>short [1] 82/39</p> <p>shortages [1] 40/5</p> <p>Shoshone [2] 42/14 46/23</p> <p>shot [1] 66/20</p> <p>show [3] 11/26 19/4 38/7</p> <p>showed [1] 73/5</p> <p>shows [1] 56/33</p> <p>shutdown [1] 50/28</p> <p>sick [1] 87/26</p> <p>side [10] 11/17 11/18 16/19 16/20 16/39 17/5 29/25 52/39 79/34 91/10</p> <p>sidewalk [1] 79/32</p> <p>sidewalks [5] 78/5 78/7 78/11 78/27 79/21</p> <p>sidings [2] 39/37 40/29</p> <p>sign [4] 19/38 57/22 57/23 57/36</p> <p>signed [1] 10/12</p> <p>significant [3] 11/10 12/26 12/29</p> <p>signing [1] 56/28</p> <p>silence [2] 1/35 1/37</p> <p>silver [4] 39/4 39/25 39/34 45/18</p> <p>similar [1] 29/9</p> <p>since [6] 20/36 37/18 53/30 56/37 58/29 79/22</p> <p>sir [2] 45/14 47/2</p> <p>sit [2] 12/28 87/12</p> <p>site [6] 40/40 41/4 41/13 41/24 51/23 54/28</p> <p>sites [4] 11/22 11/29 41/33 41/37</p> <p>sitting [3] 22/22 38/17 42/30</p> <p>situation [3] 18/18 74/3 81/32</p> <p>situations [1] 47/9</p> <p>six [8] 8/20 9/4 9/5 39/40 56/38 68/8 70/19 72/39</p> <p>sixth [1] 54/35</p> <p>Sixty [1] 39/40</p> <p>Sixty-six [1] 39/40</p> <p>size [1] 54/1</p> <p>skewed [1] 14/13</p> <p>skis [1] 38/29</p> <p>slate [2] 16/11 20/34</p> <p>slide [2] 38/11 38/18</p> <p>slides [1] 40/11</p> <p>slim [1] 70/23</p> <p>slithered [1] 79/18</p> <p>small [7] 14/33 22/12 30/11 37/30 42/6 87/6 92/19</p> <p>smaller [1] 21/11</p> <p>So I [2] 47/38 83/26</p> <p>So I'll [1] 54/9</p> <p>so if [2] 73/17 85/19</p> <p>So my [1] 45/16</p> <p>So that's [1] 91/20</p> <p>So there's [1] 73/29</p> <p>so this [1] 28/5</p> <p>So those [1] 73/22</p> <p>soft [1] 6/19</p> <p>sold [2] 40/1 40/7</p> <p>solicit [1] 52/32</p> | <p>solution [2] 91/36 91/37</p> <p>somebody [5] 28/39 29/23 39/23 45/5 73/19</p> <p>somebody's [2] 19/27 21/2</p> <p>somehow [1] 20/13</p> <p>someone [2] 57/34 92/38</p> <p>sometime [2] 51/14 54/36</p> <p>soon [1] 25/22</p> <p>sorry [9] 4/10 6/20 34/17 47/4 50/11 60/4 73/6 90/27 92/38</p> <p>sounds [1] 65/27</p> <p>source [1] 75/32</p> <p>south [3] 40/28 41/8 51/7</p> <p>Southern [1] 45/22</p> <p>SPARKS [1] 1/10</p> <p>speak [6] 10/14 24/37 30/16 76/29 92/39 98/15</p> <p>speaking [1] 18/31</p> <p>spearhead [1] 44/13</p> <p>special [3] 3/25 5/38 11/21</p> <p>specific [1] 36/26</p> <p>specifically [6] 4/22 4/24 27/2 27/18 83/29 97/13</p> <p>speed [1] 40/21</p> <p>spend [2] 42/8 92/28</p> <p>spent [3] 42/36 53/33 84/36</p> <p>spoken [1] 24/8</p> <p>spring [2] 51/14 56/26</p> <p>ss [1] 101/2</p> <p>St. [1] 2/29</p> <p>St. Patrick's [1] 2/29</p> <p>staff [2] 3/1 3/3</p> <p>stage [3] 10/32 10/37 43/2</p> <p>stages [1] 53/2</p> <p>stakeholders [1] 52/40</p> <p>stance [1] 75/24</p> <p>stand [1] 44/19</p> <p>standards [2] 69/10 91/39</p> <p>start [14] 2/8 2/10 3/26 22/30 24/12 40/19 44/15 62/15 69/13 80/35 80/40 82/5 82/20 83/28</p> <p>started [6] 10/30 15/12 25/29 70/15 72/39 73/10</p> <p>starting [2] 44/14 45/31</p> <p>starts [2] 11/34 26/7</p> <p>state's [1] 58/30</p> <p>stated [3] 11/18 12/20 12/25</p> <p>statement [2] 75/36 94/17</p> <p>States [2] 47/19 96/36</p> <p>stating [1] 71/1</p> <p>station [1] 40/33</p> <p>statue [1] 39/8</p> <p>statute [2] 33/38 34/7</p> <p>statute's [2] 30/2 67/40</p> <p>stay [3] 23/21 45/4 61/40</p> <p>stays [1] 30/12</p> <p>steady [1] 18/38</p> <p>step [1] 23/39</p> <p>stepped [2] 6/21 76/39</p> <p>stepping [1] 95/13</p> <p>stick [1] 24/3</p> <p>Stokes [2] 40/16 40/16</p> <p>stone [3] 41/14 41/40 48/8</p> <p>stop [7] 40/22 41/15 41/19 43/16 45/31 48/2 48/39</p> <p>storage [1] 40/35</p> <p>Storey [1] 46/39</p> <p>story [1] 45/17</p> <p>straightened [2] 36/17 37/1</p> <p>streamlining [2] 52/13 52/15</p> <p>streams [1] 39/39</p> <p>street [3] 79/23 79/24 92/13</p> <p>Streets [1] 40/20</p> |
|---|---|

| | |
|--|--|
| <p>S</p> <p>Strike [1] 12/32 strong [3] 71/21 75/19 76/11 structure [2] 11/34 92/17 struggled [1] 40/6 stuck [1] 94/19 stuff [7] 26/16 28/13 33/5 47/31 56/36 84/39 91/12 stumbling [1] 92/11 stupid [1] 21/36 sub [1] 67/10 subdivisions [3] 64/19 64/38 78/30 submit [3] 5/11 35/36 99/3 subsi [1] 67/9 subsidiaries [3] 66/23 67/11 67/12 subsides [1] 67/10 success [3] 52/17 53/31 53/35 successful [2] 2/30 52/3 such [5] 44/8 59/15 65/2 80/10 96/27 sudden [1] 87/6 suggest [1] 20/39 suggested [1] 65/23 suggestion [3] 63/28 70/24 70/27 suggestions [1] 79/38 suggests [1] 79/33 SULLIVAN [2] 1/13 101/17 summer [3] 44/40 45/1 51/15 supervisor [1] 11/8 support [7] 29/34 29/35 60/37 60/38 61/8 75/19 76/10 supporting [1] 51/37 supports [1] 12/19 suppose [1] 50/7 supposed [6] 18/40 19/38 23/22 28/1 33/35 69/35 surely [1] 74/14 surrounding [1] 56/28 survived [1] 40/6 sustain [3] 62/33 62/33 65/36 sustainability [3] 12/33 42/5 70/16 sustainable [1] 70/28 sustaining [2] 65/12 65/13 swing [1] 2/31 switched [1] 14/25 synergies [2] 12/27 12/33 synopsis [1] 12/11 system [12] 14/23 14/24 14/25 14/26 15/15 16/32 18/40 19/20 56/36 83/1 90/36 91/22</p> | <p>93/32 95/10 teleconference [1] 1/19 tell [5] 19/35 28/19 45/12 45/16 52/3 telling [2] 72/9 85/20 temporal [1] 39/40 temporary [1] 36/36 ten [5] 25/37 46/26 85/5 85/6 85/9 ten-year [1] 25/37 Tenabo [1] 51/23 tendency [1] 12/2 tenth [1] 41/7 term [3] 87/4 92/4 92/32 terminal [1] 41/22 territories [1] 44/4 Territory [2] 44/5 44/6 text [2] 2/12 95/32 that a [1] 88/25 that each [1] 62/38 that in [1] 74/22 that you [1] 61/33 that'll [3] 54/3 54/38 66/27 that's bottom [1] 88/20 That's often [1] 50/40 that's the [1] 24/20 that's what [1] 84/3 themselves [1] 85/22 THEODORE [1] 1/14 there's a [2] 2/15 46/37 They pro [1] 20/30 they've been [1] 75/30 think bike [1] 47/38 think we're [1] 72/20 thinking [5] 24/16 42/11 49/4 64/37 83/19 third [3] 28/12 30/3 97/10 third-party [1] 30/3 this seven [1] 22/17 those are [1] 86/34 though [10] 30/35 34/26 43/32 62/7 73/28 74/9 74/30 86/7 91/24 98/14 thought [23] 2/34 8/12 8/19 24/12 25/27 25/40 26/9 28/3 28/35 38/23 39/32 41/29 42/21 42/38 59/2 59/19 60/35 63/35 64/16 68/21 74/22 84/34 95/36 thoughts [1] 54/32 thousand [13] 18/25 47/18 59/17 61/35 62/1 64/18 64/18 64/23 64/23 65/1 66/26 67/13 69/16 thousands [1] 22/10 three [8] 5/15 36/31 38/31 70/18 84/10 84/16 96/12 99/7 three-year [1] 38/31 throughout [9] 39/30 40/17 40/40 41/16 50/25 50/32 53/18 54/34 85/2 throw [3] 14/14 17/10 41/9 thumbs [1] 43/21 ticket [1] 40/12 tickets [2] 44/23 45/4 ties [4] 40/9 40/17 41/3 41/27 Tiffany [3] 1/5 101/7 101/27 tighten [1] 76/23 till [1] 24/4 timeframe [1] 54/38 timeframes [1] 52/17 times [4] 40/2 50/40 86/37 92/18 timetable [3] 40/11 45/30 45/30 today [9] 37/31 38/17 38/21 40/5 40/8 41/26 67/2 89/24 93/3 today's [2] 3/7 29/17 together [12] 10/33 19/32 36/32 41/28 42/13 42/26 42/37 43/7 43/18 45/26 62/21 95/5</p> |
| <p>T</p> <p>table [3] 41/25 69/38 69/39 tactical [1] 2/33 Tahoe [1] 73/13 taken [7] 2/1 5/30 49/24 52/15 62/4 81/1 84/38 talent [1] 92/5 talk [1] 73/5 talked [5] 31/25 31/27 43/9 43/10 43/13 talking [7] 17/39 23/29 51/24 52/6 67/3 82/23 96/23 Tammy [6] 14/4 14/5 14/9 18/32 19/12 19/34 Tammy's [1] 14/9 tap [1] 63/32 target [2] 63/2 67/1 tax [6] 28/8 28/9 29/20 58/8 58/16 68/7 taxes [5] 27/4 27/5 27/19 27/20 68/8 taxpayer [2] 20/36 64/8 team [3] 11/2 11/9 11/28 Technically [1] 28/6 Ted [20] 21/5 21/20 21/21 21/23 28/31 29/32 30/18 30/21 32/19 35/27 35/28 36/1 40/32 63/6 65/21 66/28 70/25 87/35</p> | |

| | |
|---|--|
| <p>T</p> <p>toilets [1] 16/26 told [2] 26/12 91/18 Tom [1] 42/29 Tonopah [1] 83/23 took [10] 29/15 41/23 44/8 59/16 59/16 63/35 73/24 87/37 92/29 101/11 torrential [1] 39/39 total [3] 39/38 67/3 67/8 totally [5] 16/10 16/13 16/15 18/17 59/20 touched [1] 96/37 tourism [15] 27/3 27/10 27/18 27/25 28/7 28/30 28/36 35/30 38/10 42/7 42/27 43/10 44/3 47/23 48/25 tournaments [1] 36/38 toward [1] 53/6 towards [2] 41/21 63/38 towns [3] 42/16 42/27 100/39 track [4] 29/39 40/4 46/37 65/25 tracking [2] 62/30 65/31 tracks [3] 20/11 20/12 40/31 trail [15] 27/40 28/14 29/32 29/39 30/9 41/30 41/32 42/14 42/30 46/23 47/12 47/33 47/34 47/34 48/14 trailers [1] 20/14 trailing [1] 47/40 trails [4] 41/33 42/15 42/26 44/9 trailwise [1] 48/10 train [1] 48/40 training [3] 3/32 3/38 77/28 Transcontinental [3] 39/27 39/29 39/35 TRANSCRIBED [1] 101/9 Transcript [1] 1/5 transfer [4] 39/35 40/26 45/22 54/7 transferred [1] 15/15 transferring [2] 15/18 19/20 transpired [1] 36/36 trapping [1] 2/14 travel [7] 6/34 7/13 25/2 41/23 45/21 47/19 73/14 traveling [1] 73/3 travels [1] 73/14 treasurer [2] 27/6 27/21 treasury [1] 29/20 treatment [1] 91/36 tree [6] 10/6 10/7 11/29 12/20 12/30 54/37 trees [2] 53/34 53/35 tremendous [2] 50/35 53/31 Trescott [1] 20/24 trestles [1] 39/40 triangular [2] 40/23 41/20 tried [1] 50/27 trip [1] 41/36 tripling [1] 92/18 tripped [1] 18/25 trouble [2] 12/13 87/30 troughs [1] 40/38 true [3] 31/38 72/16 101/17 truly [3] 22/28 75/1 91/2 Trump [1] 52/12 trustees [4] 27/13 27/27 81/11 81/25 truth [1] 14/7 try [10] 20/34 22/17 22/20 28/32 50/13 50/15 62/26 70/37 72/16 79/14 trying [13] 11/26 11/30 14/20 16/11 17/30 34/17 50/23 52/15 53/13 54/6 54/6 86/4 86/4 tumultuous [1] 40/1 tune [1] 4/2 turn [4] 18/32 68/6 69/1 69/1</p> | <p>turned [2] 68/8 91/15 turning [1] 14/40 Turquoise [1] 12/31 twenty [1] 85/30 twice [1] 18/15 Twin [1] 12/31 two [25] 10/12 10/31 10/34 10/34 10/38 12/10 12/27 18/38 39/5 44/4 44/7 44/14 45/24 46/37 64/25 65/19 65/20 66/22 67/6 69/15 70/18 72/40 96/12 97/11 97/15 two years [2] 18/38 97/15 two-track [1] 46/37 Tyler [2] 15/19 21/11 type [5] 29/27 29/37 47/11 68/7 85/19 typically [2] 12/2 18/21</p> <hr/> <p>U</p> <p>U.S [1] 39/30 ultimately [2] 20/36 63/11 umbrella [3] 10/13 29/27 29/29 un [2] 31/2 37/1 unacceptable [1] 83/17 unallocated [1] 63/4 unaware [1] 18/17 Unbelievable [1] 44/27 uncollectible [2] 21/27 21/33 underneath [1] 62/22 underprivileged [2] 74/7 75/21 underserved [1] 75/21 understand [8] 15/38 15/40 19/11 35/19 46/27 92/20 98/2 98/4 understanding [5] 28/19 38/19 75/39 91/11 91/16 understood [1] 69/36 underway [3] 50/28 51/38 52/2 unfair [1] 83/33 Unfortunately [1] 27/39 unincorporated [1] 100/39 unique [1] 94/16 United [3] 47/19 92/15 96/36 units [4] 12/29 17/6 18/13 18/15 unknowns [1] 10/38 unless [2] 87/37 93/15 upcoming [4] 51/25 95/27 95/30 96/14 update [9] 9/13 9/18 10/9 25/4 25/10 49/26 49/33 50/24 50/30 updated [2] 53/15 54/9 updates [1] 70/32 updating [1] 56/6 upload [1] 19/1 upon [9] 5/17 5/17 5/28 5/31 23/3 27/10 27/25 99/9 99/10 Upper [1] 53/6 ups [2] 18/20 22/10 upstream [1] 53/39 used [9] 15/39 40/34 74/25 74/26 77/21 80/9 92/9 92/9 94/21 using [2] 59/18 86/2 usually [1] 30/15 UTAH [1] 101/1 utilized [1] 76/6 utilizing [1] 63/14 utmost [1] 77/16</p> <hr/> <p>V</p> <p>vacant [2] 70/20 70/20 vaccinate [1] 73/15 vaccination [1] 74/4 vaccinations [5] 73/20 73/26 73/27 73/40 76/8 Valley [1] 38/12 valuable [1] 65/7</p> |
|---|--|

| | |
|--|---|
| <p>V</p> <p>value [1] 54/19 valued [1] 11/11 vanadium [1] 51/39 vandalizing [1] 42/1 variables [1] 12/22 various [4] 39/22 39/29 41/37 50/25 vehicle [1] 41/32 vehicles [2] 26/1 44/10 venture [12] 9/14 9/20 10/10 10/11 10/30 10/30 11/3 11/9 11/14 11/21 12/5 12/26 versus [1] 29/29 via [1] 1/19 VICE [1] 100/23 victims [1] 98/16 VIDEO [2] 101/11 101/19 view [2] 38/11 94/22 viewing [1] 5/33 viewpoint [2] 5/18 99/10 views [1] 41/2 violating [2] 84/18 93/14 virtue [1] 10/10 visit [1] 52/22 volunteer [4] 84/24 84/27 87/6 87/7 vote [9] 32/28 32/32 32/34 33/1 33/13 33/14 33/17 33/17 35/15 voted [1] 32/35 votes [1] 32/33</p> | <p>WESTENGARD [1] 1/12 whatnot [1] 38/10 whichever [1] 61/36 white [2] 40/29 56/31 Whitman [2] 85/36 91/31 Whoa [1] 43/15 whole [7] 34/21 39/3 40/40 45/16 51/20 81/38 97/10 wholeheartedly [1] 29/31 wi [2] 16/10 16/10 wild [6] 2/33 46/10 53/16 55/6 55/20 55/24 wildlife [1] 2/34 Williams [1] 24/15 willing [3] 10/27 16/16 44/13 Willow [1] 53/10 windmill [1] 40/38 Winnemucca [4] 72/40 73/1 73/2 98/9 wintertime [2] 38/14 53/28 wipe [2] 15/10 15/11 wiped [1] 85/13 wiping [3] 16/10 16/13 20/34 wishes [1] 23/21 without [9] 5/29 16/25 16/33 19/20 21/11 59/18 76/6 82/20 89/19 wondered [1] 81/34 wonderful [2] 46/15 48/31 wonderfully [1] 79/35 wondering [1] 55/12 woo [1] 42/4 wood [2] 42/15 45/17 workforce [1] 11/23 workshop [3] 4/17 5/39 61/32 world [1] 42/39 worry [1] 71/13 worst [1] 11/40 worthwhile [1] 50/30 wrapped [1] 51/35 write [6] 13/30 13/36 93/6 94/3 94/36 95/16 writing [4] 5/11 15/39 28/22 99/4 written [5] 27/10 27/11 27/25 27/26 32/1 wrong [5] 18/14 18/14 18/32 30/15 77/33</p> |
| <p>W</p> <p>wages [2] 10/40 11/16 wait [3] 7/20 24/23 73/30 waiting [5] 15/23 15/27 31/8 73/19 74/6 WAITS [1] 1/7 waive [1] 34/19 walk [2] 79/24 79/32 wall [1] 44/32 Walters [2] 41/14 41/40 wanting [1] 28/32 was giving [1] 78/1 was tell [1] 45/16 washed [1] 40/4 Washington [2] 52/21 53/23 watch [1] 63/3 watching [1] 62/30 water [30] 13/28 13/29 13/34 13/35 16/39 18/20 19/38 23/1 23/1 40/38 81/8 81/12 81/22 81/25 82/15 83/29 86/1 86/36 87/29 87/35 90/36 91/38 91/40 92/3 92/4 92/18 92/30 92/31 93/4 93/24 water's [1] 86/3 waters [1] 89/7 Wave [1] 7/20 Wayne [1] 3/31 Wayne's [1] 3/34 we can [2] 23/26 89/32 we o [1] 68/3 website [1] 12/10 weeds [1] 74/39 week [2] 72/40 78/26 weekends [1] 41/29 weeks [4] 3/28 10/31 11/33 97/11 welcome [3] 9/28 37/22 38/1 Well, [1] 16/7 Well, I [1] 16/7 wells [1] 91/38 weren't [2] 16/30 20/26</p> | <p>Y</p> <p>yearly [3] 58/37 59/9 59/11 yesterday [3] 69/34 73/12 75/17 You can [1] 59/22 you know [1] 37/17 youthful [2] 10/32 10/37 Yucca [1] 77/21</p> <p>Z</p> <p>zebra [1] 10/3 zoning [1] 77/27</p> |