

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 July 11, 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 **KEITH WESTENGARD, COUNTY MANAGER**
12 **SADIE SULLIVAN, COUNTY CLERK**
13 **THEODORE HERRERA, DISTRICT ATTORNEY**
14

15
16 (Let the record reflect the presence of a quorum of four
17 commissioners. Let the record reflect the presence of Austin
18 via teleconference.)
19

20
21 CHAIRMAN WAITS: And I will call to order the Lander County
22 Commissioners' meeting, Town Board of Battle Mountain and
23 Austin, Board of County Highway Commissioners for July 11, 2019.

24 And if you would all please join us in the Pledge of
25 Allegiance.

26
27 (Pledge of Allegiance)
28

29 CHAIRMAN WAITS: Thank you. And -- and now if you'll join
30 us in a moment of silence, please.

31
32 (Moment of Silence)
33

34 CHAIRMAN WAITS: Thank you.

35 The Lander County Commissioners may break for lunch from
36 12:00 o'clock to 1:15. Any item -- any agenda item may be taken
37 out of order, may be combined for consideration by the public
38 body, and items may be pulled or removed from the agenda at any
39 time.
40

1 **COMMISSIONER REPORTS**

2
3 CHAIRMAN WAITS: We will begin with our commissioners'
4 reports on meetings, conferences, and seminars attended.

5 And I'll start with you, Commissioner --

6 COMMISSIONER CLARK: I don't --

7 CHAIRMAN WAITS: -- Clark.

8 COMMISSIONER CLARK: -- have anything to report.

9 CHAIRMAN WAITS: Nothing? Okay.

10 Commissioner --

11 COMMISSIONER SPARKS: Nothing to --

12 CHAIRMAN WAITS: -- Bryan.

13 COMMISSIONER SPARKS: -- report.

14 CHAIRMAN WAITS: Nothing?

15 Okay. Commissioner Allan?

16 COMMISSIONER ALLAN: Okay. So on the 27th in Carson, there
17 was a meeting with the Nevada Day parade committee -- group.

18 This year is a hundred years of counties.

19 Pershing County was the last county to join the state. And
20 they're -- they're celebrating their hundred years this year.
21 So the theme is a hundred years of counties.

22 One of the things I -- I got out of it that was really
23 interesting, they've got -- got a -- a book, kind of a
24 informational book that they come out every year with.

25 And they really stressed to try and -- and get the
26 communities involved in the parade and getting information
27 submitted to this book so that it's passed out countywide so
28 other counties can look. And they'd like a little -- kind of
29 synopsis about Battle Mountain and -- and whatnot.

30 So -- so that was on Thursday night.

31 Friday was a -- a NACo meeting.

32 And the legislative session is over. There's a couple --
33 couple handouts they gave us on some of the bills that do
34 require county action, that do affect the counties and fiscally,
35 et cetera, and then also final bill tracker that's not every
36 single bill, but a lot of the bills that did go through that
37 also kind of impact the county.

38 If anyone would like copies of that, I have those.

39 Another one that was really interesting, we had a
40 presentation from economic development. And they're doing a --

1 well, they're -- they're going from county to county and really
2 doing a mass study economically on these counties. So they gave
3 us the information on Lincoln County.

4 And it's -- it's actually really interesting. They list,
5 you know, school population, staffing -- county staffing. You
6 know, this is on every level of -- of businesses within Lincoln
7 County.

8 And they've got a couple other counties that they're
9 working on now. But it's just a process they're going through.
10 So they'll eventually hit Lander.

11 But it's kind of interesting to see it in black and white,
12 just kind of how each -- each county compares fiscally and
13 population-wise, et cetera.

14 So that's it.

15 CHAIRMAN WAITS: Thank you.

16 I'll just kind of piggyback on that because of the NACo
17 meeting which was the 28th. And -- and Judie was talking about
18 the socioeconomic baseline study that they're doing. And
19 actually that is done through University of Nevada Cooperative
20 Extension.

21 COMMISSIONER ALLAN: Okay. Sorry.

22 CHAIRMAN WAITS: And -- and that is -- that is exciting.
23 So, like she said, we'll -- they'll complete every single county
24 by the end of the year.

25 She also mentioned the summary of bills that they had -- have
26 done for us, which will affect county action in one department or
27 another.

28 We went through, actually, most of the -- the different
29 bills that impact the counties.

30 There's some heavy ones like indigent defense reform,
31 criminal justice reform, change -- changes to the public record
32 law, workers compensation expansion, and, of course, the impact
33 to our county finances from the governor's budget.

34 So all of that is -- is key.

35 We've got quite a few things this year that we've been
36 affected by.

37 On the 8th of July, I did have a Justice and Public Safety
38 telephone call. We're getting ready, of course, for our -- our
39 national NACo meeting, which starts, actually, today in Clark
40 County and the different resolutions that we were putting through.

1 And I have a number of them, of course. It's rather thick.

2 But I did want to share one that was kind of interesting
3 because it's done from our fellow commissioner in Elko County.
4 And I did want to share that with you. It affects all of us
5 in -- in so many of the counties.

6 But the proposed policy is the NACo urges the Trump
7 Administration to instruct federal land management agencies to
8 utilize domestic livestock grazing as a cost-effective and
9 viable method of hazardous fuels reduction on public lands.

10 And then it goes on to tell the -- the full resolution, of
11 course. And the background is the wildfires burned 8.6 million
12 acres of land nationwide during the 2018 fire season.

13 It came to over \$2 billion on top of the untold billions of
14 economic loss to all of the different counties, of course,
15 and -- and economies locally.

16 Scientific studies prove that livestock grazing is the most
17 effective means of reducing fuel loads in fire-prone regions. And
18 targeted grazing also has been proven to be effective at reducing
19 the severity and spread of fire in areas dominated by the
20 cheatgrass.

21 The fiscal, urban-rural impact. Reduce fuel loads on federal
22 lands can reduce the threat and intensity of wildfire, which
23 reduced the amount federal agencies spend on wildfire suppression.
24 Increased grazing could be a net revenue source for the federal
25 government as permittee fees are paid and economic activity
26 intensifies.

27 And this was sponsored by Commissioner Rex Steninger out of
28 Elko County. And that was our only local one from Nevada. So I
29 did want to share that with you.

30 Also on the 8th we had -- the Austin Airport Advisory Board
31 met. The FAA requirement for a second access road, actually
32 we've been working on. We're also working on some additional
33 signage that isn't as good and absent in some areas.

34 And we actually had a couple people that filled up with our
35 Jet A quite substantially.

36 And I think most of you have been familiar that the Top Gun
37 2 crew came out to film some of the last of their new movie in
38 the Kingston area. They brought a crew of, like, 95 people with
39 them that were on the ground that the Kingston folks actually
40 catered and such.

1 I understand Tom Cruise did not stop. He was up there
2 coming through.

3 But one of the -- the local pilots and Tom Anderson, who is
4 the airport manager in Kingston and also sits on our advisory
5 board, said he spoke with some of the pilots and told them about
6 our Jet A. And they said they were thrilled to hear that.

7 So that could have been maybe some of them that fueled up.
8 We're excited about that.

9 So with that, we appreciate all the information and -- and
10 the -- the hard work that they have done, NACo, after the
11 legislature.

12 And, of course, Keith knows how to reach out and get all
13 out all the other additional information that he needs.

14
15
16 **STAFF REPORTS**

17
18 CHAIRMAN WAITS: So with that, we will move over to staff
19 reports on meetings, conferences, and seminars attended.

20 KEITH WESTENGARD: All right. So I am happy to say that
21 after our last meeting and the commission signed all of the
22 union contracts, they were signed by the -- each of the members
23 of the negotiating team on the -- on each side.

24 They were sent to the union main building, main
25 headquarter -- main office for signature.

26 And everything should be in line. We should have our
27 contracts all in line for the next three years, our union
28 contracts. We should be good.

29 On -- on another note, our health insurance. We do have some
30 issues. I don't know if you've been hearing rumors around town or
31 not. But on July 31st, Renown Health, they put in a termination
32 notice.

33 They are -- they hope to have something worked out by
34 July 31st in order to get Renown back into the Anthem program.
35 But as of today, there has been no movement.

36 So Renown might be out of our -- our Anthem network.

37 Would it -- and also will affect the Austin -- the
38 Nevada -- oh -- Nevada Health Centers, which is the Austin
39 clinic.

40 COMMISSIONER SPARKS: What was the reason for termination?

1 Did they say? Or --

2 KEITH WESTENGARD: It -- it didn't say. It just -- the
3 initial termination just said that in February of '19 Anthem
4 Blue Cross Shield issued a termination notice of the company's
5 contract with Renown Health.

6 COMMISSIONER SPARKS: Hm.

7 KEITH WESTENGARD: And we've -- we didn't find out about --
8 we did not find out about this until after everything had been
9 put in place by the commission. So we weren't able to let you
10 know.

11 But our -- our broker's working on it. Liz has been
12 working on it. We've -- we've all been working on it to try to
13 make sure that we get this back in place for our employees.

14 So if it doesn't get put into place, we'll have to come up
15 with another plan.

16 But we'll keep you -- I'll keep you guys informed on what's
17 going on with our Renown contract through Anthem.

18 I'm going to ask Commissioner Waits that we -- Item 8,
19 which has to do with the truck routes. We've -- that --
20 we've -- we've done some more research on it. It's pretty clear
21 on what it is. It -- it wasn't even supposed to include
22 Muleshoe Road. That was a -- a mistake on my part. But we can
23 table -- or we don't even need to discuss it unless somebody
24 wants to.

25 But we've got a pretty clear understanding of who our --
26 our co- -- of that truck route.

27 CHAIRMAN WAITS: So you want -- you want to pull Number 8
28 and amend the agenda?

29 KEITH WESTENGARD: If we could, please.

30 CHAIRMAN WAITS: Absolutely.

31 KEITH WESTENGARD: Unless somebody absolutely needs to talk
32 about it.

33 CHAIRMAN WAITS: Okay with that?

34 KEITH WESTENGARD: I see no need for it.

35 COMMISSIONER SPARKS: Yeah. I'm fine with that.

36 KEITH WESTENGARD: Thank you. And that's what I have.

37 CHAIRMAN WAITS: Okay. Thank you.

38

39

40

1 **PUBLIC COMMENT**

2
3 CHAIRMAN WAITS: Public comment. This time is for
4 nonagendized items only.

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

13 Do we have any public comment this morning?

14 (No comment.)
15
16

17 **CONSENT AGENDA**

18
19 CHAIRMAN WAITS: Hearing none, we move into the consent
20 agenda -- consent agenda.

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

29 On this, we have Number 1, approval of July 11, 2019,
30 agenda notice; Number 2, approval of March 19, 2019, special
31 meeting budget workshop minutes; Number 3, approval of March 28,
32 2019, meeting minutes; Number 4, approval of April 1, 2019,
33 special meeting budget workshop minutes; Number 5, approval of
34 April 11, 2019, meeting minutes; Number 6, approval of April 25,
35 2019, meeting minutes; Number 7, approval of May 9, 2019,
36 meeting minutes; Number 8, approval of May 23, 2019, meeting
37 minute; Number 9, approval of June 27, 2019, meeting minutes;
38 and Number 10, approv- -- approval of the payment of bills.

39 And we have received no minutes as far as the
40 commissioners. I understand the clerk did receive some minutes

1 that they're going through. So at least we'll be working on
2 some next time.

3 So we'll pull out number -- well, pull them all out because
4 we need to do an amended agenda approval. And the payment of
5 the bills we need to pull out, and, of course, all the minutes.
6 So no consent agenda.

7 I'll look for an -- a motion to approve the agenda notice
8 with Number 8 removed.

9 COMMISSIONER ALLAN: I'll make that motion.

10 COMMISSIONER SPARKS: I'll second.

11 CHAIRMAN WAITS: Judie made the motion. Bryan seconded.
12 Any further discussion?

13 (No comment.)

14 CHAIRMAN WAITS: Public comment?

15 (No comment.)

16 CHAIRMAN WAITS: All in favor?

17 COMMISSIONER CLARK: Aye.

18 COMMISSIONER SPARKS: Aye.

19 COMMISSIONER ALLAN: Aye.

20 CHAIRMAN WAITS: Aye.

21 Thank you.

22 Okay. We move to Number 10, approval of the payment of
23 bills.

24 We're going to pull two out -- actually three checks: Number
25 203797, Number 203664, Number 203707.

26 So if I can have a motion for the balance of the payment of
27 bills?

28 COMMISSIONER SPARKS: So moved.

29 COMMISSIONER ALLAN: Second.

30 CHAIRMAN WAITS: Moved by Bryan. Seconded by Judie.
31 Any discussion?

32 (No comment.)

33 CHAIRMAN WAITS: Public comment?

34 (No comment.)

35 CHAIRMAN WAITS: All in favor?

36 COMMISSIONER SPARKS: Aye.

37 COMMISSIONER CLARK: Aye.

38 COMMISSIONER ALLAN: Aye.

39 CHAIRMAN WAITS: Aye.
40 Thank you.

1 Okay. The one that we're going to pull out now is 203797,
2 which is actually Commissioner Sparks for --
3 COMMISSIONER SPARKS: Yeah.
4 I'll be abstaining just because it's paid to -- made to my
5 employer.
6 CHAIRMAN WAITS: Thank you.
7 COMMISSIONER ALLAN: I'll make a motion to approve.
8 COMMISSIONER CLARK: Second.
9 CHAIRMAN WAITS: Thank you. Made by Judie. Seconded by
10 Art.
11 Any discussion?
12 (No comment.)
13 CHAIRMAN WAITS: Public comment?
14 (No comment.)
15 CHAIRMAN WAITS: All in favor?
16 COMMISSIONER CLARK: Aye.
17 COMMISSIONER ALLAN: Aye.
18 CHAIRMAN WAITS: Aye.
19 COMMISSIONER SPARKS: And I abstain.
20 CHAIRMAN WAITS: Okay. That passes.
21 And the next two are 203664 and 203707 for Commissioner
22 Allan. And she is abstaining because...
23 COMMISSIONER ALLAN: I will abstain because those were for
24 meetings I attended.
25 COMMISSIONER SPARKS: Oh. I'll make a motion to approve.
26 COMMISSIONER CLARK: Second.
27 CHAIRMAN WAITS: Thank you. Moved by Bryan. Seconded by
28 Art.
29 Any other discussion?
30 (No comment.)
31 CHAIRMAN WAITS: Public comment?
32 (No comment.)
33 CHAIRMAN WAITS: All in favor?
34 COMMISSIONER SPARKS: Aye.
35 COMMISSIONER CLARK: Aye.
36 CHAIRMAN WAITS: Aye.
37 And Judie abstained.
38 Thank you.
39
40

1 COMMISSIONERS

- 2
- 3 1) Discussion and possible action to appoint/reappoint two (2)
4 individuals to serve on the Board of Lander County Convention
5 and Tourism Authority from July 1, 2019, through June 30,
6 2021, which currently has two (2) openings, two-year terms,
7 and to consider all of the following applicants to include:
8 a) Richard Ripley, currently sitting on the board
9 representing the motel industry; b) Chad Kelly, new applicant
10 representing the hotel industry; and all other matters
11 properly related thereto.
- 12

13 CHAIRMAN WAITS: Move in to the Commissioners. Number 1.
14 Discussion and possible action to appoint or reappoint two
15 individuals to serve on the Board of Lander County Convention
16 and Tourism Authority from July 1, 2019, through June 30, 2021,
17 which currently has two openings, two-year terms, and to
18 consider all of the following applicants to include: Richard
19 Ripley, currently sitting on the board representing the motel
20 industry and Chad Kelly, new applicant representing the hotel
21 industry.

22 COMMISSIONER SPARKS: Yeah. Now if we have any
23 questions, --

24 CHAIRMAN WAITS: And all --

25 COMMISSIONER SPARKS: -- I can --

26 CHAIRMAN WAITS: -- other --

27 COMMISSIONER SPARKS: -- talk to you --

28 CHAIRMAN WAITS: -- matters properly --

29 COMMISSIONER SPARKS: -- about any questions.

30 CHAIRMAN WAITS: -- properly related thereto.

31 UNIDENTIFIED PARTICIPANT: So I just --

32 COMMISSIONER CLARK: I'll make a --

33 COMMISSIONER SPARKS: If you have questions --

34 COMMISSIONER CLARK: -- motion to --

35 UNIDENTIFIED PARTICIPANT: So just (indiscernible) --

36 COMMISSIONER CLARK: -- appoint -- keep Richard in his --

37 UNIDENTIFIED PARTICIPANT: -- (indiscernible).

38 COMMISSIONER CLARK: -- and appoint Chad --

39 COMMISSIONER SPARKS: Okay. (Indiscernible) --

40 COMMISSIONER CLARK: -- Kelly.

1 COMMISSIONER SPARKS: -- (indiscernible).
2 COMMISSIONER ALLAN: I'll second.
3 CHAIRMAN WAITS: Thank you.
4 UNIDENTIFIED PARTICIPANT: (Indiscernible.)
5 CHAIRMAN WAITS: Moved by --
6 UNIDENTIFIED PARTICIPANT: (Indiscernible) --
7 CHAIRMAN WAITS: -- Art for --
8 UNIDENTIFIED PARTICIPANT: -- (indiscernible) --
9 CHAIRMAN WAITS: -- the approval of both. And seconded by
10 Judie.
11 Any other discussion?
12 (No comment.)
13 CHAIRMAN WAITS: Public comment?
14 (No comment.)
15 CHAIRMAN WAITS: All in favor?
16 COMMISSIONER SPARKS: Aye.
17 COMMISSIONER CLARK: Aye.
18 COMMISSIONER ALLAN: Aye.
19 CHAIRMAN WAITS: Aye.
20 Thank you.

21
22 **2) Discussion and possible action regarding the 150 year**
23 **celebration of Battle Mountain in Lander County, Nevada, and**
24 **all other matters properly related thereto.**
25

26 CHAIRMAN WAITS: Number 2. Discussion and possible action
27 regarding the 150 year celebration of Battle Mountain in Lander
28 County, Nevada, and all other matters properly related thereto.
29 PAULA TOMERA: Good morning.
30 CHAIRMAN WAITS: Ladies. Good morning.
31 PAULA TOMERA: Paula Tomera.
32 LORI PRICE: Lori Price.
33 PAULA TOMERA: (Indiscernible) happy.
34 PAULA TOMERA: (Indiscernible.)
35 CHAIRMAN WAITS: Okay. We have on the agenda some ideas,
36 apparently, for some celebration.
37 LORI PRICE: Yes. We -- Battle Mountain's 150th is this
38 year. It was in 1869 that Battle Mountain began. And so this
39 is 150 years. And so we would like to put a committee together
40 to celebrate Battle Mountain.

1 So we need maybe some funds for different activities, food,
2 maybe a band.

3 We're thinking about going to the high school and seeing if
4 they would participate in maybe a timeline to -- to give
5 information about Battle Mountain.

6 And we would like to maybe get some performers.

7 But we would like to have a committee so we can actually
8 get a few people to talk about this and make some decisions.

9 CHAIRMAN WAITS: What --

10 LORI PRICE: But we would like the county to support us
11 with a -- a few funds if needed.

12 CHAIRMAN WAITS: What -- what month are you looking at
13 doing this? How -- how long? Still in the summer? Or fall?
14 Or --

15 LORI PRICE: I --

16 PAULA TOMERA: We don't really have a date.

17 LORI PRICE: No. And I would like to have it after school
18 starts so this -- the high school can participate or --

19 Because you feel -- you know, if you get these -- the kids
20 involved, you've got a lot more people that would be willing --

21 COMMISSIONER SPARKS: Sure.

22 LORI PRICE: -- to --

23 COMMISSIONER SPARKS: We'll --

24 LORI PRICE: -- to do something. So we haven't really
25 figured that out yet. That's why we want to get a committee
26 going so it's not just us.

27 And I know Robin is interested as well. So --

28 KEITH WESTENGARD: She is.

29 LORI PRICE: From the rec center.

30 COMMISSIONER ALLAN: So, Lori --

31 PAULA TOMERA: That's what we have.

32 COMMISSIONER ALLAN: And -- and I may be wrong on this.
33 So if -- if so, Ted, correct me. I mean, you can form a
34 committee at any time.

35 LORI PRICE: Uh-huh.

36 COMMISSIONER ALLAN: I guess the -- the biggest question
37 would be is, is if you were to officially request the money from
38 the county that you'd have to have the 501(c)(3). I'm not sure
39 if it would be something we could run through the historical
40 society or -- or the museum, but as far as forming in a com- --

1 a committee that is something you can totally do on your own.
2 It doesn't have to necessarily get the involvement of the
3 commission to go through these plans.

4 I mean, we can certainly, you know, endorse it and say we'd,
5 you know, like to support you and we do support you.

6 I think when it comes to the money issue, I'm not sure
7 how -- since it hasn't -- well, I'm sure we have money in -- in
8 other funds that we can take it out of, but to -- to give you
9 grant money without a 501(c) --

10 PAULA TOMERA: Well --

11 DISTRICT ATTORNEY HERRERA: Ju- -- Judie, you're accurate.
12 If I may.

13 As far -- first is the committee. If -- if you have the
14 county have anything to do with your committee, you're going to
15 have to -- you're going to have to follow the -- certain rules
16 and regulations that are going to be onerous for you.

17 LORI PRICE: Okay.

18 DISTRICT ATTORNEY HERRERA: Because you can do a committee
19 yourself, just like Judie said. And you don't have to follow
20 the open meeting laws.

21 But if you're -- if you're -- if you're given money for and
22 you're given some authority on -- on a committee before, from
23 the board, you're going to have to follow those.

24 And it -- it's difficult sometimes to follow those when you
25 have a committee of just townspeople.

26 PAULA TOMERA: Got it. So my question is: What did they
27 do with Fourth of July? How did that work out?

28 KEITH WESTENGARD: That was done -- the -- the county
29 sponsored it, so to speak.

30 PAULA TOMERA: And that's what --

31 KEITH WESTENGARD: So --

32 PAULA TOMERA: -- kind of we're asking is that you sponsor
33 it. We're willing to -- to help out completely, but we didn't
34 want to have you give us \$5,000 and then we have to account.
35 What we would like to do is if -- as we come up with it, give
36 you guys the -- the bills and you would just pay them directly
37 so no money comes through us.

38 DISTRICT ATTORNEY HERRERA: No. We can't do that.

39 What -- what you can do is find out how much money you
40 need, an -- an accurate amount and -- and ask --

1 Since your little organization, the committee you're
2 putting together, is not a 501(c)(3), just like Judie points
3 out, we can't do it that way.

4 PAULA TOMERA: The county can't sponsor the celebration
5 like they do the --

6 DISTRICT ATTORNEY HERRERA: Did I --

7 PAULA TOMERA: -- Fourth of --

8 DISTRICT ATTORNEY HERRERA: -- say --

9 PAULA TOMERA: -- July?

10 DISTRICT ATTORNEY HERRERA: -- that? No, I didn't.

11 PAULA TOMERA: Just asking.

12 DISTRICT ATTORNEY HERRERA: What I said is we can't do --

13
14 (Phone ringing.)

15
16 DISTRICT ATTORNEY HERRERA: -- it that way because you're
17 not a 501(c) --

18 COMMISSIONER SPARKS: Sorry.

19 DISTRICT ATTORNEY HERRERA: -- (3).

20 That's why you have to have the amount and say, I would
21 like --

22 And -- and then under -- under the statute that allows the
23 county commissioners to give money on local interests that they
24 find is in the best -- best of -- of Lander County. And they
25 can do a resolution, give you money on that, and say, this is in
26 the best interest of Lander County to provide this money for
27 this in this amount.

28 But to sponsor it, you'd have to be a 501(c)(3).

29 PAULA TOMERA: And -- and she is. And that's not the
30 problem. We just didn't want to -- we're willing to help, but
31 we didn't want to be the head of the committee. So we thought
32 it would go along with the Fourth of July, where the county
33 would -- it would be a county-sponsored event.

34 And if you need your employee to be able to arrange all
35 that, we're willing to step in and help. But we did not want to
36 run the whole thing ourselves because there's only two of us.
37 So --

38 DISTRICT ATTORNEY HERRERA: Okay. That's -- that's a
39 different presenta- -- that's -- that's a whole different idea.

40 PAULA TOMERA: So we're just here to talk about what you

1 guys would like to do for it. And, you know, we're here to
2 volunteer our services to help you put this on.
3 COMMISSIONER SPARKS: Well, I think we should help them.
4 COMMISSIONER CLARK: I do too. I -- anything you guys need
5 I'm willing to help you --
6 DISTRICT ATTORNEY HERRERA: But they --
7 CHAIRMAN WAITS: So --
8 COMMISSIONER CLARK: -- every single time.
9 DISTRICT ATTORNEY HERRERA: They want -- Art, they want the
10 county to do it.
11 COMMISSIONER CLARK: I know.
12 CHAIRMAN WAITS: So perhaps one of the things you might
13 like to do is talk with *The Bugle* --
14 PAULA TOMERA: Uh-huh.
15 CHAIRMAN WAITS: -- and see if -- if maybe you would put a
16 little article in, if somebody that might be interested in
17 assisting you, first of all, and see if you have a few people
18 to -- to start with, something like that.
19 I think the interest is there with what we can do, but I
20 don't think the county's going to run with it.
21 I think we're kind of leaving it up to the town to -- to
22 run with it instead of Lander County, basically.
23 But, yes, there are some ways that we -- we can certainly
24 step in and -- and help. And maybe it would be some of our
25 employees, maybe the -- the -- our swimming pool, recreation area,
26 civic center or something that -- that might be able to work in
27 some things of what you're looking that we can help sponsor a
28 little bit.
29 But as far as saying, "We're going to set a budget and here
30 you go," I don't think that's where we're coming from at all.
31 So I -- I think kind of work together, talk with some of
32 our employees, and see if there's any excitement on that part.
33 COMMISSIONER SPARKS: Why --
34 CHAIRMAN WAITS: But we --
35 COMMISSIONER SPARKS: -- couldn't we? I mean, it -- this
36 is kind of a -- it's a big thing. It's a 150 year celebration
37 of our town, you know, so it's --
38 I --
39 CHAIRMAN WAITS: Well --
40 COMMISSIONER SPARKS: -- I don't see the issue.

1 CHAIRMAN WAITS: Well, it is a big deal.
2 COMMISSIONER SPARKS: Right.
3 CHAIRMAN WAITS: But, I mean, Austin celebrated 150 years
4 too.
5 COMMISSIONER SPARKS: Uh-huh.
6 CHAIRMAN WAITS: But what I'm saying is for the county to
7 run it -- I mean, the county didn't run Austin's. So we looked
8 to the township to do it.
9 And I'm looking to Battle Mountain people to do it here.
10 I think the county will support how we can support because
11 it is exciting and it is our history. But I don't think we're
12 going to g- -- we're going to run with it. That's all.
13 COMMISSIONER ALLAN: I just don't know how we could,
14 basically, as a county formulate it and say, Hey, okay. Keith,
15 you're going to chair this. And, you know, so-and-so-and-so,
16 you -- you guys are going to be on this committee. You're going
17 to help out, you know, when -- when they've got other positions.
18 But certainly if -- if anybody wants to, you know, they're
19 more than willing -- or, you know, can participate and -- and
20 come to the county for guidance or suggestions or, you know,
21 help in anything they need.
22 But for -- for us, really, I don't know how --
23 COMMISSIONER SPARKS: I mean --
24 PAULA TOMERA: It would be just like the Fourth of July.
25 COMMISSIONER SPARKS: Yeah. I was going to say, what are
26 the logistics of the Fourth of July? I mean, it's --
27 KEITH WESTENGARD: So this commission put aside \$5,000 for
28 miscellaneous grants.
29 Now, I'm not saying that you have to give it to them, but
30 it can be administered out of the county. And then they can
31 come and -- and we can ask discuss what they need.
32 And just like we did with the Fourth of July, except that
33 came out of the rec center's budget.
34 DISTRICT ATTORNEY HERRERA: Well, we didn't have a
35 committee or anything on the Fourth of July.
36 KEITH WESTENGARD: There was a group that worked on it.
37 Yes. There was.
38 LORI PRICE: There has to be somebody --
39 KEITH WESTENGARD: Yeah.
40 LORI PRICE: -- heading --

1 KEITH WESTENGARD: There --
2 LORI PRICE: -- it.
3 KEITH WESTENGARD: -- there was a group --
4 LORI PRICE: I mean.
5 KEITH WESTENGARD: -- that worked on it.
6 COMMISSIONER ALLAN: Have you guys talked to Rita --
7 PAULA TOMERA: And we don't want --
8 COMMISSIONER ALLAN: -- at all?
9 PAULA TOMERA: -- to run it.
10 DISTRICT ATTORNEY HERRERA: Not just --
11 PAULA TOMERA: We just want --
12 DISTRICT ATTORNEY HERRERA: -- from --
13 PAULA TOMERA: -- to help do it. So --
14 LORI PRICE: Yeah.
15 COMMISSIONER ALLAN: Have you talked to Rita at all?
16 LORI PRICE: Yeah. Rita --
17 PAULA TOMERA: Yeah. Every -- a lot of people are
18 interested in it.
19 COMMISSIONER ALLAN: Okay.
20 PAULA TOMERA: But we would prefer that it be a
21 county-sponsored event. And we're willing to help out and have
22 it at the museum or have it wherever you want. We just think
23 that we shouldn't pass up this, you know, 250 --
24 COMMISSIONER ALLAN: And I think -- I mean, we're -- we're
25 kind of on the same page in that respect is, absolutely, we're
26 interested in helping.
27 And -- and you guys find the people that want to get it going
28 and come up with the ideas and the plans. And we've got the money
29 available.
30 LORI PRICE: Okay. That's what we were asking. Right?
31 PAULA TOMERA: Yeah.
32 LORI PRICE: Okay.
33 COMMISSIONER ALLAN: I mean, I know it's -- it's -- I feel
34 like it's not totally what you guys were looking for in some
35 respects, but --
36 PAULA TOMERA: Well, on me, personally, if the county's not
37 going sponsor it, I don't think that I want to be a part of it.
38 We just didn't want to have to run the whole thing. We're
39 willing to help out just like we would at the Fourth of July
40 celebration.

1 But if the county's not behind us --
2 COMMISSIONER SPARKS: I'm just -- I'm, like -- I'm unclear
3 why we can't support them as a county.
4 COMMISSIONER ALLAN: Well, we are. And -- and that's --
5 we -- we are --
6 COMMISSIONER SPARKS: Then let's support --
7 COMMISSIONER ALLAN: -- willing --
8 COMMISSIONER SPARKS: -- them. Let's not put -- let's
9 support them. It's an --
10 LORI PRICE: We (indiscernible) --
11 COMMISSIONER SPARKS: -- important thing.
12 LORI PRICE: I have two different --
13 COMMISSIONER SPARKS: You know, it's --
14 LORI PRICE: -- conflicting --
15 COMMISSIONER SPARKS: -- it's our --
16 LORI PRICE: -- things here --
17 COMMISSIONER ALLAN: But we --
18 LORI PRICE: -- to decide --
19 COMMISSIONER ALLAN: -- are.
20 LORI PRICE: -- what we're doing.
21 COMMISSIONER ALLAN: Yeah. We are supporting them, Bryan.
22 And we've -- we've got the money. And -- and I think without,
23 you know, being on the agenda and saying yes, we're pretty much
24 all in agreement that if it comes to that point that we've got
25 the money, we're willing to -- to support you guys financially.
26 And --
27 COMMISSIONER SPARKS: So what are you guys hearing that you
28 don't like that you would like us to do? Is -- I guess I'm
29 confused on this.
30 PAULA TOMERA: Well, we just wanted it to be a
31 county-sponsored event.
32 COMMISSIONER SPARKS: Okay.
33 PAULA TOMERA: And when we -- when we have something, say,
34 if we're buying food or something like that, we submit the bills
35 and it runs through Keith. We don't want to have to work the
36 funds and -- but yet, we're willing to go out and do the work or
37 get -- help get volunteers to run this --
38 COMMISSIONER SPARKS: And we can't do this?
39 DISTRICT ATTORNEY HERRERA: Yeah. We -- if -- if it's
40 county-sponsored event, the county's in charge --

1 COMMISSIONER SPARKS: Yeah.
2 DISTRICT ATTORNEY HERRERA: -- of it.
3 COMMISSIONER SPARKS: I think it's important.
4 DISTRICT ATTORNEY HERRERA: The county --
5 COMMISSIONER SPARKS: I mean, it's --
6 DISTRICT ATTORNEY HERRERA: -- has all the authority in it
7 too.
8 PAULA TOMERA: And --
9 COMMISSIONER CLARK: Well, yeah.
10 PAULA TOMERA: -- that's perfect.
11 DISTRICT ATTORNEY HERRERA: We -- we can't give the
12 authority to somebody else if the -- if it's a
13 county-sponsored --
14 COMMISSIONER ALLAN: Yeah.
15 DISTRICT ATTORNEY HERRERA: -- event. That -- that's --
16 LORI PRICE: So --
17 DISTRICT ATTORNEY HERRERA: -- something --
18 LORI PRICE: -- then we just come back in -- in front of
19 them again and just let them know what we're doing kind of
20 thing?
21 DISTRICT ATTORNEY HERRERA: If the county sponsored it? Or
22 if they --
23 LORI PRICE: Then yeah.
24 DISTRICT ATTORNEY HERRERA: -- don't?
25 LORI PRICE: If the county's sponsoring it?
26 DISTRICT ATTORNEY HERRERA: You may not even be involved in
27 it if the county sponsors it.
28 PAULA TOMERA: Okay. That's fine.
29 DISTRICT ATTORNEY HERRERA: I'm not -- it's a
30 county-sponsored event. And whoever's in charge of the county
31 that does that -- if Keith -- if they -- if they just --
32 If the county commissioners decide it's going to be a
33 county-sponsored event, they would appoint someone to run it and
34 set up the committee.
35 PAULA TOMERA: And we're fine with that.
36 LORI PRICE: Okay.
37 DISTRICT ATTORNEY HERRERA: And they would have to follow
38 the open meeting laws.
39 PAULA TOMERA: I'm fine.
40 DISTRICT ATTORNEY HERRERA: And technically you could put

1 in to be on the committee, whatever you want to do.
2 But it's the county that has 100 percent authority over the
3 money and everything --
4 PAULA TOMERA: That's fine.
5 DISTRICT ATTORNEY HERRERA: -- else.
6 LORI PRICE: Okay.
7 DISTRICT ATTORNEY HERRERA: And -- and I think that's what
8 you're trying to go for; right?
9 LORI PRICE: Uh-huh.
10 PAULA TOMERA: Yes.
11 DISTRICT ATTORNEY HERRERA: But I'm just letting them know
12 what it involves.
13 LORI PRICE: Okay.
14 DISTRICT ATTORNEY HERRERA: I'm not arguing against it.
15 COMMISSIONER CLARK: So if you had a -- an exaggerated
16 Fourth of July celebration, you had a dance, you had movies for
17 the kids, whatever, that's what you're looking at.
18 PAULA TOMERA: Yeah. Because we --
19 COMMISSIONER CLARK: Yeah.
20 PAULA TOMERA: And it's not --
21 LORI PRICE: Maybe you --
22 PAULA TOMERA: -- in stone.
23 LORI PRICE: -- didn't --
24 PAULA TOMERA: We were just tossing around some ideas
25 like --
26 LORI PRICE: Yeah.
27 PAULA TOMERA: -- Friday, you would have a cowboy campfire,
28 cowboy poetry and just everyone gather around, around dusk, and
29 we would have cowboy poets.
30 The next day you could have a parade.
31 And then she would have maybe some performers like that
32 Caroline that she's had at the museum before.
33 We would do --
34 COMMISSIONER CLARK: Yeah.
35 PAULA TOMERA: -- the timeline.
36 And we could possibly have dinner if you want -- wanted
37 to -- to do that. Or we could just do --
38 COMMISSIONER CLARK: Yeah.
39 PAULA TOMERA: -- hors d'oeuvres or something and have a
40 band or something afterwards and be done with it pretty --

1 CHAIRMAN WAITS: So what --
2 PAULA TOMERA: -- early.
3 CHAIRMAN WAITS: -- kind of a budget are you looking at?
4 PAULA TOMERA: Well, we had submitted a budget to Keith at
5 a -- of about \$6,000. But it could be brought down
6 considerably, depending what you want to do, what they want to
7 do, like a dinner or if you wanted to do just hors --
8 LORI PRICE: Just as --
9 PAULA TOMERA: -- d'oeuvres --
10 LORI PRICE: -- expensive, --
11 PAULA TOMERA: -- or something.
12 LORI PRICE: -- or we could just do hors d'oeuvres to cut,
13 --
14 PAULA TOMERA: Yeah.
15 LORI PRICE: -- you know. (Indiscernible) --
16 COMMISSIONER ALLAN: But, Ted, I --
17 LORI PRICE: -- (indiscernible).
18 COMMISSIONER ALLAN: -- have a question. Is -- okay --
19 let's say we ran this through the civic center and basically,
20 you know, Rita's the contact person. Is you have a
21 semi-informal committee that comes up with these ideas. Is
22 Rita -- we could run it through there. Rita could present them
23 to the commissioners, basically, you know, the program of what
24 they want to do.
25 Would you still have to go through the open meeting law
26 that way?
27 DISTRICT ATTORNEY HERRERA: If it's county-sponsored.
28 COMMISSIONER ALLAN: If it -- okay.
29 DISTRICT ATTORNEY HERRERA: Yeah. If it -- and that's --
30 that's why it's -- it's --
31 The fireworks have always been done by the Sheriff's Office
32 or the volunteer fire department.
33 And -- and I don't -- I don't know what took place this
34 year, but it -- it sounds like it was something different.
35 If it's county-sponsored and county-controlled and
36 county-run, when that committee gets together, they have to
37 follow the open meeting laws because it's all the county money
38 that's financing it.
39 And that's the whole purpose of the open meeting laws so they
40 can, you --

1 COMMISSIONER ALLAN: Right.
2 DISTRICT ATTORNEY HERRERA: -- know, follow the money.
3 Now if they're just getting -- we need \$6,000 and you give it
4 to them in a grant and say, please, just let us know -- as a
5 condition to the grant -- let us know what's going on every couple
6 weeks, that's completely different. You don't have to follow the
7 open meeting laws. You don't have to follow any of that.
8 COMMISSIONER SPARKS: What do you guys think about that?
9 PAULA TOMERA: I -- I --
10 LORI PRICE: Well, --
11 PAULA TOMERA: -- would pref- --
12 LORI PRICE: -- it would be easier.
13 PAULA TOMERA: Yeah.
14 LORI PRICE: But --
15 COMMISSIONER SPARKS: I mean, we could -- we could give a
16 support in the form of a -- a resolution or something
17 supporting --
18 DISTRICT ATTORNEY HERRERA: Well, --
19 COMMISSIONER SPARKS: -- them --
20 DISTRICT ATTORNEY HERRERA: -- we do a --
21 COMMISSIONER SPARKS: -- right in --
22 DISTRICT ATTORNEY HERRERA: -- resolution --
23 COMMISSIONER SPARKS: -- our --
24 DISTRICT ATTORNEY HERRERA: -- to -- to --
25 COMMISSIONER SPARKS: -- in our heritage --
26 DISTRICT ATTORNEY HERRERA: -- support it. And --
27 COMMISSIONER SPARKS: -- and --
28 DISTRICT ATTORNEY HERRERA: -- they could also come every
29 two weeks and say, you know, it'd be nice if we could get this
30 or get this and -- and -- and after the initial grant is given.
31 And, you know, if they need more help -- I'm not talking about
32 more money, but, you know, --
33 PAULA TOMERA: (Indiscernible) --
34 DISTRICT ATTORNEY HERRERA: -- it's --
35 PAULA TOMERA: -- (indiscernible).
36 DISTRICT ATTORNEY HERRERA: -- possible to give that.
37 LORI PRICE: Oh. (Indiscernible.)
38 DISTRICT ATTORNEY HERRERA: I mean, unless they do need
39 more money, and then they can ask for it. But it's just like we
40 give the grants.

1 But if it's county sponsored and county run, --
2 COMMISSIONER SPARKS: Right. Then we --
3 COMMISSIONER ALLAN: Yeah.
4 COMMISSIONER SPARKS: -- have to be --
5 COMMISSIONER ALLAN: Then you --
6 COMMISSIONER SPARKS: -- accountable --
7 COMMISSIONER ALLAN: -- have to do the --
8 COMMISSIONER SPARKS: -- for that --
9 COMMISSIONER ALLAN: -- open meeting. Yeah.
10 PAULA TOMERA: Yeah. Because we -- I've -- we've done many
11 ad hoc committees that were formed. And that's fine.
12 Everything's out in the open.
13 We don't want to -- we want everyone's opinion on it. It's
14 not just us doing it. We want everyone's opinion and
15 involvement on it that -- that feels like they want to be with
16 it, you know. So --
17 COMMISSIONER ALLAN: Well, and actually that -- that's --
18 that's always the option is put it on the agenda, come before
19 us, and -- and just for the public. And -- and the newspaper
20 representative, she can always, you know, pass it on for the
21 public that doesn't come to the meetings. And we're not as --
22 okay. Here's how the progress is going. This is what we have
23 planned. And, you know, if you want to help support, whatev- --
24 donate, you know, contact you guys.
25 But you can always just keep it updated every couple of
26 weeks and that gets the word out too.
27 UNIDENTIFIED PARTICIPANT: Uh-huh.
28 COMMISSIONER SPARKS: And we could possibly put it on the
29 marquee board at the civic center and letting people know. I
30 mean -- right?
31 DISTRICT ATTORNEY HERRERA: Yeah.
32 PAULA TOMERA: Yeah.
33 DISTRICT ATTORNEY HERRERA: Absolutely.
34 CHAIRMAN WAITS: I'm going to go ahead and open this for
35 any public comment.
36 LORI PRICE: Come on, guys. Jump up.
37 PAULA TOMERA: Yeah.
38 CINDY CLARK: I think it's a great idea.
39 COMMISSIONER ALLAN: Cindy.
40 CINDY CLARK: Cindy Clark, --

1 COMMISSIONER ALLAN: No.
2 CINDY CLARK: -- for the record.
3 COMMISSIONER ALLAN: Please.
4 CINDY CLARK: I think it's a great idea.
5 At 150 celebration, we can't just let that go away. You
6 know, we're proud of being Lander County. We may be a small
7 town, but we're Lander County. We need to do something.
8 I don't know how you guys can support it, but I think you
9 need to support it. If it's just with a check, give it a check.
10 And put my name on your roster. I'll be glad to help.
11 PAULA TOMERA: Awesome.
12 LORI PRICE: Good.
13 COMMISSIONER ALLAN: Well, I --
14 PAULA TOMERA: Is --
15 COMMISSIONER ALLAN: -- I agree --
16 PAULA TOMERA: -- is there a --
17 COMMISSIONER ALLAN: -- with that.
18 PAULA TOMERA: -- way that we could have Rita be the head
19 of it? And then during the little get-togethers we would take
20 minutes and kind of do an outline and then submit that to --
21 LORI PRICE: Or Robin.
22 PAULA TOMERA: Or Robin.
23 LORI PRICE: Did --
24 PAULA TOMERA: Uh-huh.
25 LORI PRICE: -- did you already put her in charge of
26 something?
27 KEITH WESTENGARD: No. She just expressed interest in
28 helping out.
29 LORI PRICE: Uh-huh.
30 KEITH WESTENGARD: So I told her that when it got to that
31 point that wasn't our problem.
32 LORI PRICE: Okay.
33 DISTRICT ATTORNEY HERRERA: If it's county.
34 CHAIRMAN WAITS: I think that was one of my earlier
35 suggestions --
36 DISTRICT ATTORNEY HERRERA: If it's --
37 CHAIRMAN WAITS: -- was --
38 DISTRICT ATTORNEY HERRERA: -- a county- --
39 CHAIRMAN WAITS: -- that you talk --
40 DISTRICT ATTORNEY HERRERA: -- -run thing.

1 CHAIRMAN WAITS: -- to the two --
2 KEITH WESTENGARD: She can help as a --
3 CHAIRMAN WAITS: -- groups, --
4 KEITH WESTENGARD: -- private citizen.
5 CHAIRMAN WAITS: -- the --
6 DISTRICT ATTORNEY HERRERA: Yeah. But you --
7 CHAIRMAN WAITS: -- recreation center --
8 DISTRICT ATTORNEY HERRERA: -- can't --
9 CHAIRMAN WAITS: -- and the civic --
10 PAULA TOMERA: Yeah.
11 CHAIRMAN WAITS: -- center.
12 PAULA TOMERA: We've talked to them. And -- and they --
13 DISTRICT ATTORNEY HERRERA: Okay.
14 PAULA TOMERA: -- were -- said they -- they would be
15 willing to help.
16 But, like I said, we originally wanted this to be a
17 county-sponsored event and then we were -- we would be more than
18 happy to help them out in whatever way they needed to.
19 CHAIRMAN WAITS: I guess it's the definition of
20 county-sponsored because --
21 PAULA TOMERA: But we didn't want to be in charge of
22 everything.
23 CHAIRMAN WAITS: Right. We've --
24 PAULA TOMERA: So --
25 CHAIRMAN WAITS: -- we've discussed that quite a bit, I
26 think. So I think you -- you certainly know that we all feel we
27 would like to celebrate it. And, as Cindy said, we don't want
28 to let it go by and -- and not do something.
29 COMMISSIONER ALLAN: I think we're definitely, you know,
30 supporting it. And, by all means, there was never any intent
31 not to.
32 I'll make a motion that we -- we support the hundred year
33 celebration of Battle Mountain.
34 LORI PRICE: A hundred and fifty.
35 CHAIRMAN WAITS: A hundred and fiftieth?
36 COMMISSIONER SPARKS: A hundred and fifty year.
37 COMMISSIONER ALLAN: Oh.
38 COMMISSIONER CLARK: A hundred and --
39 COMMISSIONER ALLAN: -- sorry.
40 COMMISSIONER CLARK: -- fifty.

1 COMMISSIONER ALLAN: I did see that too. Maybe I need to
2 put my --
3 CHAIRMAN WAITS: You've got --
4 COMMISSIONER ALLAN: -- glasses --
5 CHAIRMAN WAITS: -- counties --
6 COMMISSIONER ALLAN: -- on.
7 CHAIRMAN WAITS: -- on the mind. Yeah.
8 COMMISSIONER ALLAN: A hundred and fifty year celebration
9 of Battle Mountain.
10 Kind of vague, but I think if you guys want money, you're
11 going to have to come back for another agenda item. So --
12 DISTRICT ATTORNEY HERRERA: Probably be done by resolution.
13 We'd have to talk to Keith and Keith talk to me. And we'd
14 have to do up some type of resolution that both gives you the
15 money and -- and -- and points out the reasons why it's in the
16 best interest of Lander County to -- to -- to provide the
17 support.
18 COMMISSIONER SPARKS: And at that --
19 PAULA TOMERA: Or --
20 COMMISSIONER SPARKS: -- time -- and at that time --
21 PAULA TOMERA: -- have Rita be in charge.
22 COMMISSIONER SPARKS: I was going to say, but -- and -- and
23 at that time, we could have maybe the newspaper write a bit
24 article --
25 DISTRICT ATTORNEY HERRERA: (Indiscernible.)
26 COMMISSIONER SPARKS: -- resolution. Best, you know, we
27 have this coming and just get it -- get it out there, you know.
28 Because it would be cool if we could make it very festive,
29 you know.
30 LORI PRICE: Yes. It would.
31 So if we did have Rita or Robin be in charge, it would be a
32 lot easier?
33 All the --
34 DISTRICT ATTORNEY HERRERA: You --
35 LORI PRICE: -- way around.
36 DISTRICT ATTORNEY HERRERA: -- can't have them -- employees
37 be in charge unless the county commissioners authorize it -- it
38 as a county function because they would be providing their time
39 that they're being paid as employees.
40 LORI PRICE: Oh. Okay.

1 DISTRICT ATTORNEY HERRERA: And that's where we'd see --
2 when we mix these things, that's where we get in trouble.
3 COMMISSIONER SPARKS: Right.
4 DISTRICT ATTORNEY HERRERA: It's -- it would -- you can't
5 call it a hybrid county function. It's either a county function
6 and --
7 COMMISSIONER SPARKS: (Indiscernible.)
8 DISTRICT ATTORNEY HERRERA: -- you'd be on the committee.
9 Or it's the town function with the county help.
10 It's --
11 COMMISSIONER ALLAN: And I think we wouldn't --
12 LORI PRICE: That's what --
13 COMMISSIONER ALLAN: -- really --
14 LORI PRICE: -- wanted to do.
15 COMMISSIONER ALLAN: -- have an issue --
16 PAULA TOMERA: Yeah.
17 COMMISSIONER ALLAN: -- with -- with Rita's involvement.
18 You know, I don't know what her time schedule is as far as
19 workwise. But, you know, if -- if she's doing some of this on
20 county time, I think we can understand that.
21 But we can't really direct her.
22 COMMISSIONER SPARKS: Well, it can't be on county time
23 without it being sponsored. But if --
24 DISTRICT ATTORNEY HERRERA: Right.
25 COMMISSIONER SPARKS: -- Rita wanted to help on her own
26 time, --
27 PAULA TOMERA: That's a --
28 COMMISSIONER SPARKS: -- she could --
29 PAULA TOMERA: I just --
30 COMMISSIONER SPARKS: -- assist on her own time.
31 PAULA TOMERA: I mean, maybe I don't understand why we can
32 do the Fourth of July and be a sponsored event and not have this
33 be a sponsored event with people running it exactly the same
34 way.
35 And we're just here, not asking for the money, not asking
36 to be a head of it, just that we're willing to support this
37 event and help out.
38 So --
39 COMMISSIONER SPARKS: Well, I'm fine either way we decide
40 to go. I just -- I think it's an important time in our history.

1 And so --
2 DISTRICT ATTORNEY HERRERA: To answer your question, no one
3 asked me about the Fourth of July.
4 PAULA TOMERA: Uh-huh.
5 DISTRICT ATTORNEY HERRERA: I didn't provide -- I didn't
6 provide any -- any legal analysis --
7 PAULA TOMERA: Okay.
8 DISTRICT ATTORNEY HERRERA: -- on it.
9 PAULA TOMERA: All right. It's just -- it's always --
10 DISTRICT ATTORNEY HERRERA: So if --
11 PAULA TOMERA: -- been sponsored --
12 DISTRICT ATTORNEY HERRERA: So I --
13 PAULA TOMERA: -- by --
14 DISTRICT ATTORNEY HERRERA: -- wouldn't even --
15 PAULA TOMERA: -- the county.
16 DISTRICT ATTORNEY HERRERA: As we sit here today, I don't
17 know how it was done.
18 PAULA TOMERA: Yeah.
19 DISTRICT ATTORNEY HERRERA: And I hate to go --
20 KEITH WESTENGARD: It was like --
21 DISTRICT ATTORNEY HERRERA: -- into it --
22 KEITH WESTENGARD: -- it was done every year is how it was
23 done.
24 COMMISSIONER ALLAN: What did you just say?
25 I missed --
26 KEITH WESTENGARD: The way it's been done every year is the
27 way it's been done this -- it was done this year.
28 COMMISSIONER ALLAN: Well, that's real profound.
29 CHAIRMAN WAITS: There is a motion on the floor but no
30 second.
31 COMMISSIONER ALLAN: Well, I didn't know how to phrase it.
32 So --
33 I -- I mean, I'm offering our support. And -- and
34 definitely we want to support any way we can within the bounds
35 of...
36 CHAIRMAN WAITS: Okay.
37 UNIDENTIFIED PARTICIPANT: (Indiscernible.)
38 CHAIRMAN WAITS: Motion dies.
39 LORI PRICE: (Indiscernible.)
40 CHAIRMAN WAITS: I think at this point --

1 PAULA TOMERA: Well, it's --
2 CHAIRMAN WAITS: -- you know that --
3 PAULA TOMERA: -- it's better.
4 CHAIRMAN WAITS: -- we're behind you and we'd like to do
5 some things. But I guess we need some more particulars. So if
6 you'd like to go forward with it and do some advertising and put
7 some groups together and talk to Keith --
8 DISTRICT ATTORNEY HERRERA: If --
9 CHAIRMAN WAITS: -- and then come --
10 DISTRICT ATTORNEY HERRERA: You could --
11 CHAIRMAN WAITS: -- back before --
12 LORI PRICE: I'd just like to --
13 CHAIRMAN WAITS: -- us --
14 LORI PRICE: -- lit a fuse right now.
15 DISTRICT ATTORNEY HERRERA: If --
16 PAULA TOMERA: I know.
17 DISTRICT ATTORNEY HERRERA: -- you --
18 PAULA TOMERA: I don't --
19 DISTRICT ATTORNEY HERRERA: -- two --
20 PAULA TOMERA: -- understand why --
21 DISTRICT ATTORNEY HERRERA: If you --
22 PAULA TOMERA: -- this --
23 DISTRICT ATTORNEY HERRERA: -- two --
24 PAULA TOMERA: -- can't be a county --
25 DISTRICT ATTORNEY HERRERA: -- find --
26 Well, if you two find that you can't do it without it being a
27 county function, then you come back and ask.
28 This does not say anything about asking the county
29 commissioners to take it over as a county function. It's not
30 agendized that.
31 But we could agendize it that way if you find that that's
32 what you need. And then they could -- they could decide
33 specifically on that issue.
34 PAULA TOMERA: I think I'd rather do that. Just put it
35 back on the agenda --
36 LORI PRICE: Okay.
37 PAULA TOMERA: -- with a more clear request.
38 COMMISSIONER ALLAN: So I do have a question. Is --
39 Okay. Let's make it a county function. And you guys --
40 basically, we are the committee. You are our leg men. You do

1 the work. You come -- come before the commissioners and say,
2 "Okay. This is what we'd like to do." Plan, plan, plan, plan.
3 And we approve it. And we kind of -- I mean, every two weeks
4 you get an update.

5 CHAIRMAN WAITS: We'd really have to put somebody in charge
6 other than just all of us. I mean, it -- it's very
7 time-consuming only meeting twice a month and something that's
8 coming up so quickly. We need somebody that can make decisions
9 if we decide to do that.

10 But -- but the ball's in your court. You know, we're
11 behind you. But there's certain restrictions we have to follow.
12 So --

13 COMMISSIONER SPARKS: Are you guys thinking sometime around
14 September? Is that what you said? When --

15 LORI PRICE: September, maybe October if we --

16 COMMISSIONER SPARKS: Oh.

17 LORI PRICE: -- have to go that late.

18 PAULA TOMERA: Uh-huh.

19 COMMISSIONER SPARKS: Okay.

20 PAULA TOMERA: So our bike race will start September 8th
21 and go to the 15th. And so it would have to be either be --

22 LORI PRICE: After -- probably after that.

23 PAULA TOMERA: Uh-huh.

24 CHAIRMAN WAITS: Okay. Go think about it some more. You
25 might want to see if you can advertise a little bit or enlarge
26 the committee with what you'd like to do and come back with more
27 specifics.

28 PAULA TOMERA: Okay. Thanks.

29 COMMISSIONER ALLAN: So --

30 CHAIRMAN WAITS: Thank you, ladies.

31 COMMISSIONER ALLAN: Now I do have another comment, though.
32 Just kind of an idea of timewise.

33 LORI PRICE: Uh-huh.

34 COMMISSIONER ALLAN: Is, you know, Nevada is going -- is,
35 you know, Nevada Day. And back to this year's theme is a
36 hundred years counties. Although if -- we've -- we've been a
37 county for 150 years is possibly shooting for maybe Nevada Day.

38 Because I know there's a lot of people that don't go to
39 Carson for -- for Nevada Day themselves. But --

40 I don't know if that wouldn't be a bad weekend. Just a

1 thought.

2 LORI PRICE: Okay.

3 COMMISSIONER SPARKS: When is Nevada Day?

4 LORI PRICE: October 31st.

5 COMMISSIONER SPARKS: Thirty-first?

6 CHAIRMAN WAITS: And if we do have the band represent us,
7 there's going to be a lot of families going. So we don't --

8 COMMISSIONER ALLAN: Oh.

9 CHAIRMAN WAITS: -- want to do it --

10 COMMISSIONER ALLAN: That's true.

11 CHAIRMAN WAITS: -- at the same time is --

12 COMMISSIONER ALLAN: Yeah.

13 CHAIRMAN WAITS: -- is what she's saying. Yeah.

14 LORI PRICE: Yeah.

15 COMMISSIONER ALLAN: I forgot about that.

16 CHAIRMAN WAITS: Okay. Thank you.

17 LORI PRICE: Okay. Thank you.

18

19 3) **Discussion and possible action regarding a burn ban within**
20 **Lander County that would be put into effect immediately and**
21 **will last until further notice and to create an ordinance**
22 **regarding the burn ban; and all other matters properly**
23 **related thereto.**

24

25 CHAIRMAN WAITS: Number 3.

26 Discussion and possible action regarding a burn ban within
27 Lander County that would be put into effect immediately and will
28 last until further notice and to create an ordinance regarding
29 the burn ban, and all other matters properly related thereto.

30 So, Counselor, we do a burn ban every year, but do we do an
31 ordinance every year or a resolution? Or we just declare a burn
32 ban? And so --

33 DISTRICT ATTORNEY HERRERA: We just --

34 CHAIRMAN WAITS: -- the --

35 DISTRICT ATTORNEY HERRERA: -- declare --

36 CHAIRMAN WAITS: -- ordinance is new?

37 DISTRICT ATTORNEY HERRERA: That -- that request, yeah.

38 Whoever made it --

39 CHAIRMAN WAITS: Okay.

40 DISTRICT ATTORNEY HERRERA: -- is --

1 CHAIRMAN WAITS: So I saw you had a copy in from one of the
2 other counties?

3 DISTRICT ATTORNEY HERRERA: Right. That's all I know -- I
4 mean, I have no context for somebody throwing in the ordinance.
5 So all I could do is -- is get Winn- -- I think I used Humboldt
6 County's as an example.

7 COMMISSIONER SPARKS: Well, we have a -- something in here
8 that says that it was -- we had a burn ban that was issued
9 July 13, 2017, and that it was in effect until further notice.
10 Was there further notice that -- that we pulled it?

11 DISTRICT ATTORNEY HERRERA: Then --

12 COMMISSIONER SPARKS: Oh.

13 DISTRICT ATTORNEY HERRERA: -- yes.

14 COMMISSIONER SPARKS: There was? Okay.

15 DISTRICT ATTORNEY HERRERA: And then we --

16 CHAIRMAN WAITS: Yeah.

17 DISTRICT ATTORNEY HERRERA: -- published when -- when we
18 ended it.

19 So we --

20 For the last four or five, six years, we've been setting a
21 burn ban. We publish it in the paper and -- and post about the
22 details of the burn ban. And it -- and it does say till further
23 notice. And then we publish when -- when it ceases.

24 I guess the -- the biggest reason you'd want an ordinance
25 is -- is to give the sheriff some type of a --

26 CHAIRMAN WAITS: You know --

27 DISTRICT ATTORNEY HERRERA: -- authority to cite them.

28 That -- that's the only reason. That's the only legitimate
29 reason I can see, if you have an ordinance, for citing purposes.
30 Because if you have an ordinance and you want to change it all
31 the time, you're going to have to go through a month -- months'
32 and months' process each time --

33 COMMISSIONER CLARK: Yeah.

34 DISTRICT ATTORNEY HERRERA: -- to change that ordinance.

35 COMMISSIONER CLARK: They'll either --

36 DISTRICT ATTORNEY HERRERA: So if you do a simple ordinance
37 that says that -- that a burn ban will go into effect every year
38 and that -- and that people that violate the conditions are
39 guilty of a misdemeanor, that gives the sheriff the authority if
40 they want to -- and discretion to cite people. It --

1 COMMISSIONER CLARK: I don't think --
2 DISTRICT ATTORNEY HERRERA: -- doesn't have --
3 COMMISSIONER CLARK: -- we've had --
4 DISTRICT ATTORNEY HERRERA: -- to be --
5 COMMISSIONER CLARK: I don't think we've had any problems.
6 So, you know, we put the burn ban in effect. And -- and I think
7 people understand the seriousness of the issue.
8 DISTRICT ATTORNEY HERRERA: Right.
9 COMMISSIONER CLARK: I think that the outlying areas would
10 be the real --
11 DISTRICT ATTORNEY HERRERA: I'm just --
12 COMMISSIONER CLARK: -- concern with burn barrels --
13 DISTRICT ATTORNEY HERRERA: I'm just saying --
14 COMMISSIONER CLARK: -- and so on.
15 DISTRICT ATTORNEY HERRERA: -- that -- that --
16 In my mind, that's the biggest purpose and reason --
17 COMMISSIONER CLARK: All right.
18 DISTRICT ATTORNEY HERRERA: -- behind actually make --
19 developing an ordinance.
20 COMMISSIONER CLARK: Uh-huh.
21 CHAIRMAN WAITS: So you have a burn ban and somebody is
22 misusing that and an officer walks up and says, "Excuse me, we
23 have a burn ban in Lander County," I think that's going to get
24 their attention. He doesn't -- or she -- necessarily have to
25 write the citation.
26 DISTRICT ATTORNEY HERRERA: Right.
27 CHAIRMAN WAITS: I understand that that's, you know, the
28 bottom line.
29 DISTRICT ATTORNEY HERRERA: You know, the --
30 CHAIRMAN WAITS: But --
31 DISTRICT ATTORNEY HERRERA: -- the sheriff --
32 CHAIRMAN WAITS: -- any time an --
33 DISTRICT ATTORNEY HERRERA: -- may have --
34 CHAIRMAN WAITS: -- officer stops you and you don't get a
35 ticket, this is a cool thing. Right?
36 DISTRICT ATTORNEY HERRERA: The sheriff may have an opinion
37 on this.
38 Sorry, Ron.
39 SHERIFF RON UNGER: Thanks, Ted.
40 Ron Unger, for the record.

1 In the past it's exactly what you're talking about. We --
2 we've had the burn bans in the past. Right now anybody that is
3 going to do any burning, they -- they call it into the sheriff's
4 office. They let us know that -- they give us their address,
5 their name, what -- what they're going to burn, essentially.

6 Sometimes that gets misconstrued to, you know, I'm going to
7 a -- weeds and wood, you know. It winds up being a trailer house
8 or something of that nature.

9 But in the past and to this date, everybody that's going to
10 burn, they -- they usually call in. If they don't, we see the
11 smoke, we send the deputies out. They find out, okay, they're
12 just burning weeds. We're -- we're okay with that.

13 What's happened last year a little bit, people would call in
14 and say, well, I've got all these weeds I've got to burn up around
15 my house, mainly to make a fire break or to clean it up a little
16 bit.

17 We've allowed them to do it because they did call in. Now,
18 if it gets out of control, the fire department will go take care
19 of it.

20 We've had other people that say, well, what happens if I
21 burn anyway?

22 Well, we didn't have anything. We could only suggest to them
23 that it's the wrong time of year. You need to be careful. You've
24 got to do A, B, and C. But there was no teeth in it. And they
25 knew --

26 COMMISSIONER SPARKS: Right.

27 SHERIFF RON UNGER: -- it, you know. So they could say,
28 well, we're going to burn anyway.

29 Well, nothing you can do about it.

30 Well, if it gets out of hand, then you're going to pay for
31 it --

32 COMMISSIONER CLARK: Yeah.

33 SHERIFF RON UNGER: -- is essentially what it is. And last
34 year I think that they -- they put in there that if you was
35 going to do an open burning -- because a lot of people in the
36 summertime will have a barbecue. They'll have a fire pit,
37 whatever the case. We've allowed that. We told them if you've
38 got a burn barrel, you know, or a fire pit, that type of stuff,
39 if it was cleared off, we didn't have any issues. So --

40 And we didn't have a lot of issues last year.

1 And it -- and it -- this year's going to be the same as
2 last year. It's -- the grass out there is getting really dry,
3 especially in the rurals.

4 You know, whatever you decide, we'll work with you on. But
5 there is the discretion. If somebody was -- if it was a garbage
6 barrel burning, it was cleared off, we didn't write any tickets
7 for that.

8 So -- but whatever you folks decide is what we will -- we
9 will do on that.

10 COMMISSIONER CLARK: Well, I think that the way it's
11 working has worked well. I know I've -- I call them when I
12 burn.

13 SHERIFF RON UNGER: There's a --

14 COMMISSIONER SPARKS: I --

15 SHERIFF RON UNGER: -- there's people that call in just
16 about every single day --

17 COMMISSIONER CLARK: Yeah.

18 SHERIFF RON UNGER: -- because we're -- we're at that time
19 of the year right now.

20 COMMISSIONER SPARKS: I agree with --

21 SHERIFF RON UNGER: Yeah.

22 COMMISSIONER SPARKS: -- Art.

23 COMMISSIONER CLARK: And we're that --

24 COMMISSIONER ALLAN: Yeah.

25 COMMISSIONER CLARK: -- we're that -- those kind of people.
26 We -- when it comes to something like this, we cooperate because
27 it's for the betterment of the desert.

28 SHERIFF RON UNGER: And we try to -- we try to inform them
29 through the dispatch that, you know, especially -- not so much
30 in the town limits. We're not going to have big issues here
31 per se. But out in the Hill Top area or out in these outlying
32 areas, if people don't keep an eye on what they're doing, it --
33 it only takes a spark. If they're -- if they're burning in the
34 wind, if they happen to set a -- start a brush fire, they are
35 responsible at that point in time for the extinguishing of that
36 fire if it got on BLM land.

37 COMMISSIONER CLARK: So if you're on B- -- BLM land because
38 BLM will -- they'll put their burn ban in effect --

39 SHERIFF RON UNGER: Exactly.

40 COMMISSIONER CLARK: -- as soon as we do -- you're out on

1 BLM land and you have an open pit fire, you're just -- you have
2 a campfire and it causes a problem, you're responsible; huh?
3 SHERIFF RON UNGER: Absolutely.
4 COMMISSIONER CLARK: That's federal law. That has nothing
5 to do with the county.
6 CHAIRMAN WAITS: BLM went into effect July 1st.
7 COMMISSIONER CLARK: July 1st?
8 CHAIRMAN WAITS: Yes.
9 COMMISSIONER CLARK: Okay.
10 SHERIFF RON UNGER: They usually do.
11 CHAIRMAN WAITS: Yeah. They did. Yeah.
12 SHERIFF RON UNGER: I don't believe we've been notified of
13 that in --
14 COMMISSIONER CLARK: No.
15 SHERIFF RON UNGER: -- in my office. But it's usually the
16 first of July or sometime sooner, depending on the activity that
17 they have, you know -- let's say, like, last year. Our fire
18 season started in -- in -- before June.
19 COMMISSIONER CLARK: When I talked --
20 SHERIFF RON UNGER: And --
21 COMMISSIONER CLARK: -- to Doug --
22 SHERIFF RON UNGER: -- so then --
23 COMMISSIONER CLARK: -- about this, he said that they will
24 follow us as soon as we -- as soon as we do it.
25 SHERIFF RON UNGER: Well, sometimes. Sometimes they'll set
26 theirs ahead of time --
27 COMMISSIONER CLARK: Uh-huh.
28 SHERIFF RON UNGER: -- and then we'll follow them. But it
29 doesn't make any difference whose --
30 CHAIRMAN WAITS: I have a --
31 SHERIFF RON UNGER: -- follows whose.
32 CHAIRMAN WAITS: -- copy of the release if you want to stop
33 afterwards and I'll -- I'll give that to you.
34 SHERIFF RON UNGER: Yeah. Because I need some other
35 information.
36 CHAIRMAN WAITS: Okay.
37 DISTRICT ATTORNEY HERRERA: And -- and the -- the Humboldt
38 County open burning burn ban provision I provided in there is a
39 perfect example of what I was talking about.
40 It refers to -- it refers to notices of closure and opening

1 of burning, that -- that you'll receive public notice. But the
2 biggest thing is the last provision where it says if somebody
3 violates it, they're guilty of a misdemeanor. So that's what
4 you have to --

5 SHERIFF RON UNGER: And Humboldt County is strict on
6 that, --

7 DISTRICT ATTORNEY HERRERA: Yeah.

8 SHERIFF RON UNGER: -- just so you know.

9 I was going --

10 KEITH WESTENGARD: Totally.

11 SHERIFF RON UNGER: -- to burn it in my property in
12 Winnemucca. We use -- made a pile. We was going to burn it.
13 Dug a big hole to burn it in. And the day we was going to burn
14 was the day that they enacted that. So we can't burn anything
15 until after the burn ban is up.

16 COMMISSIONER CLARK: Don't they know who you are, Ron?

17 SHERIFF RON UNGER: It don't matter who I am. It's --
18 it's -- it's just --

19 CHAIRMAN WAITS: One of my concern --

20 SHERIFF RON UNGER: -- the way it is.

21 CHAIRMAN WAITS: -- about the ordinances is -- is the new
22 law that went into effect that affects -- affects us when --
23 when we do put in a new ordinance. We have to do the economic
24 survey of the business people and how that might affect them,
25 that type of thing.

26 And I don't know if you've had a chance to review that, but
27 it --

28 UNIDENTIFIED PARTICIPANT: That whole --

29 CHAIRMAN WAITS: -- just says ordinances. And so I don't
30 know how widespread that's going to be. Every single ordinance
31 we do? Or what? But that was a concern.

32 So maybe for today, we can just do a burn ban. And then
33 worry about what we want to do to follow up with it to get --

34 COMMISSIONER CLARK: Sounds good --

35 CHAIRMAN WAITS: -- more permanent on --

36 COMMISSIONER CLARK: -- to me.

37 CHAIRMAN WAITS: -- the record.

38 COMMISSIONER SPARKS: Is that a motion?

39 COMMISSIONER ALLAN: No. I'll --

40 CHAIRMAN WAITS: No.

1 COMMISSIONER ALLAN: -- make a motion that we put a burn
2 ban into effect today in Lander --
3 COMMISSIONER SPARKS: Following --
4 COMMISSIONER ALLAN: -- County.
5 COMMISSIONER SPARKS: -- following past practice?
6 DISTRICT ATTORNEY HERRERA: And publish it.
7 COMMISSIONER ALLAN: And -- and to have it published.
8 COMMISSIONER SPARKS: Okay. I'll second.
9 CHAIRMAN WAITS: Okay. Judie made the motion. Bryan
10 seconded.
11 Any further discussion?
12 (No comment.)
13 CHAIRMAN WAITS: Public comment?
14 SHERIFF RON UNGER: So one --
15 CHAIRMAN WAITS: All those in --
16 SHERIFF RON UNGER: -- question. If you enact this burn
17 ban, then I'm going to instruct the -- my dispatch -- when
18 people call in for a burn notice, we're going to instruct them
19 that there's a -- a burn ban effect in Lander County --
20 COMMISSIONER SPARKS: Which has been --
21 SHERIFF RON UNGER: -- and leave it at that.
22 COMMISSIONER SPARKS: We -- I mean, it's no different than
23 what we've done in the past; --
24 SHERIFF RON UNGER: No.
25 COMMISSIONER SPARKS: -- correct?
26 SHERIFF RON UNGER: And that'll discourage a lot of them.
27 There are going to be some that will go ahead and do it, but --
28 CHAIRMAN WAITS: All in --
29 SHERIFF RON UNGER: Is that --
30 CHAIRMAN WAITS: -- favor?
31 COMMISSIONER SPARKS: Aye.
32 COMMISSIONER CLARK: Aye.
33 COMMISSIONER ALLAN: Aye.
34 CHAIRMAN WAITS: Aye.
35 Thank you. And that passes.
36 Number 4. We need to call somebody on that one?
37 KEITH WESTENGARD: Yeah. But she's isn't available until
38 10:15. So if we could skip that, please.
39 CHAIRMAN WAITS: Skip that one and move one?
40 KEITH WESTENGARD: And when you come back --

1 5) Discussion and possible action to approve/disapprove the
2 renewal of the Interstate Interlocal Contract between Lander
3 County and the State of Nevada acting by and through its
4 Department of Health and Human Services, Division of Health
5 Care Financing and Policy and Division of Welfare and
6 Supportive Services for medical assistance provided in Nevada
7 under authority of Title XIX of the Social Security Act; and
8 all other matters properly related thereto.
9

10 CHAIRMAN WAITS: Okay. Number 5.

11 Discussion and possible action to approve or disapprove the
12 renewal of the Interstate Interlocal Contract between Lander
13 County and the State of Nevada acting by and through its
14 Department of Health and Human Services, Division of Health Care
15 Financing and Policy and Division of Welfare and Supportive
16 Services for medical assistance provided in Nevada under
17 authority of Title -- what is that? Nineteen?

18 KEITH WESTENGARD: Nineteen.

19 COMMISSIONER ALLAN: Nineteen.

20 CHAIRMAN WAITS: -- of the Social Security Act, and all
21 other matters properly related thereto.

22 KEITH WESTENGARD: This is a renewal. It's a -- same
23 contract. The cost did not go up. It's just the dates changed.

24 CHAIRMAN WAITS: And I will say, for the record, that our
25 address was updated for Lander County and corrected, ready to
26 go. So if we're ready for a motion on that...

27 COMMISSIONER ALLAN: So moved.

28 I'm not reading all that.

29 CHAIRMAN WAITS: Do I have a second?

30 COMMISSIONER SPARKS: I'll second.

31 CHAIRMAN WAITS: Thank you.

32 Judie made the motion. Bryan seconded it.

33 Any other discussion?

34 (No comment.)

35 CHAIRMAN WAITS: Public comment?

36 (No comment.)

37 CHAIRMAN WAITS: All in favor?

38 COMMISSIONER ALLAN: Aye.

39 COMMISSIONER SPARKS: Aye.

40 COMMISSIONER CLARK: Aye.

1 CHAIRMAN WAITS: Aye.
2 Thank you. And that passes.
3 COMMISSIONER CLARK: Let's take a five-minute break.
4 CHAIRMAN WAITS: Yeah. We're going to go ahead and take --
5 take a quick break and then come back and do Number 5 and then
6 on into Number 6.

7
8 (Break taken from 9:52 a.m. to 10:07 a.m.)
9

10 CHAIRMAN WAITS: -- call the board back to order.
11 And we are on Number --

12 COMMISSIONER ALLAN: Hold up.

13 CHAIRMAN WAITS: -- 4.
14

15 4) **Discussion and possible action to approve/disapprove a**
16 **request for nominations from the Lander County Board of**
17 **Commissioners for potential board members for the Nevada**
18 **Clean Energy Fund within the Governor's Office of Energy to**
19 **help facilitate meetings and organizational work; and all**
20 **other matters properly related thereto.**
21

22 CHAIRMAN WAITS: Discussion and possible action to approve
23 or disapprove a request for nominations from the Lander County
24 Board of Commissioners for potential board members for the
25 Nevada Clean Energy Fund within the Governor's Office of Energy
26 to help facilitate meetings and organizational work, and all
27 other matters properly related thereto.

28 Okay. We did receive the letter, actually, from the
29 director, David Bobzien.

30 And we have Jennifer on the line. If you would like to
31 give us your information, Jennifer?

32 JENNIFER TAYLOR: Good morning, Commissioners. Thank you
33 so much for letting me be on the call and be a resource to you.

34 My name is Jennifer Taylor. I am the deputy director for
35 intergovernmental relations for the state office of energy.

36 CHAIRMAN WAITS: Thank you.

37 And you're reaching out to all the counties for us to give
38 you a recommendation? A name? Right?

39 JENNIFER TAYLOR: Yes. That is correct.

40 The same request was sent to all the counties. Under the

1 statute, as it describes in the letter, the -- the nine-member
2 board of the Nevada Clean Energy Fund is to include a
3 representative from county -- from -- one representative from
4 the counties other than Clark and Washoe.

5 And so this process is going forward at the other 14
6 counties as well.

7 CHAIRMAN WAITS: Okay. So it can actually be any of our
8 positions, not necessarily a commissioner; right?

9 JENNIFER TAYLOR: Oh. Absolutely. It can be a
10 commissioner if that's who you decide is the most appropriate
11 person to sit at the board for a nomination.

12 But it can also be just a member of the public, a resident
13 of Lander County that you think would be a good fit for the work
14 that's going to be done under the Clean Energy Fund.

15 CHAIRMAN WAITS: Thank you.

16 To our -- our county manager, since you've had a chance to
17 look at this letter, did you have anyone in mind at all? Or had
18 an opportunity to speak with anyone?

19 KEITH WESTENGARD: I have not spoken within anyone.

20 I wanted to see where the commission wanted to go with it
21 first, if there was somebody on the board that wanted to be
22 included in the --

23 CHAIRMAN WAITS: Okay.

24 KEITH WESTENGARD: -- nominations.

25 COMMISSIONER CLARK: I'm -- I'm interested in this.

26 CHAIRMAN WAITS: How -- how often do they meet, Jennifer?
27 Or how often will they be meeting?

28 JENNIFER TAYLOR: I would imagine -- well, so let me give
29 you a little bit of background real quickly if it's -- you can
30 -- if that's okay.

31 The Clean Energy Fund was set up -- was established by
32 statute in 2017. And it's intended to help accelerate adoption
33 of clean energy technologies and renewable energy technologies
34 by providing a unique framework for financing.

35 It has met so far three times. So what -- where we are
36 right now with the clean energy fund is that all of the sort of
37 organizational documents have been put in place. The 501(c)(3)
38 status has been granted by the IRS. There is a business plan
39 that was drafted by our consultant, Coalition for Green Capital,
40 and has been put in front of the board for review. That was

1 from the October 2018 meeting.

2 And then the elections happened. There was a transition in
3 this office's leadership and then the legislative session.

4 So the next meeting that we're anticipating would be in
5 September. I would guess that while there are these -- while
6 the sort of formation of it is ongoing, it -- there may be every
7 other month, but probably more like quarterly. So that's --
8 I -- that's my guess how often it would meet. But it's going to
9 be up to the board and your staff once staff hires are -- are
10 made.

11 So does that answer your -- the question?

12 And also, I'm -- again, I'm -- I'm open to any questions
13 you might have about the (indiscernible) and its work.

14 CHAIRMAN WAITS: It -- it does answer my question. Thank
15 you.

16 Does the board have any other questions for her?

17 COMMISSIONER CLARK: No. Clear.

18 CHAIRMAN WAITS: It's --

19 COMMISSIONER CLARK: I'm -- I'm interested in this. I
20 would tackle this one.

21 CHAIRMAN WAITS: Okay.

22 COMMISSIONER ALLAN: I'll --

23 CHAIRMAN WAITS: Our -- Judie? Bryan? Are either --

24 COMMISSIONER ALLAN: I'll make --

25 CHAIRMAN WAITS: -- one of you --

26 COMMISSIONER ALLAN: -- a motion --

27 CHAIRMAN WAITS: -- interested?

28 COMMISSIONER ALLAN: I'll make a motion that we nominate
29 Commissioner Clark to represent Lander County for the -- for a
30 board member for the Nevada Clean Energy Fund with the
31 Governor's Office of Energy.

32 CHAIRMAN WAITS: I'm -- I'm going to --

33 COMMISSIONER CLARK: Thank you.

34 CHAIRMAN WAITS: -- add to that for the potential board
35 member or our representative.

36 COMMISSIONER ALLAN: Well, okay. Yes.

37 CHAIRMAN WAITS: What -- however --

38 COMMISSIONER ALLAN: For our --

39 CHAIRMAN WAITS: -- you want to phrase it.

40 COMMISSIONER ALLAN: Yes.

1 COMMISSIONER SPARKS: I'll second.
2 CHAIRMAN WAITS: Thank you. Judie --
3 COMMISSIONER CLARK: Thank you.
4 CHAIRMAN WAITS: -- Judie made the motion and Bryan
5 seconded that.
6 Is there any other discussion?
7 (No comment.)
8 CHAIRMAN WAITS: Any public comment?
9 KEITH WESTENGARD: I --
10 I have a question, Jennifer. This is Keith Westengard.
11 Now that Commissioner Clark is the nominee, do you need a
12 letter from the county? Or is the -- are -- are you good with
13 just including his name on your list?
14 JENNIFER TAYLOR: I'm so sorry, Keith. I -- I didn't hear
15 everything that you said.
16 CHAIRMAN WAITS: Oh.
17 JENNIFER TAYLOR: I thought --
18 CHAIRMAN WAITS: Wait --
19 JENNIFER TAYLOR: -- that you were asking if you needed a
20 letter from the county? Or what was the rest of it?
21 CHAIRMAN WAITS: Or are you okay with just -- just knowing
22 and adding his name to the list?
23 JENNIFER TAYLOR: I am o- -- absolutely okay with, you
24 know, --
25 CHAIRMAN WAITS: I think --
26 JENNIFER TAYLOR: -- an email would be great, Keith, if you
27 wanted to shoot me a note that says, you know, Commissioner
28 Clark has been nominated, his name has been put forth.
29 KEITH WESTENGARD: Okay.
30 JENNIFER TAYLOR: Commissioner Clark, just so you know,
31 there is a secondary pro- -- so there's a secondary process. So
32 you're the nominee that Lander County will be putting forth as
33 an option for the rural county representative.
34 There is a board commission application that does need to
35 be done at the governor's website. And I am more than happy to
36 walk you through that -- that quick process. It's not a very
37 long application. There's just a couple forms that need to be
38 done.
39 CHAIRMAN WAITS: Okay. And we do have your number.
40 So with that, I'll call for the vote.

1 All in favor?
2 COMMISSIONER SPARKS: Aye.
3 COMMISSIONER ALLAN: Aye.
4 CHAIRMAN WAITS: Aye.
5 COMMISSIONER CLARK: Thank you.
6 I'm going to abstain since it's for me.
7 CHAIRMAN WAITS: Thank you.
8 Okay. You have our representative. Thank you so much for
9 being with us today.
10 JENNIFER TAYLOR: Absolutely, Commissioners. Thank you so
11 much for having me as part of the call. And thank you so much
12 for your commitment to this work.
13 COMMISSIONER SPARKS: Thank you.
14 CHAIRMAN WAITS: You're welcome.
15 Keith, --
16 JENNIFER TAYLOR: Bye.
17 CHAIRMAN WAITS: -- I --
18 COMMISSIONER SPARKS: Bye.
19 CHAIRMAN WAITS: -- I do think we do need to do that
20 officially.
21 COMMISSIONER SPARKS: Austin, still with us?
22 KEITH WESTENGARD: I will.
23 MITESHELL LANHAM: Yes, we're here.
24 COMMISSIONER SPARKS: Thank you.
25 CHAIRMAN WAITS: Thank you.
26 Okay. Commissioner Clark, thank you for stepping up for
27 that.
28 COMMISSIONER CLARK: You're welcome.
29 CHAIRMAN WAITS: It's always nice to have Lander County
30 represented on different things at least --
31 COMMISSIONER CLARK: I'll come in Monday. Okay. And we'll
32 do this.
33 CHAIRMAN WAITS: Okay. We have another call to make. And
34 this will bring us to -- let's see -- Number 7.
35 You have the phone number for Jennifer and American Lands
36 Council?
37 KEITH WESTENGARD: Number 6. Yeah.
38 COMMISSIONER SPARKS: Hold on a second.
39
40

1 (Attempting to establish telephone contact Jennifer Fielder
2 with American Lands Council)

3
4 JENNIFER FIELDER: Hello. This is Jennifer.

5 CHAIRMAN WAITS: Jennifer, good morning. This is Pat Waits
6 with Lander County. Hi.

7 JENNIFER FIELDER: Good morning.

8 CHAIRMAN WAITS: I'm just going to read this into the
9 agenda. Thank you for being with us.

10
11 7) **Discussion and possible action to approve/disapprove joining**
12 **the American Lands Council for one year and to select which**
13 **membership category with fees ranging from \$1,000 to \$25,000,**
14 **and all other matters properly related thereto.**

15
16 CHAIRMAN WAITS: Number 7.

17 JENNIFER FIELDER: Thank you.

18 CHAIRMAN WAITS: Discussion and possible action --

19 JENNIFER FIELDER: Thank you very much for having me.

20 CHAIRMAN WAITS: You're welcome.

21 Discussion and possible action to approve or disapprove
22 joining the American Lands Council for one year and to select
23 which membership category with fee ranging from \$1,000 to
24 25,000, and all other matters properly related thereto.

25 And we -- Lander County has belonged in the past. We did
26 not join last year.

27 And in speaking with Jennifer, she -- she asked to be on
28 and give us just a little bit of information. I don't know --
29 did you want to give us a presentation? Is that what you were
30 asking for, Jennifer?

31 JENNIFER FIELDER: Well, an overview. You know, it'd be
32 really nice to be able to -- to be there in person and -- and
33 share a PowerPoint presentation. But if -- if you'd allow me to
34 just give a little bit of an overview, I'd -- I'd like to do
35 that for a few minutes. And --

36 CHAIRMAN WAITS: We'd --

37 JENNIFER FIELDER: -- then I'd be glad to answer any
38 questions.

39 CHAIRMAN WAITS: Okay. I'd be happy to do that if you can
40 give me a time frame. Like what? Five minute?

1 JENNIFER FIELDER: Oh, sure. That'd be fine.
2 CHAIRMAN WAITS: Okay. Good. Let's go.
3 JENNIFER FIELDER: Okay. Great.
4 Well, we do really appreciate your participation in the past
5 to the American Lands Council.
6 The organization was started by county commissioners and
7 state legislators working together to try to create a movement
8 and affect the transfer of some federal lands to the states.
9 We -- we weren't ever going after all of the federal lands.
10 We didn't want to include national parks and congressionally
11 designated wilderness into the transfer unless those areas
12 became very grossly undermanned -- undermanaged and there was a
13 real high need for that.
14 But primarily the organization was started in order to be
15 able to better manage the lands that are supposed to be multiple
16 use public lands.
17 And I got involved with the organization back in about
18 2013. I was elected to the Montana state senate and became very
19 interested in this issue because I live in rural northwest
20 Montana. And we are surrounded by millions of acres of
21 federally controlled lands.
22 And although my family and I love the outdoors and love to
23 enjoy the land, we have experienced some of the -- the problems
24 with federal land management firsthand up in where I'm at in
25 northwest Montana, primarily road closures, access closures, and
26 wildfires that are allowed to burn and rage out of control.
27 Seemed to be the predominant sources of trouble for us.
28 But before that, it -- our industries were shut down. We
29 used to have 12 sawmills in our county and now we're done to one
30 and --
31 COMMISSIONER CLARK: Geez.
32 JENNIFER FIELDER: -- lost a lot of jobs because of the
33 access closures. And since we've seen all those access
34 closures, we've seen the vegetation grow out of control. And
35 we're seeing the same type of cutbacks in logging that we've
36 been seeing in grazing and also access for mineral production.
37 Mining and energy have all been really curtailed since the late
38 1970s.
39 Today, I'm -- I'm coming before you not as a state senator
40 but as a representative of the American Lands Council. I'm

1 actually the CEO of the organization now.

2 As I said, we're -- we were founded by elected officials.
3 And that was back in 2012.

4 And we're -- we've grown into a nationwide network of
5 elected officials, resource experts, local government entities,
6 nonprofit organizations, and public land users of every type,
7 from the ranchers and farmers, miners, foresters and outdoorsmen
8 and outdoorswomen, and just other concerned citizens that see
9 the problems of federal land management and want some serious
10 corrections made.

11 So our main message is that we all want healthy air, water,
12 and wildlife and safe vibrant communities and abundant outdoor
13 recreation, but under federal control of our lands, we've been
14 seeing steep declines in these desirable activities for the last
15 several decades. And we feel the only solution big enough is a
16 permanent constitutionally sound solution. And that is to begin
17 the transfer of federal lands to the states.

18 Our strategy is multipronged. We are implementing legal,
19 legislative, and educational strategies across the country.

20 And our goal is to allow states to incrementally acquire
21 pieces of land as they're willing and ready to manage those
22 areas responsibly and to require the states to work in close
23 coordination with the counties where those lands are located.

24 So that -- that's -- that kind of sums it up.

25 Our -- our goal -- our ultimate goal is to achieve
26 thoughtful, accountable, locally driven stewardship of our
27 public lands that allows us to improve public access, take care
28 of the environment properly, and have a sensible balance of
29 economic productivity as well.

30 CHAIRMAN WAITS: Thank you. I know that has been a goal of
31 Lander County for some time too. So that's -- that's
32 interesting.

33 When you look at -- at the -- the different levels, fellow
34 Commissioners, there's a couple things in here for government.
35 Our general level, if you'd like to join, is a thousand. Silver
36 level is 5,000. And then it goes up higher from there, from 15-
37 or 25-. So if --

38 COMMISSIONER SPARKS: I --

39 CHAIRMAN WAITS: -- this is something you would like to --

40 COMMISSIONER SPARKS: I'm curious --

1 CHAIRMAN WAITS: -- continue to --
2 COMMISSIONER SPARKS: -- why --
3 CHAIRMAN WAITS: -- promote --
4 COMMISSIONER SPARKS: -- last year, Patsy. Because it
5 is -- it is a hot issue, --
6 CHAIRMAN WAITS: It is a --
7 COMMISSIONER SPARKS: -- land --
8 CHAIRMAN WAITS: -- very hot issue.
9 COMMISSIONER SPARKS: -- why -- why the board elected not
10 to support them last year.
11 CHAIRMAN WAITS: Actually, we did it in kind of -- we made
12 a choice. We had a Nevada Lands Council that --
13 COMMISSIONER SPARKS: Oh.
14 CHAIRMAN WAITS: -- started up.
15 COMMISSIONER CLARK: Yeah.
16 CHAIRMAN WAITS: And we promoted the in- --
17 COMMISSIONER SPARKS: Got you.
18 CHAIRMAN WAITS: -- -state one instead.
19 But I think, you know, when I look back on it, in
20 hindsight, maybe we're amiss for not keeping this one too. So I
21 do think it's -- it's important.
22 COMMISSIONER ALLAN: So I'd like to make a motion that we
23 join the American Lands Council at the gold membership level.
24 COMMISSIONER CLARK: I -- I've been --
25 CHAIRMAN WAITS: I'm sorry. I -- I couldn't hear you.
26 What level?
27 COMMISSIONER ALLAN: At the gold.
28 CHAIRMAN WAITS: At the gold level for 15,000?
29 COMMISSIONER ALLAN: The way I look at it is, you know, we
30 do have -- I mean, I don't want to be just throwing money
31 around, spending all this money. But we have the money. This
32 is an important issue. It's going to a good service to -- to
33 promote the entire nation on public lands.
34 CHAIRMAN WAITS: No, I understand that.
35 My question would be on the budget with that amount and
36 where -- what that might come out of since we've already done
37 our budget?
38 KEITH WESTENGARD: It -- I could take it out of my
39 professional services line. But it was slashed pretty hard this
40 year too.

1 CHAIRMAN WAITS: Yeah. We --
2 KEITH WESTENGARD: So --
3 CHAIRMAN WAITS: -- have been slashing that.
4 KEITH WESTENGARD: But I -- I -- I can cover it out of
5 that. I -- in the past, just -- just as background, we -- we
6 had the silver membership for 5,000. But I can cover whatever
7 membership the commission want- -- would like.
8 CHAIRMAN WAITS: Okay. I don't hear a second so that
9 motion dies.
10 Would we like to try for another one?
11 COMMISSIONER SPARKS: I'll make a --
12 COMMISSIONER CLARK: I'll --
13 COMMISSIONER SPARKS: -- motion that we do the silver
14 level.
15 COMMISSIONER CLARK: Yeah.
16 CHAIRMAN WAITS: Motion for a silver level for government
17 of 5,000?
18 COMMISSIONER CLARK: Second.
19 CHAIRMAN WAITS: Okay. Bryan made the motion. And art
20 seconded that.
21 Any other discussion?
22 (No comment.)
23 CHAIRMAN WAITS: Public comment?
24 (No comment.)
25 CHAIRMAN WAITS: All those in favor?
26 COMMISSIONER SPARKS: Aye.
27 COMMISSIONER ALLAN: Aye.
28 CHAIRMAN WAITS: Aye.
29 Thank you.
30 And I would be amiss if I didn't -- I don't remember
31 whether you gave your last name on that, Jennifer. But it's
32 Fielder, for our records. And I wanted to be sure since you did
33 say you were chief executive officer and we had that in the
34 records. But I wasn't sure we had your full name.
35 So thank you so much. And we look forward to working with
36 you folks.
37 JENNIFER FIELDER: Thank you very much.
38 Be glad to brief with you any --
39 COMMISSIONER CLARK: What was that --
40 JENNIFER FIELDER: -- time that you'd like --

1 COMMISSIONER CLARK: -- (indiscernible) --
2 JENNIFER TAYLOR: -- more in-depth updates.
3 COMMISSIONER CLARK: -- (indiscernible) that had passed
4 away? He was --
5 COMMISSIONER SPARKS: Thanks, Jennifer.
6 COMMISSIONER CLARK: -- part of this.
7 JENNIFER FIELDER: All right. Thank you, everyone.
8 COMMISSIONER SPARKS: Bye-bye.
9 JENNIFER FIELDER: Thank you, Commissioners.
10 CHAIRMAN WAITS: Thank you.
11 COMMISSIONER CLARK: Yeah. No. I can't think either.
12 CHAIRMAN WAITS: Okay. We are now going to Number 6.

- 13
14 **6) Discussion and possible action with regard to this board's**
15 **prior decision on March 28, 2019, wherein the Lander County**
16 **Board of County Commissioners deemed it to be in the best**
17 **interests of Lander County and of the Lander County Combined**
18 **Sewer and Water District #2 that said District be merged,**
19 **consolidated, or dissolved. That the Lander County Board Of**
20 **County Commissioners needs to discuss the response from the**
21 **District to a letter sent on April 4, 2019, by the county**
22 **manager and take action on whether to proceed pursuant to**
23 **NRS 318.490 and enact an ordinance that allows for the**
24 **merger, consolidation, or dissolution of the District after**
25 **the required procedures are followed or whether to allow the**
26 **District to continue as such without further action by the**
27 **Lander County Board of County Commissioners; and all other**
28 **matters properly related thereto.**

29
30 CHAIRMAN WAITS: And thank you, all, for waiting.
31 Miteshell, do we have any folks from Austin in on Number 6?
32 MITESHELL LANHAM: Yes.
33 CHAIRMAN WAITS: Okay. Thank you.
34 Discussion and possible action with regard to the board's
35 prior decision on March 28, 2019, wherein the Lander County
36 Board of County Commissioners deemed it to be in the best
37 interest of Lander County and of the Lander County Combined
38 Sewer and Water District #2 that said district be merged,
39 consolidated, or dissolved. That the Lander County Board Of
40 County Commissioners need to discuss the response from the

1 District to a letter sent on April 4, 2019, by the county
2 manager and take action on whether to proceed pursuant to
3 NRS 318.490 and enact an ordinance that allows for the merger,
4 consolidation, or dissolution of the district after the required
5 procedures are followed or whether to allow the District to continue
6 as such without further action by the Lander County Board of County
7 Commissioners, and all other matters properly related thereto.

8 So that kind of gives you the history of where we are.

9 In the interim, we did have a community meeting in Austin.
10 Unfortunately, there wasn't anyone there from the board, the
11 Sewer and Water District #2 board. So we didn't have any of
12 that input.

13 But it is back before you to see what you folks would like
14 to do.

15 Counselor?

16 DISTRICT ATTORNEY HERRERA: Commissioner, it -- it's my
17 understanding that there's been a -- there are different board
18 members now.

19 MITESHELL LANHAM: We can't hear Ted.

20 CHAIRMAN WAITS: Okay. Ted, they --

21 DISTRICT ATTORNEY HERRERA: I'm ask- --

22 CHAIRMAN WAITS: -- can't hear.

23 DISTRICT ATTORNEY HERRERA: I'm asking if there are
24 different board members than when they responded to this letter.
25 If there are?

26 CHAIRMAN WAITS: Oh, the change of -- any change of board
27 members recently?

28 HOPE HARDY: Billy Gandolfo has resigned as vice chair.
29 This --

30 DISTRICT ATTORNEY HERRERA: So --

31 HOPE HARDY: -- is Hope Hardy, --

32 DISTRICT ATTORNEY HERRERA: So my --

33 HOPE HARDY: -- chair --

34 DISTRICT ATTORNEY HERRERA: -- point --

35 HOPE HARDY: -- member. And --

36 DISTRICT ATTORNEY HERRERA: -- on that --

37 HOPE HARDY: I --

38 DISTRICT ATTORNEY HERRERA: Is --

39 HOPE HARDY: -- I'm the chairperson.

40 CHAIRMAN WAITS: Oh. Just a moment.

1 DISTRICT ATTORNEY HERRERA: My -- my only point on that is
2 that that could be one of your deciding factors is to resend the
3 letter to the board. Just a possibility.

4 CHAIRMAN WAITS: Okay. So I -- I guess are there -- are --
5 is there anyone there from the board?

6 HOPE HARDY: I just --
7 Yeah. Hope Hardy, the chairperson.

8 CHAIRMAN WAITS: Thank you, Hope. So --
9 And our -- our question from the counselor was: The makeup
10 of the board? Had an- -- has anything changed with your
11 concerns since the letter was sent?

12 HOPE HARDY: Oh, no.
13 I'm sorry. I thought you asked if there was a change in
14 our board members.
15 I apologize.
16 But no. No- -- nothing has -- has changed.

17 CHAIRMAN WAITS: Okay. Same board members.

18 HOPE HARDY: No. We -- we had had a change in our board
19 members.
20 Billy Gandolfo no longer sits on the board.

21 CHAIRMAN WAITS: Got it.
22 Okay. So we lost one.
23 Do you --

24 HOPE HARDY: I have been actively recruiting so that we can
25 replace that one. At this point we do still have three active
26 board members.

27 CHAIRMAN WAITS: Thank you.

28 DISTRICT ATTORNEY HERRERA: So is their position the same
29 as it was when we received their letter?

30 CHAIRMAN WAITS: So your -- your position of the board is
31 the same as when we received this letter? Is that correct?

32 HOPE HARDY: Yes.

33 CHAIRMAN WAITS: Okay. You still would like to continue as
34 a GID?

35 HOPE HARDY: Yes.

36 DISTRICT ATTORNEY HERRERA: Okay.

37 CHAIRMAN WAITS: Okay.

38 HOPE HARDY: And I do apologize, just for the record, about
39 not being at the meeting because I was -- I was -- there was a
40 miscommunication and I thought that I wasn't supposed to be at

1 that meeting or that it was for townspeople or I would have been
2 there.

3 So I do apologize that there was not somebody from the
4 board at the last -- at the community meeting. There was --
5 there was a misunderstanding there.

6 CHAIRMAN WAITS: Okay. Thank you.

7 Okay. At -- at the community meeting, the -- the whole
8 atmosphere was that the folks that attended felt the county
9 should be stepping in to take over.

10 Their main concern was that if we did that, that they would
11 lose the office down there. And they don't want to lose any
12 more offices.

13 So I -- I couldn't address that. I had no idea what we
14 would be doing and any particulars if we did take over, what --
15 what we'd do if we'd have an office that they could step into
16 and pay their bill and this type of thing.

17 But that was the only main concern I had that they brought
18 forward on it.

19 Otherwise, all our information has come back to us is the
20 biggest concern of what the increase in rates would be and the
21 increase of rates if they -- if they had to go out and borrow
22 the funding -- they did not get the balance of the funding from
23 Lander County -- it would be a minimum of \$48 a month more if
24 they got the full funding. There's always a question of whether
25 they can still get the full funding. And then they still
26 forgive, like -- what? -- 60 percent of it. So it's just the
27 portion they have to borrow on the loan.

28 The loan is for forty years. And that's the minimum
29 increase. And that was the concern to -- to everybody at that
30 meeting was the rate because so many of them are -- are on a,
31 you know, set monthly income. And it's structured in not any
32 way to get those additional funds.

33 I'm going to go ahead and -- and open this up for public
34 comment because we can --

35 COMMISSIONER CLARK: Well, I --

36 CHAIRMAN WAITS: -- always comment on some of their
37 comments. And I know we do have one from -- from Austin here.

38 Mr. Lani, do you have anything that you would like to
39 share with us?

40 LOUIS LANI: Do I need to come up?

1 CHAIRMAN WAITS: Please.
2 LOUIS LANI: Okay.
3 I'm Louis Lani, former board member of 42 years for Lander
4 County Sewer and Water #2.
5 CHAIRMAN WAITS: Let me clarify that. Forty-two years?
6 LOUIS LANI: Forty-two years.
7 CHAIRMAN WAITS: I thought that's what you said. Okay.
8 LOUIS LANI: And I've got a bad taste in my mouth about
9 what I see going on down there.
10 I think there's a lot of mismanagement going on. They
11 can't seem to keep personnel to take care of the system and
12 bring --
13 I just -- I don't like what I see going on.
14 And if that \$48 increase on top of what we're already
15 paying, --
16 COMMISSIONER CLARK: No.
17 LOUIS LANI: -- they're basing that on these -- they're
18 trying to say that the normal rate for residential will stay the
19 same, but the \$48 would be an increase on the system obligation
20 fees.
21 And my water bill would go from \$200 a month to over \$600 a
22 month.
23 COMMISSIONER CLARK: Two -- you pay \$200 a month?
24 LOUIS LANI: I do. I'm -- I'm a big water user down there.
25 And I just -- there's so many senior citizens down there on
26 fixed incomes, --
27 COMMISSIONER CLARK: Yeah.
28 LOUIS LANI: -- they cannot handle additional \$48 a month
29 on top of what they're already paying.
30 CHAIRMAN WAITS: Well, if they changed it to the system
31 obligation, I mean, some -- some people are not using their
32 water but they pay a system obligation fee.
33 COMMISSIONER CLARK: Yeah.
34 CHAIRMAN WAITS: So if they have three or four of those
35 that they're not using and that 48 went on the top of that, that
36 would really would be high. It wouldn't be just -- just the
37 residential.
38 And then, of course, the business goes higher.
39 I don't know what their intention is. But either way it's
40 -- it -- it's expensive. And I know that's one of the big

1 concerns that I've had the calls on.

2 LOUIS LANI: Well, when I was on the board, I mean, I was
3 instigator of getting the system obligation fee in. And that --
4 the purpose of that was to pay off the -- one of forty --
5 40-year loans that we had going that Lander County stepped in
6 and paid off, cleared all our expenses. And the system
7 obligation fee was supposed to go away at that time. It did
8 not. And it's just -- continuously increases every year.

9 And like I say, the system obligation fee, from what I
10 understand, would be, like, the home that I live in, my
11 residential rate would not go up, supposedly.

12 But I've got three -- three other different pieces of
13 property which would be assessed \$48 a month per individual
14 property that I'm not living on. That's -- and that's where the
15 water rates would go up.

16 I -- I can't afford it. And a lot of people have told me
17 that if this goes up, they're leaving town. This -- this would
18 kill the town of Austin. We're having troubles as it is.

19 COMMISSIONER CLARK: Ted, this sentence, "merged,
20 consolidated, or dissolved," what's the difference between those
21 three concepts?

22 DISTRICT ATTORNEY HERRERA: Well, I -- I don't have the
23 legal definition prepared for you, but they're just different
24 extremes of dissolution.

25 COMMISSIONER ALLAN: Ted, I'm sorry. Could you speak up?

26 DISTRICT ATTORNEY HERRERA: They're different extremes.
27 A dissolution is -- is you dissolve it.

28 COMMISSIONER CLARK: Right.

29 DISTRICT ATTORNEY HERRERA: A merger, you try to make some
30 type of deal and work with them.

31 And I -- I don't know if it's ever been done in the state.
32 So we'd have to --

33 So they're just different aspects of it, --

34 COMMISSIONER CLARK: Okay.

35 DISTRICT ATTORNEY HERRERA: -- is -- if --

36 A -- a merger, they would be merged into the county. So
37 they would no longer be a separate district, but they would
38 still have some functioning that would matter.

39 And -- and I'm throwing that off the top of my head before
40 I do research on it.

1 But -- but I'm told dissolution is the county taking it
2 over. And it's a long process.
3 COMMISSIONER CLARK: Yeah.
4 DISTRICT ATTORNEY HERRERA: We have to do the next step
5 if -- if --
6 The agenda item calls for the county commissioners to make
7 a -- you -- a choice today of either saying, well, let them
8 continue as a -- as a district.
9 Or, please, let's do up an ordinance and -- and -- and
10 dissolve it.
11 Or do some research and see if we can merge or what --
12 I mean, you can -- that's why we keep on putting all three
13 of those in there.
14 COMMISSIONER CLARK: Do we need to dissolve it and then
15 merge or consolidate?
16 DISTRICT ATTORNEY HERRERA: Well, merge or consolidate is
17 different than dissolve.
18 You do- -- there's -- there would -- if you dissolve it,
19 there'd be nothing to merge or consolidate.
20 COMMISSIONER CLARK: Okay.
21 DISTRICT ATTORNEY HERRERA: Let me put it that way.
22 COMMISSIONER CLARK: So you don't have to dissolve and then
23 recreate. You can just merge or consolidate?
24 DISTRICT ATTORNEY HERRERA: I would imagine. But I
25 don't --
26 COMMISSIONER CLARK: Okay.
27 DISTRICT ATTORNEY HERRERA: This is no -- there's not a lot
28 on this in the state of Nevada. I'd find out.
29 CHAIRMAN WAITS: So if we consolidated, it stays intact.
30 Only the GID goes away?
31 DISTRICT ATTORNEY HERRERA: I would -- I think.
32 CHAIRMAN WAITS: And then the county would make provisions
33 to take --
34 DISTRICT ATTORNEY HERRERA: Right.
35 CHAIRMAN WAITS: -- it over.
36 DISTRICT ATTORNEY HERRERA: I -- I --
37 COMMISSIONER CLARK: That's the --
38 DISTRICT ATTORNEY HERRERA: -- think --
39 COMMISSIONER CLARK: -- term I --
40 DISTRICT ATTORNEY HERRERA: -- so, --

1 COMMISSIONER CLARK: -- like.
2 CHAIRMAN WAITS: Okay.
3 DISTRICT ATTORNEY HERRERA: -- Commissioner, but I'm not
4 sure. I --
5 CHAIRMAN WAITS: I -- I --
6 DISTRICT ATTORNEY HERRERA: Don't hold --
7 CHAIRMAN WAITS: -- got it.
8 DISTRICT ATTORNEY HERRERA: -- me on that?
9 COMMISSIONER CLARK: Okay.
10 CHAIRMAN WAITS: Okay.
11 COMMISSIONER SPARKS: Or if we --
12 DISTRICT ATTORNEY HERRERA: I -- I --
13 COMMISSIONER SPARKS: -- get -- if we -- if we dissolved,
14 the county could step in and take over; correct?
15 DISTRICT ATTORNEY HERRERA: Yes.
16 COMMISSIONER SPARKS: And so --
17 DISTRICT ATTORNEY HERRERA: And it would be cheaper.
18 COMMISSIONER SPARKS: I mean, if -- if I'm not mistaken,
19 the previous conversation that we've had on it is that we could
20 handle it just fine -- if I remember -- Bert? And we could keep
21 costs at a minimal; right?
22 COMMISSIONER CLARK: Right.
23 COMMISSIONER ALLAN: I'm going to make a motion --
24 CHAIRMAN WAITS: I'm going to go ahead and -- and ask for
25 public comment on it first. Is that okay?
26 Austin, do you have any public comment for us down there?
27 MIKE BONEY: Yeah. I do.
28 MITESHELL LANHAM: Go ahead.
29 MIKE BONEY: If -- this is Mike Boney with Nevada Rural
30 Water Association.
31 Currently, we're down here assisting the system, not only
32 with training, but to get the maintenance program going again.
33 And the current operator in training is receiving his
34 training from everybody involved with the Nevada Rural Water.
35 And Keith and -- however the board decides to go forward
36 with this, if they were to keep a local -- a local person here
37 as the operator to keep the local money local and use the
38 contract operator until she was completely trained that would
39 most likely benefit the community more, depending on how the
40 board decides to solve the issues down here, if they decide to

1 send someone from up there at Battle Mountain or, again, to keep
2 someone local.

3 CHAIRMAN WAITS: Thank you.
4 Anyone else down there?

5 MITESHELL LANHAM: No.
6 CHAIRMAN WAITS: Okay.
7 I'm sorry. Go ahead, Judie.

8 COMMISSIONER ALLAN: Oh, I'd like to make a motion we
9 request the district att- -- attorney to proceed with the NRS
10 statute to dissolve the GID and draft ordinance papers,
11 documents -- draft an ordinance.

12 COMMISSIONER SPARKS: I'll second the motion.

13 CHAIRMAN WAITS: Okay. Judie made the motion. Bryan
14 seconded it.

15 Any other discussion?

16 COMMISSIONER CLARK: Yeah. I don't want anybody to lose
17 their position down there.

18 DISTRICT ATTORNEY HERRERA: If it's dissolved, coun- --
19 they would -- there wouldn't be any positions down there.
20 It's not that they can't become county employees.

21 COMMISSIONER SPARKS: Hm.

22 DISTRICT ATTORNEY HERRERA: They certainly could be brought
23 into the county system.

24 And -- and it might be a positive thing to think about
25 doing that.

26 But we can't -- we can't -- unless we merge or consolidate.

27 COMMISSIONER CLARK: Merge or consolidate. Then that's
28 different than dissolve and --

29 DISTRICT ATTORNEY HERRERA: I would imagine. But without
30 having researched it, I'm just going by the definition of
31 each --

32 COMMISSIONER CLARK: Right. Me too.

33 DISTRICT ATTORNEY HERRERA: -- each word.
34 But I don't know how it would work.

35 CHAIRMAN WAITS: I -- I do think when we -- when we look at
36 the long ways we have to work on this, like you said, one thing
37 at a --

38 DISTRICT ATTORNEY HERRERA: Right.

39 CHAIRMAN WAITS: -- time, that hopefully our concern is to
40 keep Austin with employees and -- and --

1 DISTRICT ATTORNEY HERRERA: Right.
2 CHAIRMAN WAITS: -- and the local vision --
3 DISTRICT ATTORNEY HERRERA: And we can do that as a --
4 CHAIRMAN WAITS: -- there.
5 DISTRICT ATTORNEY HERRERA: -- county.
6 CHAIRMAN WAITS: I -- I think that's --
7 DISTRICT ATTORNEY HERRERA: We can bring them --
8 CHAIRMAN WAITS: -- what we're looking at.
9 DISTRICT ATTORNEY HERRERA: -- into the county system.
10 CHAIRMAN WAITS: Okay.
11 We --
12 Judie made the motion. Bryan seconded it for the -- to
13 dissolve the GID.
14 Any public comment?
15 LOUIS LANI: I've got one more comment to make if -- here
16 lately, Rural Water has been a big help down there. No problem.
17 But what I'm seeing there, they're using the county pickup.
18 The lady that's driving the pickup has some of her children
19 riding around in the pickup too. The liability for the county
20 is astronomical if something happens to one of those kids in
21 that pickup.
22 Maybe I'm being hard-nosed about it, but I just --
23 COMMISSIONER ALLAN: No. Thank --
24 LOUIS LANI: -- I've --
25 COMMISSIONER ALLAN: -- you --
26 LOUIS LANI: -- put --
27 COMMISSIONER ALLAN: -- for that.
28 LOUIS LANI: -- put too much time and effort into that
29 system to watch it go downhill.
30 CHAIRMAN WAITS: Thank you.
31 Okay. I will call for the vote.
32 All in favor?
33 COMMISSIONER SPARKS: Aye.
34 GWEN JONES: Gwen, --
35 COMMISSIONER ALLAN: Aye.
36 GWEN JONES: -- from Lander County Combined Sewer and Water
37 District. I'd like to comment. If you dissolve the district
38 today, does that mean all employees don't have a job tomorrow?
39 DISTRICT ATTORNEY HERRERA: The -- we're not even close to
40 a dissolution.

1 CHAIRMAN WAITS: No. No- -- nothing really changes except
2 the future. We've got a lot of work to do.
3 DISTRICT ATTORNEY HERRERA: And -- and --
4 CHAIRMAN WAITS: This just means --
5 DISTRICT ATTORNEY HERRERA: -- that --
6 CHAIRMAN WAITS: -- our --
7 DISTRICT ATTORNEY HERRERA: -- includes --
8 CHAIRMAN WAITS: This is what we would intend to do.
9 Nothing changes for you folks.
10 DISTRICT ATTORNEY HERRERA: That includes everybody in the
11 district getting notice from the county and having at least two
12 meetings.
13 GWEN JONES: Well, it's my understanding if you move and
14 dissolve the district today that it's dissolved --
15 DISTRICT ATTORNEY HERRERA: No.
16 GWEN JONES: -- and it no longer exists.
17 DISTRICT ATTORNEY HERRERA: No.
18 GWEN JONES: Therefore if you move to dissolve the district
19 today, even though you move forward on paperwork, we're no
20 longer employees.
21 DISTRICT ATTORNEY HERRERA: No.
22 CHAIRMAN WAITS: No. Did you get that?
23 No. That just means that's what we would be working towards.
24 But nothing changes today or tomorrow.
25 DISTRICT ATTORNEY HERRERA: Right.
26 CHAIRMAN WAITS: It all has to go through all our legal
27 time frames.
28 GWEN JONES: Okay. So you're --
29 DISTRICT ATTORNEY HERRERA: At least --
30 GWEN JONES: -- going --
31 DISTRICT ATTORNEY HERRERA: -- six months.
32 GWEN JONES: -- fire the employees?
33 COMMISSIONER CLARK: How long?
34 DISTRICT ATTORNEY HERRERA: Probably six months.
35 COMMISSIONER CLARK: Six months.
36 CHAIRMAN WAITS: And so we're probably looking at about 6
37 months.
38 GWEN JONES: So in six months, we're going to be fired?
39 CHAIRMAN WAITS: No.
40 COMMISSIONER CLARK: Does that --

1 CHAIRMAN WAITS: That's not what we're saying.
2 Okay. I'll tell you what, I think this is something that
3 needs to be discussed in great detail. But we're -- we're
4 talking probably a conversation after this is over with.
5 COMMISSIONER CLARK: Yeah.
6 CHAIRMAN WAITS: And I recommend you call the district
7 attorney's office and that will give you a real good idea of
8 where we are.
9 Okay. Did we all vote?
10 I heard some.
11 COMMISSIONER CLARK: Yeah, aye. Aye.
12 CHAIRMAN WAITS: I voted aye? Okay. That does pass.
13 Okay. And please call the District Attorney's Office this
14 afternoon.
15 DISTRICT ATTORNEY HERRERA: Commissioner, the -- the letter
16 sent to the district spells out each and every thing. And it
17 provides the statute that explains everything.
18 It's -- it's all explained there.
19 CHAIRMAN WAITS: I -- I --
20 DISTRICT ATTORNEY HERRERA: So --
21 CHAIRMAN WAITS: -- think it's a -- I -- I think it's the
22 way we're interpreting the statute. Different people interpret
23 it different ways. So if --
24 DISTRICT ATTORNEY HERRERA: Well, it calls for --
25 CHAIRMAN WAITS: -- you could --
26 DISTRICT ATTORNEY HERRERA: -- at least --
27 CHAIRMAN WAITS: -- help on that --
28 DISTRICT ATTORNEY HERRERA: -- two --
29 CHAIRMAN WAITS: -- one --
30 DISTRICT ATTORNEY HERRERA: -- public --
31 CHAIRMAN WAITS: -- phone call?
32 DISTRICT ATTORNEY HERRERA: -- meetings.
33 It's pretty simple. I -- I'd be happy to talk to them.
34 CHAIRMAN WAITS: Okay.
35 DISTRICT ATTORNEY HERRERA: But if they don't understand
36 the letter, they're not going to understand the conversation.
37 CHAIRMAN WAITS: Got it.
38 Okay. We'll move over to Number 9.
39
40

1 **BUILDING**

2
3 9) **Discussion only regarding the process and permit requirements**
4 **for portable storage units within Lander County, and all**
5 **other matters properly related thereto.**
6

7 CHAIRMAN WAITS: Discussion only regarding the process and
8 permit requirements for portable storage units within Lander
9 County, and all other matters properly related thereto.

10 ANNA PENOLA: Good morning. Anna Penola with the Building
11 Department.

12 CHAIRMAN WAITS: Good morning, Anna.

13 ANNA PENOLA: So what are the questions you guys want
14 answered?

15 CHAIRMAN WAITS: Well, I guess the first thing is the
16 clarification of -- when you say "portable storage units," these
17 are the sheds that are coming in already -- the --

18 ANNA PENOLA: Prefabbed.

19 CHAIRMAN WAITS: -- modular sheds, prefabbed, all -- all
20 set to go?

21 ANNA PENOLA: Seatainers, cargo.

22 CHAIRMAN WAITS: Okay. I -- I thought that we already had
23 information on that. I know I put up one and you told me
24 everything I had to do on it. And I did. So --

25 ANNA PENOLA: In the code book, there is nothing that talks
26 about portable or permanent.

27 So any structure over 200 square feet requires a permit.
28 That's what the code says.

29 COMMISSIONER SPARKS: So I have a problem with it.

30 So you -- a person goes and buys a sea container. Then
31 they have to have a permit if it's a 40-footer.

32 It's an engineered container that's movable. It can be
33 picked up on a truck and moved.

34 Why are you having to buy a permit and pay tax and
35 everything on it when you put it on your property? It's
36 ridiculous.

37 COMMISSIONER ALLAN: I agree.

38 COMMISSIONER SPARKS: That's my --

39 COMMISSIONER CLARK: Will it --

40 COMMISSIONER SPARKS: -- problem I have with it.

1 COMMISSIONER CLARK: Isn't a seatainer heavy enough that it
2 won't get blown over by the wind?
3 COMMISSIONER SPARKS: Thanks, Art.
4 COMMISSIONER CLARK: Yeah.
5 COMMISSIONER SPARKS: That's what I mean. I think there's
6 some common sense that's lacking in our ordinance and maybe
7 needs to be changed.
8 ANNA PENOLA: It's not in the ordinance. It's in --
9 COMMISSIONER SPARKS: Oh, it's not?
10 ANNA PENOLA: -- the --
11 COMMISSIONER SPARKS: It's just --
12 COMMISSIONER CLARK: It's in the --
13 COMMISSIONER SPARKS: -- it's just --
14 COMMISSIONER CLARK: -- code.
15 ANNA PENOLA: -- it's in the --
16 COMMISSIONER SPARKS: -- to go --
17 ANNA PENOLA: -- IRC.
18 COMMISSIONER SPARKS: -- further. Right. In our what?
19 ANNA PENOLA: In the IRC.
20 COMMISSIONER SPARKS: Oh, got you.
21 ANNA PENOLA: In the IDC.
22 COMMISSIONER ALLAN: So if it's not the ordinance --
23 ANNA PENOLA: Well, doesn't --
24 DISTRICT ATTORNEY HERRERA: Is it a state provision?
25 ANNA PENOLA: Okay.
26 A building permit for any accessory building to be used as
27 a storage shed or similar type of structure shall not be issued
28 by the county building department if the proposed building wall
29 height exceeds eight feet.
30 If a proposed accessory building wall height exceeds 8
31 feet, the building official will present an application to the
32 Lander County commission at the next meeting -- county
33 commissioner -- or the county commission at its regular
34 conducted meeting. Building permit at the direction of the
35 commission upon approval. Commission determination shall be the
36 final determination in the matter. Nothing in this section
37 prohibits the landowner from constructing a garage or barn with
38 wall heights exceeding eight feet.
39 And that is convoluted to me.
40 COMMISSIONER SPARKS: Yeah. Exactly. I agree.

1 KEITH WESTENGARD: So we -- we follow the International
2 Building Code. We -- we adopt that as a county.
3 And we're -- we're looking at going to the '18s now.
4 And if -- if we don't follow these codes, we'll have to
5 come up with our own whole set of codes. But we can modify them
6 through the -- through the building code.
7 ANNA PENOLA: Through the amendments.
8 KEITH WESTENGARD: Yeah. Through the amendments.
9 So if there's -- if this is a certain area that we need to
10 look into amending, we can do that.
11 But that's why we have those -- those codes right there, so
12 we don't have to come up with our own two books of building
13 codes and so forth.
14 COMMISSIONER SPARKS: Well, I think IDC, I mean, it's -- I
15 don't know. We live in Lander County. You know, we're not in
16 Washoe County. We're not in Clark County. And it's like it's
17 just --
18 ANNA PENOLA: Are you just opposed to the seatainers and
19 cargo --
20 COMMISSIONER SPARKS: Well, that's --
21 ANNA PENOLA: -- containers?
22 COMMISSIONER SPARKS: Yeah.
23 ANNA PENOLA: Or --
24 COMMISSIONER SPARKS: Yeah.
25 Well, mainly.
26 ANNA PENOLA: -- for those --
27 COMMISSIONER SPARKS: I mean, I -- I can understand the
28 sheds. They probably need to be tied down because if we do have
29 a strong wind or --
30 ANNA PENOLA: They'll --
31 COMMISSIONER SPARKS: -- something, you know. But it's
32 just -- I don't know. Even those, those are preengineered
33 buildings. And they are mobile. And they're movable. I -- I
34 just -- I -- I don't know. I just think it's a -- I don't --
35 KEITH WESTENGARD: So --
36 COMMISSIONER SPARKS: -- know.
37 KEITH WESTENGARD: -- so what we could do is we could look
38 into putting an amendment in -- in through the -- the building
39 code, bring it before you, and then we can follow that for the
40 portable seatainers and -- and so forth, if that's -- if

1 that's important.

2 ANNA PENOLA: But they -- regardless, they still have to

3 meet the setbacks, whether it's permitted or not of the code.

4 COMMISSIONER SPARKS: Explain that to me.

5 ANNA PENOLA: Yeah. They have to be so far from the

6 property line, so far from any main structure, that kind of

7 stuff.

8 COMMISSIONER SPARKS: Got you.

9 COMMISSIONER CLARK: Yeah. I think that's reasonable that,

10 you know, you -- you practice the easement with the building on

11 your property because you want to be able -- if there's a --

12 COMMISSIONER SPARKS: Well, that's the --

13 COMMISSIONER CLARK: -- (indiscernible).

14 COMMISSIONER SPARKS: -- point. It's mobile. So if

15 they -- well, you still have to pra- -- yeah. I --

16 COMMISSIONER CLARK: I mean, --

17 COMMISSIONER SPARKS: -- (indiscernible).

18 COMMISSIONER CLARK: -- that's just placement, though.

19 COMMISSIONER SPARKS: Yeah. That's -- yeah.

20 COMMISSIONER CLARK: I mean, we're going to -- somebody has

21 a seatainer and they decide to hang some lights or something and

22 you put a 2-by-6 in it and then it becomes something else.

23 This is citification, you know. It's the kind of stuff

24 goes on in cities. And --

25 Does it have a place in -- in Battle Mountain --

26 COMMISSIONER SPARKS: I don't --

27 COMMISSIONER CLARK: -- and --

28 COMMISSIONER SPARKS: -- think so.

29 COMMISSIONER CLARK: -- Lander County?

30 DISTRICT ATTORNEY HERRERA: Unless they put a permanent --

31 a permanent structure in the (indiscernible).

32 COMMISSIONER SPARKS: Unless they make it permanent, --

33 DISTRICT ATTORNEY HERRERA: A foundation.

34 COMMISSIONER SPARKS: -- then I --

35 COMMISSIONER CLARK: Oh. That'd --

36 COMMISSIONER SPARKS: -- then they're --

37 COMMISSIONER CLARK: -- be different. Yeah.

38 DISTRICT ATTORNEY HERRERA: Then they'd have to get it --

39 COMMISSIONER SPARKS: That's my -- that's my whole --

40 COMMISSIONER CLARK: Right.

1 COMMISSIONER SPARKS: -- problem.
2 DISTRICT ATTORNEY HERRERA: -- permitted.
3 COMMISSIONER SPARKS: Yeah. You have a -- something that's
4 --
5 DISTRICT ATTORNEY HERRERA: No, I --
6 COMMISSIONER SPARKS: -- mobilized.
7 DISTRICT ATTORNEY HERRERA: -- agree --
8 COMMISSIONER SPARKS: Complete moveable.
9 DISTRICT ATTORNEY HERRERA: -- 100 percent.
10 COMMISSIONER SPARKS: You can jack it up, park a trailer,
11 park it and put it somewhere else and it's just --
12 DISTRICT ATTORNEY HERRERA: Right.
13 COMMISSIONER CLARK: Yeah.
14 COMMISSIONER SPARKS: And then they want to -- you have --
15 COMMISSIONER CLARK: And people --
16 COMMISSIONER SPARKS: -- to permit it and --
17 COMMISSIONER CLARK: People --
18 DISTRICT ATTORNEY HERRERA: Right.
19 COMMISSIONER CLARK: -- build homes out of seatainers. If
20 they did that, --
21 COMMISSIONER SPARKS: Right.
22 COMMISSIONER CLARK: -- then it would be a home. It
23 wouldn't be a --
24 COMMISSIONER SPARKS: That's my --
25 COMMISSIONER CLARK: -- whatever.
26 COMMISSIONER SPARKS: -- whole issue is the whole --
27 COMMISSIONER CLARK: Yeah.
28 COMMISSIONER SPARKS: It's not -- it's movable. It's not
29 permanent.
30 DISTRICT ATTORNEY HERRERA: Right.
31 ANNA PENOLA: And I just -- just to add to that, you --
32 it's not allowed, through the ordinance, to put any kind of
33 storage unit on your property without a main structure.
34 So if you own a piece of land and just want to put one on
35 there, you have to have a main structure there.
36 COMMISSIONER SPARKS: Got you.
37 ANNA PENOLA: Just --
38 COMMISSIONER SPARKS: So you couldn't --
39 ANNA PENOLA: -- so you know.
40 COMMISSIONER SPARKS: -- have it and just put a

1 seatainer --
2 ANNA PENOLA: You just --
3 COMMISSIONER SPARKS: -- there.
4 ANNA PENOLA: -- can't throw --
5 COMMISSIONER SPARKS: Got it.
6 ANNA PENOLA: -- them out on your property.
7 DISTRICT ATTORNEY HERRERA: And (indiscernible).
8 COMMISSIONER CLARK: You can't just throw them out on the
9 property?
10 ANNA PENOLA: Just can't throw them out there.
11 COMMISSIONER CLARK: Man, you better drive around Hill Top.
12 UNIDENTIFIED PARTICIPANT: Uh-huh.
13 COMMISSIONER ALLAN: Yeah. I don't necessarily agree with
14 that. I know it's a separate issue. But, you know, you don't
15 have -- you're not ready to build yet. You go put one out on
16 the property, put all your stuff in it --
17 ANNA PENOLA: Because what happens, they abandon it, it
18 starts deteriorating, and then we've got a nuisance.
19 COMMISSIONER SPARKS: So then what do you -- so then what
20 do you do with like a 40-foot camp trailer that's -- that's
21 movable, that's mobile? Do they need to be permitted?
22 COMMISSIONER ALLAN: They're --
23 ANNA PENOLA: They --
24 COMMISSIONER ALLAN: -- licensed.
25 CHAIRMAN WAITS: Not if they're building on it.
26 ANNA PENOLA: They -- you can live in one up to a year
27 while you're developing your property. And that's not hard in
28 stone. We can work with that too.
29 COMMISSIONER SPARKS: If you're living in it?
30 ANNA PENOLA: Uh-huh.
31 COMMISSIONER SPARKS: If you're not, it doesn't --
32 ANNA PENOLA: It's just --
33 COMMISSIONER SPARKS: -- need --
34 ANNA PENOLA: -- you're just storing a vehicle.
35 COMMISSIONER SPARKS: Uh-huh.
36 So that would go to the whole thing. If that's allowed,
37 why wouldn't a 40-foot sea container be allowed without being
38 permitted? You see what I'm saying?
39 KEITH WESTENGARD: So --
40 ANNA PENOLA: Would --

1 KEITH WESTENGARD: -- so we can do -- I know this is just a
2 discussion-only item, but what we'll do is we'll look at
3 revamping the portable storage containers and then bring it back
4 to the board if that's acceptable.
5 COMMISSIONER SPARKS: Portable --
6 CHAIRMAN WAITS: Okay.
7 COMMISSIONER SPARKS: -- storage containers? Or por- -- or
8 anything that's a portable storage? Yeah. Storage.
9 KEITH WESTENGARD: Okay.
10 COMMISSIONER SPARKS: That would sum it up.
11 KEITH WESTENGARD: This has -- this has been a -- a topic
12 of discussion regularly over the -- in the time I've been
13 here -- about storage containers and --
14 COMMISSIONER SPARKS: Yeah.
15 ANNA PENOLA: So across --
16 KEITH WESTENGARD: -- camp trailers --
17 ANNA PENOLA: -- the board.
18 KEITH WESTENGARD: -- and stuff.
19 Yeah. So we'll --
20 ANNA PENOLA: Okay.
21 KEITH WESTENGARD: -- we'll look at it and get it back to
22 you.
23 COMMISSIONER SPARKS: Okay. Cool.
24 KEITH WESTENGARD: All right. Thank you.
25 COMMISSIONER SPARKS: Thanks, --
26 CHAIRMAN WAITS: Thank you.
27 COMMISSIONER SPARKS: -- Anna.
28 CHAIRMAN WAITS: Any other discussion?
29 (No comment.)
30 CHAIRMAN WAITS: Any public comment?
31 (No comment.)
32 CHAIRMAN WAITS: Thank you. Thank you, Anna.
33 ANNA PENOLA: Thank you. Okay. Moving on to Public Works,
34 Number 10.
35
36
37
38
39
40

1 PUBLIC WORKS

- 2
- 3 10) Discussion and possible action to approve the renewal
4 contract between Lander County and Lander Lawn Care for the
5 grounds maintenance at the Lander County buildings and county
6 parks located in Battle Mountain, and all other matters
7 properly related thereto.
- 8

9 CHAIRMAN WAITS: Discussion and possible action to approve
10 the renewal contract between Lander County and Lander Lawn Care
11 for the grounds maintenance of the lander county buildings and
12 county parks located in Battle Mountain, and all other matters
13 properly related thereto.

14 BERT RAMOS: Bert Ramos, for the record.

15 So as -- as all of you are probably aware, Marilyn does all
16 of our parks in the summer and does a fantastic job.

17 COMMISSIONER CLARK: Fantastic job.

18 COMMISSIONER ALLAN: And nothing's changed on the contract?

19 BERT RAMOS: Nope. She didn't ask for an increase. She's
20 keeping everything the same.

21 COMMISSIONER ALLAN: I'll make a motion we approve the
22 renewal of the contract between Lander County and Lander Lawn
23 Care for the grounds maintenance at the Lander County buildings
24 and county parks located in Battle Mountain.

25 COMMISSIONER CLARK: I'll --

26 COMMISSIONER SPARKS: I'll second.

27 CHAIRMAN WAITS: Okay. Just my clarification here. This
28 is for next year's contract?

29 BERT RAMOS: Yes.

30 So the reason this is on the agenda so far in advance is
31 because Marilyn wanted to purchase a new lawn mower, but it was
32 dependent on whether she had a --

33 COMMISSIONER CLARK: Yeah.

34 BERT RAMOS: -- contract with us or not.

35 COMMISSIONER CLARK: Okay.

36 DISTRICT ATTORNEY HERRERA: (Indiscernible.)

37 CHAIRMAN WAITS: Okay. So add the --

38 DISTRICT ATTORNEY HERRERA: You wouldn't want --

39 CHAIRMAN WAITS: The contract --

40 DISTRICT ATTORNEY HERRERA: -- (indiscernible).

1 CHAIRMAN WAITS: -- actually goes from March 1, 2020, to
2 October 31, --
3 DISTRICT ATTORNEY HERRERA: Yeah.
4 CHAIRMAN WAITS: -- 2023.
5 BERT RAMOS: Correct.
6 CHAIRMAN WAITS: Okay.
7 COMMISSIONER CLARK: Speak of the devil.
8 COMMISSIONER ALLAN: Yeah.
9 CHAIRMAN WAITS: Judie made the motion. Bryan seconded it.
10 Any other discussion?
11 (No comment.)
12 CHAIRMAN WAITS: Public comment?
13 COMMISSIONER ALLAN: Oh. And authorize the county manager
14 or the -- the chair to sign.
15 KEITH WESTENGARD: Got her name on it.
16 COMMISSIONER CLARK: There you go.
17 KEITH WESTENGARD: Thank you.
18 CHAIRMAN WAITS: Okay with the amendment? Bryan?
19 And authorize --
20 COMMISSIONER SPARKS: Yes. I -- I second --
21 CHAIRMAN WAITS: Okay.
22 COMMISSIONER SPARKS: -- that.
23 CHAIRMAN WAITS: Thank you.
24 All in favor?
25 COMMISSIONER ALLAN: Aye.
26 COMMISSIONER SPARKS: Aye.
27 COMMISSIONER CLARK: Aye.
28 CHAIRMAN WAITS: Aye.
29 Thank you. And that passes.
30 We are on Number 11.

31

32 **11) Update from the Public Works director, and all other properly**
33 **related thereto.**

34

35 CHAIRMAN WAITS: Update from the Public Works director and
36 all -- and all other matters properly related thereto.

37 BERT RAMOS: So the good news is, is not anything too
38 exciting.

39 We did file our proof of completion of work for the Well 9
40 out here in the valley. That was put in so we -- the well was

1 established, and we transferred the water rights in 2014.
2 But the completion of work is just now being finalized
3 because you have to get your pumpage reports. And you've got to
4 get all that kind of in -- in line for the state before you do
5 the completion of work. So we just filed for that.
6 All them water rights now that are -- have been transferred
7 over to Number 9 will -- will be permanent to Number 9.
8 I don't have an exact number on what the acre-feet we put
9 to 9 are. But -- so that --
10 And then we passed the landfill inspection. So they come
11 out and they do -- NDEP comes out and does an inspection on our
12 landfill. And it passed with flying colors.
13 So we're -- you know, we've been on an annual where they
14 come and they, you know, check us yearly now.
15 Went from three months to that a while back. So we're --
16 everything seems to be really good.
17 All of our monitoring wells that are out there around the
18 landfill passed. And that's important because all of our wells
19 are downhill from that, our municipal wells.
20 So the monitoring wells looked really good.
21 And with a high water year like this, if there was going to
22 be a time where we would start getting something, it would -- it
23 would have probably have been on a year like this.
24 So that's -- that's about all we have going right now.
25 COMMISSIONER SPARKS: When -- when are your plans to start
26 the RV dump station that we approved for --
27 BERT RAMOS: So that will be probably on the next agenda
28 for you guys, --
29 COMMISSIONER SPARKS: Okay.
30 BERT RAMOS: -- if not, the following. Because --
31 COMMISSIONER SPARKS: All right.
32 BERT RAMOS: So the plans are complete. I assigned the --
33 for the engineer to start on -- working on that about a month
34 ago. And so we're going to start putting it out.
35 COMMISSIONER SPARKS: Yeah. There's a few people in town
36 excited about it. So --
37 BERT RAMOS: Yes. Yes.
38 COMMISSIONER ALLAN: So --
39 BERT RAMOS: I know I talked with Bryan Garner yesterday.
40 He -- he wants to build a fence between the two. He's going to

1 start with concrete barriers because he's having a lot of things
2 going on over there late at night, you know, with his -- with
3 his wreck trucks and stuff that are -- he parks on his piece of
4 property adjacent to ours.

5 So if you guys see some blocks and stuff starting to get
6 set up over there, that's what's going on there un- -- until
7 then.

8 COMMISSIONER ALLAN: So, Bert, this last budget you got
9 money for sidewalks?

10 BERT RAMOS: Yes.

11 COMMISSIONER ALLAN: And you started in -- have you started
12 sidewalk work down by Eleanor --

13 BERT RAMOS: No, we have not started any side- -- work --
14 -walk yet.

15 We have our engineer --

16 So that's probably going to be coming back before you guys
17 this next meeting as well.

18 Let me give you guys two options. There's the one option
19 is just kind of a -- just a Plain-Jane, put some sidewalks
20 in, get as many lineal feet as we can.

21 The second option is kind of a -- a beautification type,
22 you know. And it's a lot to discuss in -- in --

23 COMMISSIONER ALLAN: Well --

24 BERT RAMOS: -- I haven't discussed yet. But is what -- is
25 where I'm going with this is some of these places behind the
26 curb, people have trees.

27 And we'd --

28 COMMISSIONER ALLAN: No, I under- --

29 BERT RAMOS: -- have a lot to remove. And some, if we put
30 it out in the street, it eats up a lot of street. So we're
31 wondering if we shouldn't do some -- some curves in spots to
32 make kind of pretty for -- for some homeowners out front to
33 improve their property value where we can and then straight
34 shots on the rest of it.

35 COMMISSIONER ALLAN: Okay. So my question, why -- why I
36 brought up this up, is because they are doing some -- some work
37 on the sidewalks or on the easements down around Lemaire school.
38 Hunewill is doing some work there.

39 BERT RAMOS: Yeah. We're putting in sidewalks. That's --
40 so there's sidewalk going in where we put in the sewer main

1 from --
2 COMMISSIONER ALLAN: Okay.
3 BERT RAMOS: -- last -- so -- so last year's project, we
4 put that forced main in from the park over to --
5 COMMISSIONER ALLAN: So my -- I was just curious because I
6 didn't know if you had an area specifically zone- -- you know,
7 looking around Lemaire school or if you were going to work on
8 both school district areas --
9 BERT RAMOS: No. So --
10 COMMISSIONER ALLAN: -- as far as --
11 BERT RAMOS: -- the specific project that you guys approved
12 for us to do is -- is -- will be First Street up to the -- to
13 the high school.
14 COMMISSIONER ALLAN: Okay.
15 BERT RAMOS: That -- that will be the block that we're
16 working on.
17 But since we disturbed all that over there, I figured that
18 we'd come back in and put sidewalks in from the -- from the
19 Lemaire school over to that park.
20 COMMISSIONER ALLAN: And that was -- I was just curious
21 if -- if that was just the area you would -- you were going to
22 be working on for the sidewalks or if you were going to do more
23 over by the grade school and the high school. That was all --
24 BERT RAMOS: Yeah.
25 No. Just by the -- just -- we're -- the -- the first --
26 this first phase is just going to be right here. I got it kind
27 of four phases is what we discussed during budget. Is we'd
28 start that phase there, then move to the other side, then to
29 this side of the -- you know, block the town up is what -- what
30 we're --
31 COMMISSIONER ALLAN: Yeah.
32 BERT RAMOS: -- doing. So a hundred --
33 COMMISSIONER ALLAN: No, I -- I just -- like I said, I was
34 just curious if -- if that's how -- what was going on.
35 BERT RAMOS: That's it.
36 COMMISSIONER SPARKS: Thanks.
37 CHAIRMAN WAITS: Thank you.
38 COMMISSIONER CLARK: Thanks, Bert.
39 CHAIRMAN WAITS: Any public comment?
40 (No comment.)

1 LOUIS LANI: I'd like to compliment Bert on the slurry seal
2 he did in Austin.

3 CHAIRMAN WAITS: The what?

4 LOUIS LANI: This is Louis Lani. I'd like to compliment
5 the county on the slurry seal that they did in Austin -- through
6 the town of Austin, a new face lift. We need some more because
7 it makes a big difference.

8 CHAIRMAN WAITS: Got that, Bert?

9 BERT RAMOS: Thank you, Louis.

10 LOUIS LANI: No problem.

11 CHAIRMAN WAITS: Thank you. That was Louis Lani, for the
12 record.

13
14
15 **CORRESPONDENCE**

16
17 **12) Correspondence, reports, potential upcoming agenda items.**

18
19 CHAIRMAN WAITS: Moving on to Correspondence, Number 12.
20 Correspondence, reports, potential upcoming agenda items.

21
22 (The following correspondence was received:

23 1. Monthly reports to the Lander County Commissioners for
24 May 2019.

25 2. United States Department of the Interior, Bureau of
26 Land Management, Tonopah Field Office of the Bureau of Land
27 Management, letter dated June 21, 2019, regarding a Notice of
28 Availability in the Federal Register for the Final Environmental
29 Impact Statement (FEIS) associated with Gemfield Resources'
30 proposal to develop gold mine operations within the Gemfield
31 Project area.

32 3. United States Department of the Interior, Bureau of
33 Land Management, Tonopah Field Office, letter dated June 25,
34 2019, regarding a Notice of Availability in the Federal Register
35 for the Final Environmental Impact Statement (FEIS) associated
36 with Gemfield Resources' proposal to develop gold mine
37 operations within the Gemfield project area. This letter is a
38 correction to a previous letter that modifies the review period
39 from 45 to 30 days.

40 4. United States Department of the Interior, Bureau of

1 Land Management, Tonopah Field Office, letter to Interested
2 Public, regarding public consultation for Francisco Grazing
3 Allotment and possible permit renewal of the 10-year grazing
4 permit for Don and Randall Osterhoudt in the Francisco
5 Allotment.)
6

7 COMMISSIONER CLARK: I don't have anything.

8 CHAIRMAN WAITS: I think you --

9 KEITH WESTENGARD: A couple --

10 CHAIRMAN WAITS: -- have --

11 KEITH WESTENGARD: -- things on my board. But pretty
12 limited. So --

13 COMMISSIONER SPARKS: Is the bug man still flying?

14 KEITH WESTENGARD: Yes. He was -- late last week, he did
15 fly. They -- he -- yes, he -- yeah.

16 UNIDENTIFIED PARTICIPANT: She.

17 COMMISSIONER SPARKS: All right. Yeah.

18 CHAIRMAN WAITS: Okay. Hearing none, we'll bring it up as
19 it comes up in -- in our different areas; right?
20
21

22 PUBLIC COMMENT

23
24 CHAIRMAN WAITS: We move on to public comment for
25 nonagendized items only.

26 Persons are invited to submit comments in writing and/or
27 attend and make comments on any nonagenda item on the board
28 meeting, if any, and discussion of those comments at the
29 discretion of the board. All public comment may be limited to
30 three minutes per person, again at the discretion of the board.
31 Reasonable restrictions may be placed on public comments based
32 upon time, place, and manner, but public comment based upon
33 viewpoint may not be restricted.

34 Is there any additional public comment for our meeting
35 today?

36 (No comment.)

37 CHAIRMAN WAITS: Hearing none. Thank you --

38 COMMISSIONER ALLAN: Motion --

39 CHAIRMAN WAITS: -- for attending. And...
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ADJOURNMENT

COMMISSIONER ALLAN: -- to adjourn.
COMMISSIONER SPARKS: Second.
CHAIRMAN WAITS: Motion to adjourn and second.
All in favor?
COMMISSIONER SPARKS: Aye.
COMMISSIONER ALLAN: Aye.
COMMISSIONER CLARK: Aye.
CHAIRMAN WAITS: Aye.
Thank you.
COMMISSIONER SPARKS: Good bye, Austin.
MITESHELL LANHAM: Bye.

(Meeting adjourned at 10:57 a.m.)



**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 11TH DAY OF JULY, 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

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26 _____
27 TIFFANY ELKINGTON, CCR #930
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| <p>ANNA PENOLA: [39] 62/10 62/13 62/18 62/21 62/25 63/8 63/10 63/15 63/17 63/19 63/21 63/23 63/25 64/7 64/18 64/21 64/23 64/26 64/30 65/2 65/5 66/31 66/37 66/39 67/2 67/4 67/6 67/10 67/17 67/23 67/26 67/30 67/32 67/34 67/40 68/15 68/17 68/20 68/33 BERT RAMOS: [24] 69/14 69/19 69/29 69/34 70/5 70/37 71/27 71/30 71/32 71/37 71/39 72/10 72/13 72/24 72/29 72/39 73/3 73/9 73/11 73/15 73/24 73/32 73/35 74/9 CHAIRMAN WAITS: [299] CINDY CLARK: [4] 23/38 23/40 24/2 24/4 COMMISSIONER ALLAN: [119] COMMISSIONER CLARK: [134] COMMISSIONER SPARKS: [190] DISTRICT ATTORNEY HERRERA: [182] GWEN JONES: [9] 59/34 59/36 60/13 60/16 60/18 60/28 60/30 60/32 60/38 HOPE HARDY: [13] 51/28 51/31 51/33 51/35 51/37 51/39 52/6 52/12 52/18 52/24 52/32 52/35 52/38 JENNIFER FIELDER: [13] 45/4 45/7 45/17 45/19 45/31 45/37 46/1 46/3 46/32 49/37 49/40 50/7 50/9 JENNIFER TAYLOR: [13] 40/32 40/39 41/9 41/28 43/14 43/17 43/19 43/23 43/26 43/30 44/10 44/16 50/2 KEITH WESTENGARD: [54] 5/20 6/2 6/7 6/29 6/31 6/34 6/36 12/28 13/28 13/31 16/27 16/36 16/39 17/1 17/3 17/5 24/27 24/30 25/2 25/4 28/20 28/22 28/26 37/10 38/37 38/40 39/18 39/22 41/19 41/24 43/9 43/29 44/22 44/37 48/38 49/2 49/4 64/1 64/8 64/35 64/37 67/39 68/1 68/9 68/11 68/16 68/18 68/21 68/24 70/15 70/17 75/9 75/11 75/14 LORI PRICE: [69] 11/32 11/37 12/10 12/15 12/17 12/22 12/24 12/29 12/35 13/17 16/38 16/40 17/2 17/4 17/14 17/16 17/30 17/32 18/10 18/12 18/14 18/16 18/18 18/20 19/16 19/18 19/23 19/25 19/36 20/6 20/9 20/13 20/21 20/23 20/26 21/8 21/10 21/12 21/15 21/17 22/10 22/12 22/14 22/37 23/36 24/12 24/21 24/23 24/25 24/29 24/32 25/34 26/30 26/35 26/40 27/12 27/14 28/39 29/12 29/14 29/36 30/15 30/17 30/22 30/33 31/2 31/4 31/14 31/17 LOUIS LANI: [15] 53/40 54/2 54/6 54/8 54/17 54/24 54/28 55/2 59/15 59/24 59/26 59/28 74/1 74/4 74/10 MIKE BONEY: [2] 57/27 57/29 MITESHELL LANHAM: [6] 44/23 50/32 51/19 57/28 58/5 76/13 PAULA TOMERA: [92] SHERIFF RON UNGER: [30] 33/39 34/27 34/33 35/13 35/15 35/18 35/21 35/28 35/39 36/3 36/10 36/12 36/15 36/20 36/22 36/25 36/28 36/31 36/34 37/5 37/8 37/11 37/17 37/20 38/14 38/16 38/21 38/24 38/26 38/29 UNIDENTIFIED PARTICIPANT: [11] 10/31 10/35 10/37 11/4 11/6 11/8 23/27 28/37 37/28 67/12 75/16</p> | <p>- -run thing [1] 24/40 -state [1] 48/18 -walk [1] 72/14</p> <hr/> <p>1 10 [4] 7/38 8/22 68/34 69/3 10-year [1] 75/3 100 [1] 66/9 100 percent [1] 20/2 10:07 a.m [1] 40/8 10:15 [1] 38/38 10:57 [1] 76/15 11 [6] 1/4 1/23 7/29 7/34 70/30 70/32 11TH [1] 77/13 12 [3] 46/29 74/17 74/19 12:00 [1] 1/36 13 [1] 32/9 14 [1] 41/5 15 [1] 47/36 15,000 [1] 48/28 150 [7] 11/22 11/27 11/39 15/36 16/3 24/5 30/37 150th [1] 11/37 15th [1] 30/21 1869 [1] 11/38 19 [1] 7/30 1970s [1] 46/38 1:15 [1] 1/36 1st [2] 36/6 36/7</p> <hr/> <p>2 200 [1] 62/27 2012 [1] 47/3 2013 [1] 46/18 2014 [1] 71/1 2017 [2] 32/9 41/32 2018 [2] 4/12 42/1 2019 [21] 1/4 1/23 7/29 7/30 7/32 7/32 7/34 7/35 7/35 7/36 7/37 10/5 10/16 50/15 50/21 50/35 51/1 74/24 74/27 74/34 77/13 2020 [1] 70/1 2021 [2] 10/6 10/16 2023 [1] 70/4 203664 [2] 8/25 9/21 203707 [2] 8/25 9/21 203797 [2] 8/25 9/1 21 [1] 74/27 23 [1] 7/36 25 [3] 7/34 47/37 74/33 25,000 [1] 45/24 250 [1] 17/23 27 [1] 7/37 27th [1] 2/16 28 [3] 7/31 50/15 50/35 28th [1] 3/17</p> <hr/> <p>3 30 [3] 10/5 10/16 74/39 305 [1] 1/4 31 [1] 70/2 318.490 [2] 50/23 51/3 31st [3] 5/31 5/34 31/4</p> <hr/> <p>4 40-foot [2] 67/20 67/37 40-footer [1] 62/31</p> |
| <p>\$ \$1,000 [2] 45/13 45/23 \$2 [1] 4/13 \$2 billion [1] 4/13 \$200 [2] 54/21 54/23 \$25,000 [1] 45/13 \$48 [5] 53/23 54/14 54/19 54/28 55/13 \$5,000 [2] 13/34 16/27 \$6,000 [2] 21/5 22/3 \$600 [1] 54/21</p> | |
| <p>'18s [1] 64/3 '19 [1] 6/3</p> | |

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