

**LANDER COUNTY COMMISSIONERS MEETING
TOWN BOARD OF BATTLE MOUNTAIN & AUSTIN
BOARD OF COUNTY HIGHWAY COMMISSIONERS**

November 29, 2018

LANDER COUNTY COURTHOUSE
COMMISSIONERS' CHAMBER
50 STATE ROUTE 305
BATTLE MOUNTAIN, NEVADA

Also Via Teleconference At

AUSTIN COURTHOUSE
COMMISSION OFFICE
122 MAIN STREET
AUSTIN, NEVADA

9:00 A.M Call to Order
 Pledge of Allegiance
 A Moment of Silence
 Lander County Commissioners may break for lunch from 12:00pm to 1:15pm
 Any agenda item may be taken out of order, may be combined for consideration by the public
 body, and items may be pulled or removed from the agenda at any time.
 Commissioners Reports on meetings, conferences and seminars attended
 Staff Reports on meetings, conferences and seminars attended

Public Comment - For non-agendized items only. *Persons are invited to submit comments in writing and/or attend and make comments on any non- agenda item at the Board meeting if any, and discussion of those comments at the discretion of the Board. All public comment may be limited to three (3) minutes per person, again at the discretion of the Board. Reasonable restrictions may be placed on public comments based upon time, place and manner, but public comment based upon viewpoint may not be restricted.*

CONSENT AGENDA

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

- *(1) Approval of November 29, 2018 Agenda Notice
- *(2) Approval of October 25, 2018 Meeting Minutes
- *(3) Approval of November 8, 2018 Meeting Minutes
- *(4) Approval of the Payment of Bills
- *(5) Approval of Payroll Change Requests

COMMISSIONERS

- *(1) Discussion and possible action regarding a letter of support for Barrick's Deep South Expansion Project, and all other matters properly related thereto.

Public Comment

- *(2) Discussion and possible action to establish a list of events at the Battle Mountain Civic Center whose fees shall be waived because said event will provide a direct benefit to the community(ie: Chukkar Tournament, Crab Feed, etc.), cleaning deposit not to be waived, and all other matters properly related thereto.

Public Comment

- *(3) Discussion and possible action to approve/disapprove the use of the Austin Rodeo Grounds for the 2019 MVPA Transcontinental Motor Convoy for overnight use September 8-9, 2019, and all other matters properly related thereto.

Public Comment

PLANNING

- *(4) Discussion and possible action regarding a special use permit application for Rural Remedies dba Doc's Apothecary to operate a medical/recreational marijuana cultivation and production facility on APN 005-500-05, zoned industrial, located on Marshall Canyon Road in Austin, Nevada, and all other matters properly related thereto.

Public Comment

- *(5) Discussion and possible action to approve/disapprove the ordinance 2018-06 amending Section 17.08.020(B) of the Lander County Code to include an effective date for the application to existing uses regarding the provision of parking spaces, and all other matters properly related thereto.

Public Comment

AIRPORT

- *(6) Update presented by JUB Engineering, Inc. regarding the Austin Airport Master Plan, and all other matters properly related thereto.

*Public Comment****COMMISSIONERS***

- *(7) Discussion and possible action regarding request of the District Attorney to declare a critical labor shortage pursuant to NRS 286.523 for the position of Chief Deputy District Attorney, and all other matters properly related thereto.

Public Comment

- *(8) Discussion and possible action regarding recommendations for the Lander County Volunteer Fire Departments given by the County Manager following an investigation of the Sheep Creek Fire, and all other matters properly related thereto.

Public Comment

- *(9) Discussion and possible action requesting the Lander County Board of Commissioners to modify Lander County Code 8.45.030 and 8.46.030 to allow for a medical/recreational marijuana dispensary establishment in Lander County, and all other matters properly related thereto.

Public Comment

- *(10) Discussion and possible action to cancel the special meeting date of January 2, 2019, to select a date and time of a special meeting preferably on January 7, 2019 for newly elected Lander County Commissioners to select a chair/vice-chair for 2019, and appointment of a Lander County Commissioner(s) to various 2019 advisory boards, and to cancel the regular commission meeting of January 10, 2019, and all other matters properly related thereto.

*Public Comment****FINANCE***

- *(11) Discussion and possible action to approve/disapprove Resolution 2018-15 establishing a petty cash account for the Lander County Health Nurse in an amount not to exceed \$100.00, and all other matters properly related thereto.

Public Comment

***CORRESPONDENCE**

- *(12) Correspondence/reports/potential upcoming agenda items.

Public Comment

Public Comment - For non-agendized items only. *Persons are invited to submit comments in writing and/or attend and make comments on any non- agenda item at the Board meeting if any, and discussion of those comments at the discretion of the Board. All public comment may be limited to three (3) minutes per person, again at the discretion of the Board. Reasonable restrictions may be placed on public comments based upon time, place and manner, but public comment based upon viewpoint may not be restricted.*

ADJOURN

*Denotes "for possible action". Each such item may be discussed and action taken thereon with information provided at the meeting. Action may be taken according to the "Nevada Open Meeting Law Manual" via a telephone conference call in which a quorum of the Board members is simultaneously linked to one another telephonically.

NOTE: TIMES ARE APPROXIMATE

This is the tentative schedule for the meeting. The Board reserves the right to take items out of order to accomplish business in the most efficient manner. The Board may combine two or more agenda items for consideration. The Board may remove an item from the agenda or delay discussion relating to an item on the agenda at any time.

Notice to persons with disabilities: Members of the public who are disabled and require special assistance or accommodations at the meeting are requested to notify the County Manager in writing at the Courthouse, 50 State Route 305, Battle Mountain, Nevada 89820, or call (775) 635-2885 at least one day in advance of the meeting.

NOTICE: Any member of the public that would like to request any supporting material from the meeting, please contact the clerk's office, 50 State Route 305, Battle Mountain, Nevada 89820 (775) 635-5738.

AFFIDAVIT OF POSTING

State of Nevada)
) ss
County of Lander)

Keith Westengard, Lander County Manager of said Lander County, Nevada, being duly sworn, says, that on the 21st day of November, 2018, he posted a notice, of which the attached is a copy, at the following places: 1) Battle Mountain Civic Center, 2) Battle Mountain Post Office, 3) Lander County Courthouse, 4) Swackhamer's Plaza Bulletin Board, 5) Kingston Community Hall Bulletin Board, and 6) Austin Courthouse in said Lander County, where proceedings are pending.



Keith Westengard, Lander County Manager

Subscribed and sworn to before me this 21st day of November, 2018.

Witness 

Name of Agenda: Lander County Board of Commissioners

Date of Meeting: November 29, 2018

Cindy Benson
Lander County Fiscal Officer

LANDER COUNTY COMMISSION MEETING

November 29, 2018

APPROVE

Check #200945


Cindy Benson – Fiscal Officer

COUNTY OF LANDER
BATTLE MOUNTAIN, NEVADA

DIANE BURKHART

11/08/18

200945

11/08/18

2018

GENERAL ELECTION DAY

150.00

150.00

PLEASE DETACH AND FILE

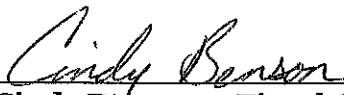
Cindy Benson
Lander County Fiscal Officer

LANDER COUNTY COMMISSION MEETING

November 29, 2018

APPROVE

Check #200946


Cindy Benson – Fiscal Officer

COUNTY OF LANDER
BATTLE MOUNTAIN, NEVADA

FAYE BURKHART

11/08/18

11/08/18

2018

GENERAL ELECTION DAY

200946

150.00

150.00

PLEASE DETACH AND FILE

Cindy Benson
Lander County Fiscal Officer

LANDER COUNTY COMMISSION MEETING

November 29, 2018

APPROVE

Check #200948


Cindy Benson – Fiscal Officer

COUNTY OF LANDER
BATTLE MOUNTAIN, NEVADA

DUSTI GILBERT

11/08/18

200948

11/08/18

2018

GENERAL ELECTION DAY

150.00

150.00

PLEASE DETACH AND FILE

Cindy Benson
Lander County Fiscal Officer

LANDER COUNTY COMMISSION MEETING

November 29, 2018

APPROVE

Check #200950


Cindy Benson – Fiscal Officer

COUNTY OF LANDER
BATTLE MOUNTAIN, NEVADA

11/08/18

2018

CAROL A. JACKSON

11/08/18

GENERAL ELECTION DAY

200950

150.00

150.00

PLEASE DETACH AND FILE

Cindy Benson
Lander County Fiscal Officer

LANDER COUNTY COMMISSION MEETING

November 29, 2018

APPROVE

Check #200952


Cindy Benson – Fiscal Officer

COUNTY OF LANDER
BATTLE MOUNTAIN, NEVADA

ANN JOHNSTONE

11/08/18

200952

11/08/18
11/08/18

10/29/18 - 11/2/18
2018

EARLY VOTING
ACCURACY/GENERAL ELECTION

580.30
300.00

880.30

PLEASE DETACH AND FILE

Cindy Benson
Lander County Fiscal Officer

LANDER COUNTY COMMISSION MEETING

November 29, 2018

APPROVE

Check #200953


Cindy Benson – Fiscal Officer

COUNTY OF LANDER
BATTLE MOUNTAIN, NEVADA

KATHRYN L. KING

11/08/18

200953

11/08/18

2018

GENERAL ELECTION

115.00

115.00

PLEASE DETACH AND FILE

Cindy Benson
Lander County Fiscal Officer

LANDER COUNTY COMMISSION MEETING

November 29, 2018

APPROVE

Check #200957



Cindy Benson – Fiscal Officer

COUNTY OF LANDER
BATTLE MOUNTAIN, NEVADA

11/08/18

2018

ANGELICA LAMIAUX

11/08/18

GENERAL ELECTION DAY

200957

150.00

150.00

PLEASE DETACH AND FILE

Cindy Benson
Lander County Fiscal Officer

LANDER COUNTY COMMISSION MEETING

November 29, 2018

APPROVE

Check #200959


Cindy Benson – Fiscal Officer

COUNTY OF LANDER
BATTLE MOUNTAIN, NEVADA

DANA C. LONGCHAMPS

11/08/18

200959

11/08/18
11/08/18
11/08/18

10/29/18 - 11/2/18
2018
2018 ACCURACY BOARD

EARLY VOTING
GENERAL ELECTION DAY
GENERAL ELECTION

298.44
150.00
150.00

598.44

PLEASE DETACH AND FILE

Cindy Benson
Lander County Fiscal Officer

LANDER COUNTY COMMISSION MEETING

November 29, 2018

APPROVE

Check #200961

Cindy Benson

Cindy Benson – Fiscal Officer

COUNTY OF LANDER
BATTLE MOUNTAIN, NEVADA

SALLY MATHEWS

11/08/18

200961

11/08/18

2018

GENERAL ELECTION DAY

150.00

150.00

PLEASE DETACH AND FILE

Cindy Benson
Lander County Fiscal Officer

LANDER COUNTY COMMISSION MEETING

November 29, 2018

APPROVE

Check #200962


Cindy Benson – Fiscal Officer

COUNTY OF LANDER
BATTLE MOUNTAIN, NEVADA

TRUDY L. MCCULLOUGH

11/08/18

200962

11/08/18

2018

GENERAL ELECTION DAY

150.00

150.00

PLEASE DETACH AND FILE

Cindy Benson
Lander County Fiscal Officer

LANDER COUNTY COMMISSION MEETING

November 29, 2018

APPROVE

Check #200963


Cindy Benson – Fiscal Officer

COUNTY OF LANDER
BATTLE MOUNTAIN, NEVADA

TIMOTHY MIZE

11/08/18

11/08/18

2018 GENERAL ELCTN

SET UP & TEAR DOWN

200963

150.00

150.00

PLEASE DETACH AND FILE

Cindy Benson
Lander County Fiscal Officer

LANDER COUNTY COMMISSION MEETING

November 29, 2018

APPROVE

Check #200969



Cindy Benson – Fiscal Officer

COUNTY OF LANDER
BATTLE MOUNTAIN, NEVADA

11/08/18

2018

MARGUERITE POWRIE

11/08/18

GENERAL ELECTION DAY

200969

150.00

150.00

PLEASE DETACH AND FILE

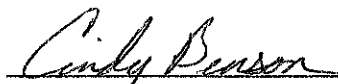
Cindy Benson
Lander County Fiscal Officer

LANDER COUNTY COMMISSION MEETING

November 29, 2018

APPROVE

Check #200972



Cindy Benson – Fiscal Officer

COUNTY OF LANDER
BATTLE MOUNTAIN, NEVADA

THERESA M. RYAN

11/08/18

200972

11/08/18

2018

GENERAL ELECTION DAY

150.00

150.00

PLEASE DETACH AND FILE

Cindy Benson
Lander County Fiscal Officer

LANDER COUNTY COMMISSION MEETING

November 29, 2018

APPROVE

Check #200977


Cindy Benson – Fiscal Officer

COUNTY OF LANDER
BATTLE MOUNTAIN, NEVADA

NANCEE STALLARD

11/08/18

11/08/18
11/08/18

10/29/18 - 11/2/18
2018 ACCURACY BOARD

ELECTION PREPARATION
GENERAL ELECTION

200977

862.16
150.00

1,012.16

PLEASE DETACH AND FILE

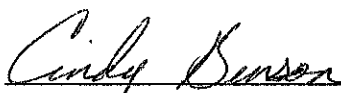
Cindy Benson
Lander County Fiscal Officer

LANDER COUNTY COMMISSION MEETING

November 29, 2018

APPROVE

Check #200980



Cindy Benson – Fiscal Officer

COUNTY OF LANDER
BATTLE MOUNTAIN, NEVADA

PEGGY RENEE SURLA

11/08/18

200980

11/08/18
11/08/18

10/29/18 - 11/1/18
2018

EARLY VOTING
GENERAL ELECTION DAY

431.08
150.00

581.08

PLEASE DETACH AND FILE

Cindy Benson
Lander County Fiscal Officer

LANDER COUNTY COMMISSION MEETING

November 29, 2018

APPROVE

Check #200981


Cindy Benson – Fiscal Officer

COUNTY OF LANDER
BATTLE MOUNTAIN, NEVADA

ELIZABETH ANN TANNER

11/08/18

200981

11/08/18
11/08/18

10/29/18 - 11/2/18
2018

ELECTION PROJECT
GENERAL ELECTION DAY

497.40
150.00

647.40

PLEASE DETACH AND FILE

Cindy Benson
Lander County Fiscal Officer

LANDER COUNTY COMMISSION MEETING

November 29, 2018

APPROVE

Check #200982



Cindy Benson – Fiscal Officer

COUNTY OF LANDER
BATTLE MOUNTAIN, NEVADA

MICHELE TOLBERT

11/08/18

200982

11/08/18
11/08/18

10/29/18 - 11/2/18
2018

EARLY VOTING
GENERAL ELECTION DAY

397.92
150.00

547.92

PLEASE DETACH AND FILE

Cindy Benson
Lander County Fiscal Officer

LANDER COUNTY COMMISSION MEETING

November 29, 2018

APPROVE

Check #200983

Cindy Benson

Cindy Benson – Fiscal Officer

COUNTY OF LANDER
BATTLE MOUNTAIN, NEVADA

SARAH TOLBERT

11/08/18

200983

11/08/18

2018

GENERAL ELECTION DAY

150.00

150.00

PLEASE DETACH AND FILE

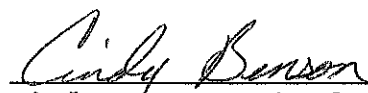
Cindy Benson
Lander County Fiscal Officer

LANDER COUNTY COMMISSION MEETING

November 29, 2018

APPROVE

Check #200985



Cindy Benson – Fiscal Officer

COUNTY OF LANDER
BATTLE MOUNTAIN, NEVADA

LORI TUCKETT

11/08/18

11/08/18

2018

GENERAL ELECTION DAY

200985

150.00

150.00

PLEASE DETACH AND FILE

Cindy Benson
Lander County Fiscal Officer

LANDER COUNTY COMMISSION MEETING

November 29, 2018

APPROVE

Check #200986


Cindy Benson – Fiscal Officer

COUNTY OF LANDER
BATTLE MOUNTAIN, NEVADA

GAIL UTTER

11/08/18

200986

11/08/18

10/15/18 - 10/16/18

LATE NIGHT VOTER REG

90.80

90.80

PLEASE DETACH AND FILE

Cindy Benson
Lander County Fiscal Officer

LANDER COUNTY COMMISSION MEETING

November 29, 2018

APPROVE

Check #201092

Cindy Benson

Cindy Benson – Fiscal Officer

COUNTY OF LANDER
BATTLE MOUNTAIN, NEVADA

KEITH WESTENGARD

11/19/18

201092

11/19/18
11/19/18

ADVANCE FUEL
ADVANCE MEALS

11/26/18 FIRE TRK INSPCTN
11/26/18 FIRE TRK INSPCTN

351.53
81.00

432.53

PLEASE DETACH AND FILE

Cindy Benson
Lander County Fiscal Officer



ACKNOWLEDGEMENT OF REVIEW & AUTHORIZATION

DATE


Fiscal Officer

11-16-18

LANDER COUNTY COMMISSION MEETING

November 29, 2018

RATIFY

SUBMITTED EXPENDITURES IN THE AMOUNT OF \$338,225.81

From Check #200990 thru #201080

Report No: PB1308
Run Date : 11/16/18

LANDER COUNTY
CHECK REGISTER 11/16/18

Page 1

| CHECK NUMBER | VENDOR | INVOICE DESCRIPTION | P/O # | DATE | TRANS# | AMOUNT | CHECK TOTAL |
|-----------------|---------------------------|---------------------------|-------|----------|--------|----------|----------------|
| 200990 | ADVANCED DATA SYSTEMS INC | 10/31/18 ASSESSOR | | 11/16/18 | 95626 | 1,118.00 | |
| | | 10/31/18 BLDG/PLAN | | 11/16/18 | 95626 | 60.00 | |
| | | 10/31/18 CLERK | | 11/16/18 | 95626 | 447.00 | |
| | | 10/31/18 FISC-OFC | | 11/16/18 | 95626 | 1,874.00 | |
| | | 10/31/18 RECORDER | | 11/16/18 | 95626 | 108.00 | |
| | | 10/31/18 TREASURER | | 11/16/18 | 95626 | 514.00 | |
| | | 10/31/18 GENERAL | | 11/16/18 | 95626 | 200.00 | |
| | | | | | | | 4,321.00 |
| 200991 | AMPED-OUT-ELECTRICAL, LLC | 11/8/18 SENIOR CENTER | | 11/16/18 | 95713 | 263.50 | |
| | | | | | | | 263.50 |
| 200992 | ANDERSON'S MOBILE | 11/7/18 ANTENNAS BM AMBLC | | 11/16/18 | 95625 | 567.12 | |
| | | | | | | | 567.12 |
| 200993 | ASSESSED VALUATION | 11/12/18 KINGSTON LAND | | 11/16/18 | 95624 | 1,162.50 | |
| | | | | | | | 1,162.50 |
| 200994 | ATLANTIC RADIO TELEPHONE, | 10/18/18 POST PAID AIRTIM | | 11/16/18 | 95627 | 2,187.55 | |
| | | | | | | | 2,187.55 |
| 200995 | ATLANTIS CASINO RESORT | 11/1/18 WESTENGARD, KEITH | | 11/16/18 | 95692 | 120.53 | |
| | | 11/1/18 WESTENGARD, KEITH | | 11/16/18 | 95692 | 33.90 | |
| | | | | | | | 154.43 |
| 200996 | B&B GARNER INC. | 11/1/18 WATER TRUCK | | 11/16/18 | 95693 | 487.50 | |
| | | | | | | | 487.50 |
| 200997 | AUTO & TRUCK ELECTRIC | 9/11/18 GENERATOR | | 11/16/18 | 95694 | 564.00 | |
| | | | | | | | 564.00 |
| 50 200998 | AUTO GLASS AND MORE | 10/29/18 TRUCK #101 | | 11/16/18 | 95628 | 225.00 | |
| | | 10/29/18 TRUCK #223 | | 11/16/18 | 95628 | 225.00 | |
| | | 10/29/18 TRUCK #112 | | 11/16/18 | 95628 | 250.00 | |
| | | 10/29/18 TRUCK #108 | | 11/16/18 | 95628 | 225.00 | |
| | | 10/29/18 CAT BLADE | | 11/16/18 | 95628 | 40.00 | |
| | | 10/29/18 AUSTIN EMS | | 11/16/18 | 95628 | 285.00 | |
| | | | | | | | 1,250.00 |
| 200999 | BATTERY SYTEMS INC | 8/24/18 PARTS | | 11/16/18 | 95629 | 375.28 | |
| | | | | | | | 375.28 |
| 201000 | SHANNON BERUMEN | FAMILY DOLLAR 4H BANQUET | | 11/16/18 | 95696 | 51.65 | |
| | | 11/8/18 ADVNCD EXECL TRNG | | 11/16/18 | 95696 | 69.00 | |
| | | 11/8/18 ADVNCD EXECL TRNG | | 11/16/18 | 95696 | 268.52 | |
| | | 11/8/18 ADVNCD EXECL TRNG | | 11/16/18 | 95696 | 82.34 | |
| | | | | | | | 471.51 |
| 201001 | TINA MARIE BISIAUX | DRUG COURT TESTING | | 11/16/18 | 95630 | 220.00 | |
| | | | | | | | 220.00 |
| 201002 | BLUE MOON PORTABLES | 11/1/18 GOLF COURSE | | 11/16/18 | 95697 | 165.00 | |
| | | 11/1/18 LANDFILL | | 11/16/18 | 95697 | 165.00 | |
| | | | | | | | 330.00 |
| 201003 | BOARD OF REGENTS | | | | | | |

Report No: PB1308
Run Date : 11/16/18

LANDER COUNTY
CHECK REGISTER 11/16/18

Page 2

| CHECK NUMBER | VENDOR | INVOICE DESCRIPTION | P/O # | DATE | TRANS# | AMOUNT | CHECK TOTAL |
|-----------------|---------------------------|---------------------------|-------|----------|--------|----------|----------------|
| | | 11/2/18 4H WAGES | | 11/16/18 | 95711 | 4,438.02 | |
| | | 11/2/18 EE SALARY | | 11/16/18 | 95711 | 117.03 | |
| 201004 | MAX W. BUNCH | | | | | | 4,555.05 |
| | | 11/7-9/18 DRUG COURT TRNG | | 11/16/18 | 95695 | 116.00 | |
| | | 11/7-9/18 DRUG COURT TRNG | | 11/16/18 | 95695 | 169.70 | |
| 201005 | CHIP COLPITTS | | | | | | 285.70 |
| | | 10/30/18 AUSTIN EMS RUN | | 11/16/18 | 95698 | 50.00 | |
| | | 11/1/18 AUSTIN EMS RUN | | 11/16/18 | 95698 | 50.00 | |
| 201006 | COMFORTS OF HOME | | | | | | 100.00 |
| | | 8/21/18 WINDOW COVERINGS | | 11/16/18 | 95631 | 1,667.00 | |
| 201007 | D & D PLUMBING, INC. | | | | | | 1,667.00 |
| | | 10/30/18 BUILDING MAINT | | 11/16/18 | 95633 | 2,105.20 | |
| | | 10/31/18 AUSTIN SHERIFF | | 11/16/18 | 95633 | 740.00 | |
| 201008 | DESERT ROSE COUNSELING | | | | | | 2,845.20 |
| | | 9/19/18 SPAULDING | | 11/16/18 | 95699 | 265.63 | |
| | | 10/10/18 KING-WEHE | | 11/16/18 | 95699 | 205.32 | |
| | | 10/22/18 JOURNIGAN | | 11/16/18 | 95699 | 256.68 | |
| 201009 | DESERT TRAILS VETERINARY | | | | | | 727.63 |
| | | 11/1/18 SPAY/NEUTER | | 11/16/18 | 95634 | 75.00 | |
| 201010 | DIGITAL DOLPHIN SUPPLIES | | | | | | 75.00 |
| | | 10/23/18 BLACK TONER | | 11/16/18 | 95632 | 140.99 | |
| | | 10/23/18 YELLOW TONER | | 11/16/18 | 95632 | 169.99 | |
| 201011 | EAGLE COMMUNICATIONS, LLC | | | | | | 310.98 |
| | | 9/13/18 EMS TRAINING | | 11/16/18 | 95637 | 500.00 | |
| 201012 | ECOLAB | | | | | | 500.00 |
| | | 10/30/18 LAUNDRY SUPPLIES | | 11/16/18 | 95635 | 501.41 | |
| 201013 | TIFFANY ELKINGTON | | | | | | 501.41 |
| | | 11/5/18 TRANSCRIPTION | | 11/16/18 | 95636 | 2,526.16 | |
| 201014 | ELKO COUNTY JUVENILE | | | | | | 2,526.16 |
| | | 10/31/18 CASE: JV-1357 RP | | 11/16/18 | 95640 | 600.00 | |
| 201015 | LAWRENCE B. ENGLISH | | | | | | 600.00 |
| | | 10/29/18 SAMPLE BALLOTS | | 11/16/18 | 95638 | 1,203.00 | |
| 201016 | ETCHEVERRYS FOOD TOWN | | | | | | 1,203.00 |
| | | OCTOBER STATEMENT | | 11/16/18 | 95639 | 211.37 | |
| | | OCTOBER STATEMENT | | 11/16/18 | 95639 | 108.08 | |
| | | 10/16/18 ROAD & BRIDGE | | 11/16/18 | 95639 | 5.49 | |
| | | 10/16/18 ROAD & BRIDGE | | 11/16/18 | 95639 | 21.49 | |
| 201017 | CHARLENE FETTERLY | | | | | | 346.43 |
| | | 11/7-9/18 LAS VEGAS | | 11/16/18 | 95700 | 13.78 | |
| 201018 | FIRST ADVANTAGE OHS | | | | | | 13.78 |
| | | 10/31/18 DRUG TEST | | 11/16/18 | 95641 | 199.63 | |

| CHECK NUMBER | VENDOR | INVOICE DESCRIPTION | P/O # | DATE | TRANS# | AMOUNT | CHECK TOTAL |
|-----------------|---------------------------|---------------------------|-------|----------|--------|-----------|----------------|
| | | | | | | | 199.63 |
| 201019 | GEM ST. PAPER & SUPPLY CO | 8/16/18 COPY PAPER | | 11/16/18 | 95642 | 300.00 | |
| | | 8/24/18 COFFEE | | 11/16/18 | 95642 | 269.44 | |
| | | 8/24/18 COFFEE | | 11/16/18 | 95642 | 269.44- | |
| | | 8/24/18 CUPS | | 11/16/18 | 95642 | 315.01 | |
| | | 8/27/18 CUPS | | 11/16/18 | 95642 | 315.01- | |
| | | 8/30/18 PARK SUPPLIES | | 11/16/18 | 95642 | 109.75 | |
| | | 9/13/18 ROLL TOWEL | | 11/16/18 | 95642 | 23.94 | |
| | | 11/8/18 JANITORIAL SUPPLY | | 11/16/18 | 95642 | 338.05 | |
| | | 11/8/18 TOWELS/DUSTERS | | 11/16/18 | 95642 | 36.31 | |
| | | | | | | | 808.05 |
| 201020 | NANCY J. WOTRUBA | 10/31/18 MAPPING SERVICES | | 11/16/18 | 95643 | 2,827.50 | |
| | | 10/31/18 MAPPING PROJECT | | 11/16/18 | 95643 | 3,101.15 | |
| | | | | | | | 5,928.65 |
| 201021 | HILLTOP REFRIDGERATION, | 8/9/18 QUARTERLY MAINT | | 11/16/18 | 95645 | 1,163.56 | |
| | | | | | | | 1,163.56 |
| 201022 | HINTONBURDICK, PLLC | 10/31/18 AUDIT SERVICES | | 11/16/18 | 95644 | 50,000.00 | |
| | | 10/31/18 2018 MAS | | 11/16/18 | 95644 | 8,583.24 | |
| | | | | | | | 58,583.24 |
| 201023 | INTERFLOW HYDROLOGY, INC. | 11/6/18 WATER RIGHTS SRVC | | 11/16/18 | 95646 | 1,571.13 | |
| | | | | | | | 1,571.13 |
| 201024 | JNM MATERIALS TESTING | 11/5/18 BM AIRPORT DENSIT | | 11/16/18 | 95647 | 3,935.00 | |
| | | | | | | | 3,935.00 |
| 201025 | RAYNBO KIEHNE | 11/14/18 | | 11/16/18 | 95707 | 25.00 | |
| | | | | | | | 25.00 |
| 201026 | SAMME ENGELSON | 11/5/18 LOGO TEES | | 11/16/18 | 95648 | 412.88 | |
| | | | | | | | 412.88 |
| 201027 | L N CURTIS & SONS | 10/25/18 SHIRTS/JACKETS | | 11/16/18 | 95652 | 453.78 | |
| | | 10/29/18 LAMP/PANTS | | 11/16/18 | 95652 | 363.78 | |
| | | | | | | | 817.56 |
| 201028 | LANDER COUNTY 4-H CLUB | 3RD QUARTER | | 11/16/18 | 95712 | 60.00 | |
| | | | | | | | 60.00 |
| 201029 | LANDER HARDWARE LLC | 9/5/18 HAMMER | | 11/16/18 | 95649 | 37.98 | |
| | | 9/6/18 CABLE/ROPE | | 11/16/18 | 95649 | 36.23 | |
| | | 9/6/18 HOOK | | 11/16/18 | 95649 | 2.79 | |
| | | 10/4/18 FLIER/SHOVEL/VALV | | 11/16/18 | 95649 | 139.93 | |
| | | 10/5/18 RIB PLS KIT | | 11/16/18 | 95649 | 12.99 | |
| | | 10/6/18 PUSHBROOMS | | 11/16/18 | 95649 | 85.97 | |
| | | 10/6/18 55GAL BAGS | | 11/16/18 | 95649 | 19.98 | |
| | | 10/9/18 BIT SUPPLIES | | 11/16/18 | 95649 | 12.98 | |
| | | 10/11/18 GRILL | | 11/16/18 | 95649 | 329.99 | |
| | | 10/11/18 DOOR HOLDER | | 11/16/18 | 95649 | 42.95 | |
| | | 10/15/18 SPRAYER | | 11/16/18 | 95649 | 52.93 | |
| | | 10/15/18 PROPANE/SHOVEL | | 11/16/18 | 95649 | 46.98 | |
| | | 10/16/18 DUSTPAN | | 11/16/18 | 95649 | 15.99 | |

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| | | 10/16/18 LED BULBS | | 11/16/18 | 95649 | 69.95 | |
| | | 10/18/18 SPRAY | | 11/16/18 | 95649 | 14.97 | |
| | | 10/23/18 PAINT BRUSH | | 11/16/18 | 95649 | 6.59 | |
| | | 10/31/18 GARDEN HOES | | 11/16/18 | 95649 | 38.98 | |
| | | 10/31/18 BRUSH DUSTER | | 11/16/18 | 95649 | 5.99 | |
| | | 10/31/18 SPRAY PAINT | | 11/16/18 | 95649 | 9.18 | |
| | | 11/13/18 GLUE | | 11/16/18 | 95649 | 9.99 | |
| | | 11/13/18 TAPE/SUPPLIES | | 11/16/18 | 95649 | 19.71 | |
| | | 11/15/18 BATTERIES | | 11/16/18 | 95649 | 13.99 | |
| | | | | | | | 1,027.04 |
| 201030 | LEADER INDUSTRIES | 10/3/18 2016 SPRINTER VAN | | 11/16/18 | 95701 | 106,841.00 | 106,841.00 |
| 201031 | LEXISNEXIS RISK SOLUTIONS | 10/31/18 OCTOBER 2018 | | 11/16/18 | 95651 | 119.41 | 119.41 |
| 201032 | JONATHAN LUCAS | 12/9/18 STREET SURVIVAL | | 11/16/18 | 95650 | 335.25 | 335.25 |
| 201033 | JAUNITA MCKEEN | 11/7/18 GURNEYS TRAINING | | 11/16/18 | 95702 | 124.12 | |
| | | 11/9/18 | | 11/16/18 | 95702 | 100.00 | |
| | | 10/30/18 AUSTIN EMS RUN | | 11/16/18 | 95702 | 100.00 | |
| | | 11/1/18 AUSTIN EMS RUN | | 11/16/18 | 95702 | 100.00 | |
| | | | | | | | 424.12 |
| 201034 | MOORE MEDICAL LLC | 10/31/18 OTC MEDS | | 11/16/18 | 95653 | 106.71 | 106.71 |
| 201035 | DYNA PARTS LLC | 8/1/18 BELT DRESSING | | 11/16/18 | 95654 | 9.98 | |
| | | 9/7/18 ELKSKIN DRIVER XL | | 11/16/18 | 95654 | 21.00 | |
| | | 9/14/18 TIE DOWN/FILTER | | 11/16/18 | 95654 | 122.45 | |
| | | 9/15/18 BEAMS/AIRFILTER | | 11/16/18 | 95654 | 77.28 | |
| | | 9/24/18 COVERALL/GLOVES | | 11/16/18 | 95654 | 25.32 | |
| | | 10/2/18 GLOVES | | 11/16/18 | 95654 | 39.44 | |
| | | 10/2/18 OIL FILTER | | 11/16/18 | 95654 | 9.55 | |
| | | 10/8/18 RV TANK REPAIR | | 11/16/18 | 95654 | 37.60 | |
| | | 10/11/18 FLASH/WORK LIGHT | | 11/16/18 | 95654 | 130.34 | |
| | | 10/11/18 BLUESH | | 11/16/18 | 95654 | 91.99 | |
| | | 10/16/18 SMART SPAIR | | 11/16/18 | 95654 | 23.99 | |
| | | 10/29/18 PREM START | | 11/16/18 | 95654 | 26.28 | |
| | | 10/31/18 PARTS | | 11/16/18 | 95654 | 451.87 | |
| | | 11/6/18 MIRROR/SOCKET | | 11/16/18 | 95654 | 42.36 | |
| | | 11/7/18 PARTS | | 11/16/18 | 95654 | 33.41 | |
| | | 11/7/18 THREAD SEAL | | 11/16/18 | 95654 | 7.46 | |
| | | 11/7/18 OIL FILTER | | 11/16/18 | 95654 | 18.17 | |
| | | 11/8/18 FITTING | | 11/16/18 | 95654 | 8.10 | |
| | | | | | | | 1,176.59 |
| 201036 | NATIONAL ASSOCIATION OF | JONES/QUICK | | 11/16/18 | 95703 | 80.00 | 80.00 |
| 201037 | NATIONAL 4-H COUNCIL | 10/29/18 AWARD SUPPLIES | | 11/16/18 | 95710 | 308.10 | 308.10 |
| 201038 | NORCO, INC. | 10/31/18 CYLINDER RENT | | 11/16/18 | 95655 | 21.08 | |

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| | | | | | | | 21.08 |
| 201039 | THE OFFICE SUPPLIERS INC. | 7/5/18 OFFICE SUPPLIES | | 11/16/18 | 95656 | 70.26 | 70.26 |
| 201040 | SMS COMPUTING, INC. | 9/26/18 ASSESSOR | | 11/16/18 | 95661 | 1,195.00 | |
| | | 9/26/18 ASSESSOR | | 11/16/18 | 95661 | 1,345.00 | |
| | | 9/26/18 ASSESSOR | | 11/16/18 | 95661 | 1,195.00 | |
| | | 10/25/18 ASSESSOR | | 11/16/18 | 95661 | 562.50 | |
| | | 11/7/18 CLERK | | 11/16/18 | 95661 | 8,500.00 | |
| | | 11/7/18 ASSESSOR | | 11/16/18 | 95661 | 450.00 | |
| | | 11/7/18 ASSESSOR | | 11/16/18 | 95661 | 637.50 | 13,885.00 |
| 201041 | PETERBILT TRUCK PARTS & | 10/25/18 VALVE ASSY | | 11/16/18 | 95657 | 67.79 | |
| | | 10/29/18 SHOCK | | 11/16/18 | 95657 | 339.36 | |
| | | 11/1/18 HOSE/SEAL | | 11/16/18 | 95657 | 16.87 | |
| | | 11/1/18 SPRING/BUSHING | | 11/16/18 | 95657 | 488.82 | |
| | | 11/1/18 SWITCH | | 11/16/18 | 95657 | 51.54 | |
| | | 11/1/18 CHAIN | | 11/16/18 | 95657 | 616.32 | |
| | | 11/2/18 COMPRESSOR AIR | | 11/16/18 | 95657 | 626.99 | |
| | | 11/5/18 STEP FUEL | | 11/16/18 | 95657 | 261.86 | 2,469.55 |
| 201042 | PHARMCHEM, INC. | 10/31/18 PATCH ANALYSIS | | 11/16/18 | 95663 | 1,256.20 | 1,256.20 |
| 201043 | POINT S BATTLE MTN TIRE & | 11/7/18 TRAILER CAP | | 11/16/18 | 95658 | 692.52 | |
| | | 10/31/18 LEVELING VALVE | | 11/16/18 | 95658 | 181.10 | |
| | | 10/30/18 SERVICES/TIRES | | 11/16/18 | 95658 | 1,772.78 | |
| | | 11/5/18 TIRES | | 11/16/18 | 95658 | 908.77 | |
| | | 11/7/18 TIRE | | 11/16/18 | 95658 | 212.50 | |
| | | 11/7/18 LUG NUTS | | 11/16/18 | 95658 | 128.00 | 3,895.67 |
| 201044 | STEPHEN PRIEST | 12/9/18 STREET SURVIVAL | | 11/16/18 | 95659 | 335.25 | 335.25 |
| 201045 | PRISTINE PAINTING | 11/7/18 PAINTING | | 11/16/18 | 95660 | 3,150.00 | 3,150.00 |
| 201046 | PRO DOCUMENT SOLUTIONS, | 10/26/18 OFFICIAL BALLOTS | | 11/16/18 | 95662 | 2,583.04 | 2,583.04 |
| 201047 | QUILL CORP | 10/24/18 CALENDAR | | 11/16/18 | 95664 | 19.99 | |
| | | 10/24/18 DESKPADS | | 11/16/18 | 95664 | 104.95 | 124.94 |
| 201048 | QUILL CORP | 10/19/18 MARKERS/SHEARS | | 11/16/18 | 95665 | 113.39 | |
| | | 10/19/18 RUBBER BANDS | | 11/16/18 | 95665 | 24.19 | 137.58 |
| 201049 | QUILL CORP | 10/22/18 TAPE/GLUE | | 11/16/18 | 95666 | 27.27 | |
| | | 10/22/18 NOTARY STAMP | | 11/16/18 | 95666 | 25.49 | |
| | | 10/29/18 SHEET PROTECTORS | | 11/16/18 | 95666 | 55.95 | |
| | | 11/2/18 USB HUB | | 11/16/18 | 95666 | 12.09 | |

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| | | 11/2/18 PENS | | 11/16/18 | 95666 | 43.80 | |
| | | 11/2/18 NAME PLATE | | 11/16/18 | 95666 | 11.19 | |
| | | | | | | | 175.79 |
| 201050 | QUILL CORP | 11/1/18 BUSINESS CARD | | 11/16/18 | 95704 | 87.96 | |
| | | 11/1/18 KEYBOARD/MOUSE | | 11/16/18 | 95704 | 198.63 | |
| | | | | | | | 286.59 |
| 201051 | REBEL OIL CO, INC. | 10/11/18 DIESEL | | 11/16/18 | 95667 | 567.98 | |
| | | 10/30/18 FUEL | | 11/16/18 | 95667 | 3,423.64 | |
| | | | | | | | 3,991.62 |
| 201052 | RURAL REGIONAL CENTER | 11/1/18 2ND QUARTER | | 11/16/18 | 95668 | 202.25 | |
| | | | | | | | 202.25 |
| 201053 | SALT LAKE WHOLESALE | 11/1/18 AMMUNITION | | 11/16/18 | 95673 | 2,727.06 | |
| | | | | | | | 2,727.06 |
| 201054 | KIMBERLY SCHACHT | 10/29-11/2/18 NASHVILLE | | 11/16/18 | 95705 | 230.00 | |
| | | 10/29-11/2/18 NASHVILLE | | 11/16/18 | 95705 | 178.22 | |
| | | | | | | | 408.22 |
| 201055 | SHAWN SCHACHT | 10/12/18 | | 11/16/18 | 95708 | 50.00 | |
| | | 10/12/18 | | 11/16/18 | 95708 | 50.00 | |
| | | 10/12/18 | | 11/16/18 | 95708 | 50.00 | |
| | | 11/10/18 | | 11/16/18 | 95708 | 50.00 | |
| | | | | | | | 200.00 |
| 201056 | SPB UTILITY SERVICE INC | 11/1/18 OCTOBER 2018 | | 11/16/18 | 95672 | 1,943.92 | |
| | | 11/1/18 OCTOBER 2018 | | 11/16/18 | 95672 | 1,943.93 | |
| | | 11/2/18 OPERATOR SUPPORT | | 11/16/18 | 95672 | 614.55 | |
| | | 11/2/18 OPERATOR SUPPORT | | 11/16/18 | 95672 | 614.55 | |
| | | | | | | | 5,116.95 |
| 201057 | ST OF NEVADA | 10/23/18 PRINTING SALES | | 11/16/18 | 95669 | 2,961.64 | |
| | | | | | | | 2,961.64 |
| 201058 | ST OF NEVADA | 11/5/18 SWANGER/GONZALEZ | | 11/16/18 | 95671 | 75.00 | |
| | | | | | | | 75.00 |
| 201059 | STATE OF NEVADA DPS-RCC | 11/1/18 FINGER PRINTS | | 11/16/18 | 95670 | 253.75 | |
| | | 11/1/18 FINGER PRINTS | | 11/16/18 | 95670 | 108.75 | |
| | | | | | | | 362.50 |
| 201060 | STEAM STORE OF ELKO, INC | 10/12/18 FIRE DEPT HOTSY | | 11/16/18 | 95674 | 85.00 | |
| | | | | | | | 85.00 |
| 201061 | SUMMIT ENGINEERING CORP. | 11/6/18 PRJCT: 1-29735 | | 11/16/18 | 95675 | 8,381.30 | |
| | | 11/6/18 PRJCT: 1-30697 | | 11/16/18 | 95675 | 7,711.33 | |
| | | | | | | | 16,092.63 |
| 201062 | SUNRISE PLUMBING & | 10/31/18 STATE HEALTH BLD | | 11/16/18 | 95676 | 202.30 | |
| | | | | | | | 202.30 |
| 201063 | TETON SIGNS | 11/13/18 AMBO GRILL GUARD | | 11/16/18 | 95677 | 1,898.00 | |
| | | 11/13/18 COMM GRILL GUARD | | 11/16/18 | 95677 | 1,635.00 | |

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| | | 11/13/18 AMBLNC GRAPHICS | | 11/16/18 | 95677 | 6,865.00 | 10,398.00 |
| 201064 | THE SIDWELL COMPANY | 10/31/18 ADDRESS MAPPING | | 11/16/18 | 95679 | 3,252.00 | 3,252.00 |
| 201065 | BOBBY THOMAS | 11/14/18 | | 11/16/18 | 95714 | 413.97 | 413.97 |
| 201066 | TYLER TECHNOLOGIES, INC. | 10/31/18 SOFTWARE | | 11/16/18 | 95678 | 3,360.00 | |
| | | 10/31/18 SOFTWARE | | 11/16/18 | 95678 | 1,437.50 | 4,797.50 |
| 201067 | VELOCITY TRUCK CENTERS | 10/30/18 LATCH ASSY HOOD | | 11/16/18 | 95681 | 179.99 | 179.99 |
| 201068 | VOGUE LINEN-UNIFORM RENT | 10/4/18 AUSTIN | | 11/16/18 | 95682 | 82.53 | |
| | | 10/4/18 BMTN | | 11/16/18 | 95682 | 217.57 | |
| | | 10/11/18 AUSTIN | | 11/16/18 | 95682 | 181.89 | |
| | | 10/11/18 BMTN | | 11/16/18 | 95682 | 141.75 | |
| | | 10/18/18 AUSTIN | | 11/16/18 | 95682 | 70.11 | |
| | | 10/18/18 BMTN | | 11/16/18 | 95682 | 247.54 | |
| | | 10/25/18 AUSTIN | | 11/16/18 | 95682 | 221.75 | |
| | | 10/25/18 BMTN | | 11/16/18 | 95682 | 59.67 | 1,222.81 |
| 201069 | WANCO INC. | 10/11/18 UNITED WE STAND | | 11/16/18 | 95685 | 15,800.00 | 15,800.00 |
| 201070 | BRIAN WEBB | 11/2/18 TRAINING | | 11/16/18 | 95683 | 58.25 | 58.25 |
| 201071 | WELLS FARGO PAYMENT | 11/2/18 LURA DUVALL | | 11/16/18 | 95684 | 326.58 | |
| | | 11/2/18 MAX BUNCH | | 11/16/18 | 95684 | 34.25 | |
| | | 11/2/18 ANNA PENOLA | | 11/16/18 | 95684 | 1,043.44 | |
| | | 11/2/18 LESLEY BUNCH | | 11/16/18 | 95684 | 223.75 | |
| | | 11/2/18 KEITH WESTENGARD | | 11/16/18 | 95684 | 1,073.35 | |
| | | 11/2/18 MATTHEW GOULD | | 11/16/18 | 95684 | 97.51- | |
| | | 11/2/18 BILLY GANDOLFO | | 11/16/18 | 95684 | 383.60 | |
| | | 11/2/18 KYLA BRIGHT | | 11/16/18 | 95684 | 632.42 | |
| | | 11/2/18 ROBIN SMITH | | 11/16/18 | 95684 | 1,171.17 | |
| | | 11/2/18 PAULA TOMERA | | 11/16/18 | 95684 | 4,275.06 | |
| | | 11/2/18 KIM SCHACHT | | 11/16/18 | 95684 | 414.76 | |
| | | 11/2/18 THEODORE HERRERA | | 11/16/18 | 95684 | 1,842.37 | |
| | | 11/2/18 DEONILLA FULLER | | 11/16/18 | 95684 | 43.28 | |
| | | 11/2/18 SADIE SULLIVAN | | 11/16/18 | 95684 | 257.23 | |
| | | 11/2/18 ELIZABETH BARELA | | 11/16/18 | 95684 | 1,845.18 | |
| | | 11/2/18 BARTOLO RAMOS | | 11/16/18 | 95684 | 45.49 | 13,514.42 |
| 201072 | ZOIE M. WILLIAMS | 11/1/18 | | 11/16/18 | 95680 | 189.12 | |
| | | 11/7/18 | | 11/16/18 | 95680 | 134.40 | 323.52 |
| 201073 | WINNEMUCCA PUB. CO., INC. | 10/17/18 LC 2018-03 | | 11/16/18 | 95686 | 255.16 | |
| | | 10/17/18 LC 2018-05 | | 11/16/18 | 95686 | 228.30 | |

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| | | 10/17/18 LC 2018-04 | | 11/16/18 | 95686 | 255.16 | 738.62 |
| 201074 | WINNEMUCCA PUB. CO., INC. | 10/17/18 | | 11/16/18 | 95688 | 74.60 | |
| | | 10/24/18 | | 11/16/18 | 95688 | 74.60 | |
| | | 10/31/18 | | 11/16/18 | 95688 | 74.60 | 223.80 |
| 201075 | WINNEMUCCA PUB. CO., INC. | 10/31/18 1ST REPORT | | 11/16/18 | 95689 | 165.80 | 165.80 |
| 201076 | WINNEMUCCA PUB. CO., INC. | 10/31/18 SEASONAL LABORER | | 11/16/18 | 95690 | 252.00 | 252.00 |
| 201077 | JOHN F WINNEPENNNINKX | 11/8/18 | | 11/16/18 | 95687 | 6,052.47 | |
| | | 11/8/18 | | 11/16/18 | 95687 | 926.28 | |
| | | 11/8/18 | | 11/16/18 | 95687 | 4,393.28 | |
| | | 11/8/18 | | 11/16/18 | 95687 | 1,027.72 | 12,399.75 |
| 201078 | XEROX CORPORATION | 11/1/18 | | 11/16/18 | 95709 | 206.61 | 206.61 |
| 201079 | PATRICIA YOUNG | 11/1/18 AUSTIN EMS RUN | | 11/16/18 | 95706 | 100.00 | 100.00 |
| 201080 | DEREK ZACHARIAS | 12/2/18 DEATH/HOMICIDE TN | | 11/16/18 | 95691 | 828.00 | 828.00 |
| | CHECKS TOTAL | | | | | | 338,225.81 |

LANDER COUNTY COMMISSIONERS MEETING
11/22/2018

Agenda Item Number __1__

THE REQUESTED ACTION OF THE LANDER COUNTY COMMISSION IS:

Discussion and possible action regarding a letter of support for Barrick's Deep South Expansion Project, and all other matters properly related thereto.

Public Comment:

Background: The BLM is currently soliciting public comment on the Draft Environmental Impact Statement for the proposed Deep South Expansion Project located in Lander and Eureka Counties, Nevada. Public comment period closes December 5, 2018.

Recommended Action: Approval of a letter of support for Barrick's Deep South Expansion Project.



Agenda Request Form
COMMISSION MEETING DATE November 29, 2018

NAME Maria Anderson, Specialist, Community Relations REPRESENTING Barrick

ADDRESS PO Box 29, Elko, NV 89801

PHONE(H) _____ (W) (775) 748-1198 (FAX) _____

WHICH NUMBER SHOULD WE CALL DURING NORMAL BUSINESS HOURS? (775) 748-1198

WHO WILL BE ATTENDING THE MEETING? Maria Anderson

JOB TITLE Specialist, Community Relations

SPECIFIC REQUEST TO BE PLACED ON THE AGENDA: Barrick is asking for letters of support from host communities
representatives and would appreciate a letter of support for the Deep South Expansion Project from the Lander County
Commissioners.

BACKGROUND INFORMATION: The BLM is currently soliciting public comment on the Draft Environmental Impact
Statement for the proposed Deep South Expansion Project located in Lander and Eureka Counties, Nevada. Public
comment period closes December 5, 2018.

WHAT ACTION WOULD YOU LIKE THE BOARD TO TAKE TO RESOLVE THIS ISSUE? We would ask the
Commission to approve submittal of a letter of support for Barrick's Deep South Expansion Project to the BLM no later
than close of business December 5, 2018.

ARE THERE ANY COSTS ASSOCIATED WITH YOUR REQUEST? YES ___ NO X

AMOUNT: _____

HAS THIS ISSUE BEEN DISCUSSED AT A PRIOR COMMISSION MEETING? YES ___ NO X

WHEN? _____

HAS THIS ISSUE BEEN REVIEWED BY AFFECTED DEPT HEADS? YES ___ NO X

ALL BACKUP MATERIAL MUST BE PROVIDED WITH AGENDA REQUEST- NOT AT THE MEETING

IS ALL THE BACKUP MATERIAL ATTACHED TO THIS AGENDA REQUEST? YES X NO ___

IF THE ITEM IS A CONTRACT AND/OR AGREEMENT, OR REQUIRES LEGAL REVIEW, IT MUST BE REVIEWED BY THE
DISTRICT ATTORNEY'S OFFICE PRIOR TO AGENDA SETTING OR IT WILL NOT GO ON THE AGENDA.

HAS THE DISTRICT ATTORNEY'S OFFICE PROVIDED REQUIRED REVIEW? YES ___ NO X

THE COMMISSION RESERVES THE RIGHT TO REJECT OR RECOMMEND TABLING ALL AGENDA REQUESTS FOR
INSUFFICIENT INFORMATION.

ALL INFORMATION STATED IS CORRECT AND TRUE TO MY KNOWLEDGE.

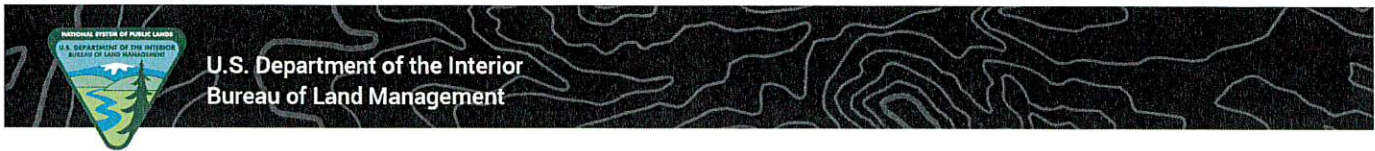
SIGNATURE: [Signature] DATE: November 15, 2018

SAFETY COMMITTEE MEETS THE 2ND & 4TH THURSDAY OF EACH MONTH

To: Lander County Commission
From: Maria Anderson, Specialist, Community Relations
Date: November 15, 2018
Re: Letter of Support Request for Barrick's Deep South Expansion Project

- The BLM has published Barrick's Deep South Environmental Impact Statement (EIS) for public review.
 - The 45-day public comment period ends **December 5, 2018**
 - Comments and letters of support to BLM are encouraged and requested
 - Submit to:
 - Fax to 775-635-4034, ATTN: Kevin Hurrell, Project Manager, Deep South Expansion Project
 - blm_nv_bmdo_mlfo_DeepSouthEIS@blm.gov
 - Phone 775-635-4000
- Deep South project description
 - Expansion of Cortez Hills Underground by 1,300' to a depth of 2,500'
 - Expansion of existing open pits & selected waste rock facilities at (which are all located in Lander County)
 - Pipeline
 - Gold Acres
 - Cortez pit (by Mill 1)
 - Cortez Hills
 - Increase in offsite ore haul to 2.5 million tons by year
 - Barrick started working with NDOT to develop a maintenance plan and help with funding for maintenance three years ago. Barrick will continue to do so as road haulage is increased.
 - A traffic impact study was completed, and the analysis is included in the draft EIS.
 - The Cortez and Cortez Hills pits will be backfilled, eliminating the formation of post mine pit lakes.
 - Backfill work will be completed by the existing workforce
- Water quality and quantity management
 - A comprehensive Integrated Monitoring Plan for the monitoring and reporting of all surface and groundwater monitoring is currently in place and will be expanded for Deep South.
 - A monitoring and mitigation plan are in place for all surface water sites. Barrick will continue to monitor quality and quantity of the dewatering and will provide reports to BLM, NDEP, and the NV State Engineer. Reports to these regulatory agencies have required due dates throughout the year. Water sources in the monitoring and mitigation plan to be monitored and reported upon include:
 - Perennial streams
 - Seeps and springs

- Additional dewatering water management facilities in response to Deep South include construction of:
 - Crescent Valley, Grass Valley and Pine Valley Rapid Infiltration Basins (RIBS)
 - Grass Valley injection wells
 - Rocky Pass Reservoir will act as a storage reservoir **(only if needed)**
- Overall dewatering rate to remain below current permitted maximum (36,100 gpm)
- Wildlife
 - Barrick has established voluntary mitigation plans to address potential sage grouse and mule deer impacts
 - Mitigation of potential greater sage grouse habitat impacts is **already underway on our private land under the BEA**. Barrick has established a comprehensive sage grouse habitat restoration mitigation plan. The Sage Grouse Bank Enabling Agreement will enhance and restore sage grouse habitat, creating credits to offset impacts.
 - Mitigation project for potential mule deer winter habitat impacts has been initiated
 - The existing Long-Term Contingency Fund for monitoring and mitigation after post closure bond release will be increased
 - Fund is managed by the BLM
- Economic Benefits
 - Provides an additional 12 years of operation
 - Sustains current workforce of 1,250
 - Payroll for 12 years ~\$128M
 - Net proceeds ~ \$144M
 - Sales taxes ~ \$4M
 - Property taxes ~ \$35M
 - Business taxes ~ \$11M
- Barrick's Economic Contributions in 2017
 - \$1 Billion invested in Nevada
 - Directly employed 3,500 people in Nevada
 - Additional 3,000 contractors worked with Barrick
 - Beyond Barrick the mining industry supports more than 29,000 jobs in Nevada
 - Mining is one of the highest paying industries in the state with an average wage of \$93,000
 - Barrick purchased more than \$272 million in goods and services in Nevada
 - Barrick supported approximately 500 local Nevada businesses (from purchasing gypsum to fleet vehicles)
 - Barrick support to communities where we operate through social investments
 - Over \$4.7 million to support education programs
 - More than \$4.9 million on economic development and other programs



News Release

BATTLE MOUNTAIN DISTRICT OFFICE

FOR IMMEDIATE RELEASE: October 22, 2018

CONTACT: Kevin Hurrell, 775-635-4000, email: BLM_NV_BMDO_MLFO_DeepSouthEIS@blm.gov

BLM is Seeking Public Comments on a Notice of Availability for the Deep South Expansion Project Draft Environmental Impact Statement

BATTLE MOUNTAIN, Nev. – The Bureau of Land Management is seeking input regarding the release of the Draft Environmental Impact Statement (DEIS) for a proposal by Barrick Cortez Inc. to expand its Cortez Hills Project. This is an open pit and underground gold mine located south of Crescent Valley, in Lander and Eureka Counties, Nevada. The public comment period ends December 5, 2018.

The BLM has scheduled three public comment meetings in the following locations:

- Tuesday, November 6, 2018 – BLM Battle Mountain District Office, 50 Bastian Road, Battle Mountain
- Wednesday, November 7, 2018 – Crescent Valley Town Hall, Crescent Valley
- Thursday, November 8, 2018 – Elko Convention Center, 700 Moren Way, Elko

The public meetings will be held from 6 p.m. to 8 p.m. These meetings provide the public and interested agencies an opportunity to learn about the mine expansion project and to help identify issues and provide public comments on the DEIS. Early public involvement is crucial to identify potential issues that may need to be addressed through the process.

The proposed project would consist of new and expanded facilities at the Cortez Hills Mine on BLM-administered lands. If the proposed project is approved and developed, there would be an increase of 3,798 acres of mining-related surface disturbance within the Amended Plan of Operations (APO) area including: expansion of pits and waste rock facilities, construction and expansion of water management facilities and construction and operation of additional ancillary facilities. The APO would include increasing the existing approved plan boundary by 4,279 acres – from 58,093 acres to 62,372 acres. In addition, Barrick Cortez Inc. has requested that the underground mine be expanded deeper than is currently authorized to reach new ore deposits.

The BLM has identified preliminary issues relating to water management, vegetation resources, wildlife (including migratory birds), special status species (including Greater sage-grouse), cultural resources, geological resources, paleontological resources, soils, recreational values, aesthetics (i.e., noise and visual impacts), air quality, land use and access, social and economic values, Native American cultural concerns and grazing management.

You may access the Deep South DEIS on the EPA EIS database or on the NEPA Register <https://go.usa.gov/xP9wk>. Written comments on the DEIS are encouraged and may be submitted on or before December 5, 2018, faxed to ATTN: Kevin Hurrell, Project Manager, Deep South Expansion Project at 775-635-4034, or emailed to: blm_nv_bmdo_mlfo_DeepSouthEIS@blm.gov. To be included in the Final EIS, all comments must be received prior to the close of the public comment period or 15 days after the last public

meeting, whichever is later. We will provide additional opportunities for public participation upon publication of the Final EIS.

Comments and documents on the proposal, including names and addresses of respondents, may be viewed at the Battle Mountain District Office, 50 Bastian Road, Battle Mountain, NV, during regular business hours (7:30 a.m. – 4:30 p.m., Monday through Friday, except holidays). Comments may be published as part of the EIS.

Before including your address, phone number, email address, or other personal identifying information in your comment, be advised that your entire comment including your personal identifying information may be made publicly available at any time. While you can ask in your comment to withhold from public review your personal identifying information, the BLM cannot guarantee it will be able to do so. All submissions from organizations and businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, will be available for public inspection in their entirety.

-BLM-

The BLM manages more than 245 million acres of public land located primarily in 12 Western states, including Alaska. The BLM also administers 700 million acres of sub-surface mineral estate throughout the nation. The agency's mission is to sustain the health, diversity, and productivity of America's public lands for the use and enjoyment of present and future generations. Diverse activities authorized on these lands generated \$96 billion in sales of goods and services throughout the American economy in fiscal year 2017. These activities supported more than 468,000 jobs.

LANDER COUNTY COMMISSIONERS MEETING
11/22/2018

Agenda Item Number __2__

THE REQUESTED ACTION OF THE LANDER COUNTY COMMISSION IS:

Discussion and possible action to establish a list of events at the Battle Mountain Civic Center whose fees shall be waived because said event will provide a direct benefit to the community (ie: Chukkar Tournament, Crab Feed, etc.), cleaning deposit not to be waived, and all other matters properly related thereto.

Public Comment:

Background:

Recommended Action:

LANDER COUNTY COMMISSIONERS MEETING
11/22/2018

Agenda Item Number __3__

THE REQUESTED ACTION OF THE LANDER COUNTY COMMISSION IS:

Discussion and possible action to approve/disapprove the use of the Austin Rodeo Grounds for the 2019 MVPA Transcontinental Motor Convoy for overnight use September 8-9, 2019, and all other matters properly related thereto.

Public Comment:

Background: **Flyer attached.**

Recommended Action: **Approve/disapprove the use of the Austin Rodeo Grounds for 2019 MVPA Transcontinental Motor Convoy September 8-9, 2019.**



OUR MISSION

Established in 1976, the non-profit MVPA is dedicated to providing an international organization for military vehicle enthusiasts, historians, preservationists and collectors interested in the acquisition, restoration, preservation, safe operation and public education of historic military transport.

GET CONNECTED

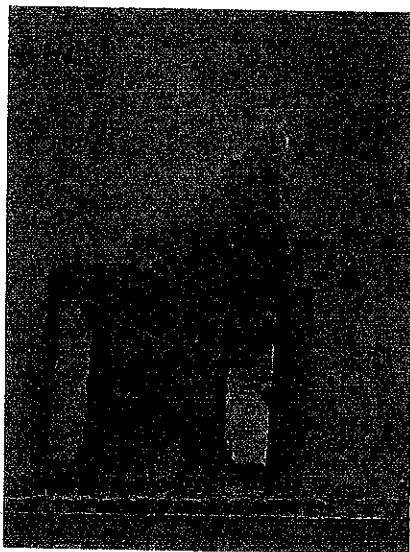
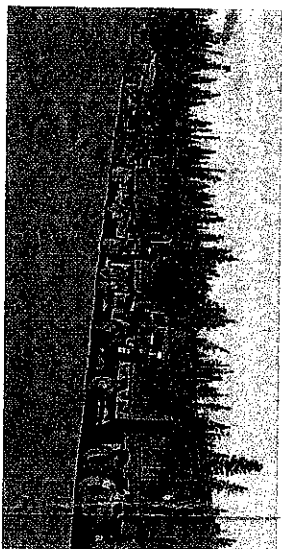
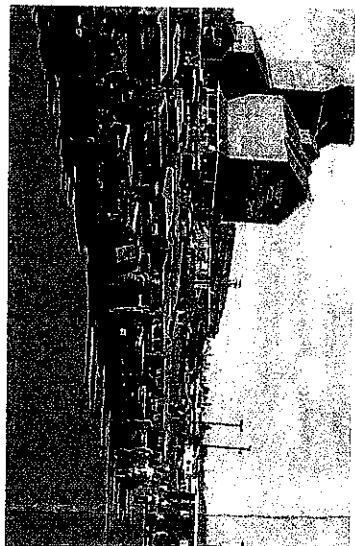
With 7,000 members worldwide, including nearly 100 Affiliate Groups from around the world, the MVPA connects you to a network of fellow enthusiasts eager to assist you with vehicles, parts, and information. Vital reference materials—including hundreds of books and manuals, and thousands of original vehicle blueprints—are available through the MVPA Supply Room and Historical Archives.

The MVPA is a registered U.S.A. non-profit 501(C)(3). Donations can be made to: "MVPA Historical Archives, Convoy Donation" MVPA, PO Box 520378, Independence, MO 64055.

www.mvpa.org

Email us at: hq@mvpa.org

Call us at 800.365.5798 or 816.833.6872



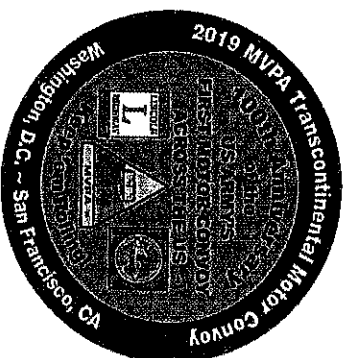
Sept 8-9th, 2019
John Gillick 775 848-0966
jgillick@gmail.com



The MILITARY VEHICLE PRESERVATION ASSOCIATION

presents the

2019 MVPA TRANSCONTINENTAL MOTOR CONVOY

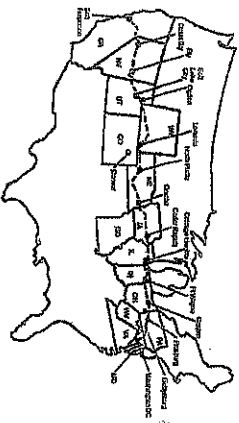


Honoring the CENTENNIAL
anniversary of the first
US ARMY Transcontinental
Motor Convoy
across the United States,
along the
LINCOLN HIGHWAY.

10 August - 14 September, 2019

In 1919 the US ARMY decided to plan and execute a motor convoy of various military vehicles across the country on the newly-formed Lincoln Highway. In general, the route began at the Ellipse, in Washington, DC and ended at Lincoln Park, in San Francisco, CA – some 3,250 miles and 62 days later. Two objectives, among several were to 1) evaluate the cross-country performance of various military vehicles and 2) thank the American people for their support of the US initiative during WWI. This would become the first motor transport convoy – ever – to cross the US.

2019 will mark the 100th anniversary of this pivotal convoy and the 210th anniversary of the birth of its namesake – Abraham Lincoln. His name – LINCOLN – inspires millions of people today as he did during his life.



The Military Vehicle Preservation

Association is underway with detail planning to conduct a **100th Anniversary Convoy** with as many as 70 Historic Military Vehicles that will retrace the original 1919 US Army Transcontinental Motor Convoy route – along the famed Lincoln Highway. The 2019 MVP A Transcontinental Motor Convoy will depart on **Saturday, 10 August, 2019** from the York, PA Exposition Center, the site of the 2019 MVP A Annual Convention and conduct our official Convoy launch at the “Zero-Mile Marker”, at the north end of the Ellipse in Washington, DC on **Sunday, 11 August, 2019**. Some 36 days and over 3,200 miles later, the Convoy will arrive on **Saturday, 14 September, 2019** at Lincoln Park, in San Francisco, CA – just as the US Army Convoy did in 1919.

The key dates for this Cross-Country Convoy are as follows:

- The Convoy will depart on **Saturday, 10 August, 2019** from the York (PA) Exposition Center – the site of the 2019 MVP A annual Convention.
- The Convoy and conduct the official launch at the “Zero-Mile Marker”, at the north end of the Ellipse in Washington, DC on **Sunday, 11 August, 2019**.
- The Convoy will arrive on **Saturday, 14 September, 2019** at Lincoln Park, in San Francisco, CA – 36 days and over 3,200 miles later.

Key Points of “TMC’19” include:

- This is a Convoy of **privately owned** Historic Military Vehicles – of all eras, from WWI through to recently-retired military vehicles.
- This Convoy of an estimated 50 – 70 Historic Military Vehicles typically travels around 30 mph for about 120 – 150 miles per day ... primarily along The Lincoln Highway – some of the most picturesque roads in our Nation!
- Daily stopping points are planned at locations used by the 1919 US Army Convoy.
- Stopping points become static shows to present the Historic Military Vehicles to the Public – educating them on the importance of these vehicles during their time in National service.
- The Convoy members take every opportunity to reach out to our Veterans and current Armed Services personnel and say “thank-you for your service”!
- This Convoy will be the 5th Cross-Country Historic Military Vehicle Convoy executed by the MVP A since 2009!
- MVP A Convoys have been dubbed “... the longest 4th of July parade in the country!”

LANDER COUNTY COMMISSIONERS MEETING
11/22/2018

Agenda Item Number __4__

THE REQUESTED ACTION OF THE LANDER COUNTY COMMISSION IS:

Discussion and possible action regarding a special use permit application for Rural Remedies dba Doc's Apothecary to operate a medical/recreational marijuana cultivation and production facility on APN 005-500-05, zoned industrial, located on Marshall Canyon Road in Austin, Nevada, and all other matters properly related thereto.

Public Comment:

Background: From town boundaries this parcel sits 0.37 miles as a straight shot, on the driven road it is 0.83 miles from town boundaries, and 1.06 miles from the nearest business or structure in town boundaries. This parcel is zoned industrial. All uses permitted in C-2 are also permitted in the industrial district. This parcel is bordered by A-3 lands owned by the Bureau of Land Management and Lander County. In that sits the Austin rodeo grounds and roping area. There are no residents in the area and it is accessible through a county rural road.

Recommended Action: Review and approve/disapprove the attached special use permit.

LANDER COUNTY COMMISSION

November 8, 2018

-
- 1.) *Discussion for possible action regarding approval/disapproval of the following Special Use Permit, and other matters properly related thereto:

Applicant: Joseph Jr. & Bartolo Ramos/Rural Remedies DBA Doc's Apothecary
Location: NE4 Sec. 24 T19N R43E Marshall Canyon Road
(Formerly Joe's Fuel & Repair)
APN: 005-500-05
Type: Special Use Permit to operate a Medical/Recreational Marijuana Cultivation and Production facility on parcel zoned (M) Industrial.

Staff Notes:

This file was sent to: County Executive Director, Building Official, assessor & District Attorney.

The applicants will be placing up to a 15,600 square foot building on the parcel. 2,100 sq/ft of this area will be used for manufacturing and 13,500 sq/ft will be used for cultivation. This facility will be in operation 7 days per week between the hours of 8 a.m. and 4 p.m. In the startup there will only be two employees, being the owner themselves, with the possibility of up to 4 employees in the future. Cultivated and extracted marijuana products will be packaged in food grade storage containers and locked in a safe. There will be no hazardous, toxic or flammable substances stored on the property and it will not produce non-domestic sewage. All deliveries are scheduled through and with the Sheriff's Office in compliance with all laws. The applicants have filed with the county and the state an extensive security plan that includes Construction design, security surveillance, armed 24 hour security presence, employee entrance protocols, key card LTS lock systems and panic alarm buttons tied directly to the local Sheriff's office. They have also included a battery backup system for the electronic security system.

From town boundaries this parcel sits 0.37 miles as a strait shot, on the driven road it is 0.83 miles from town boundaries, and 1.06 miles from the nearest business. This parcel is zoned Industrial, all used permitted in C-2 are also permitted in the Industrial district. This parcel is bordered by A-3 lands owned by the Bureau of Land Management and Lander County, in which sits the Austin Rodeo Grounds and Roping area. There are no residents in the area and it is accessible through a County Rural Road.

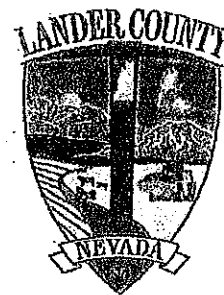
Notice was sent to property owners within 300 feet of the property on October 24th, and it was advertised in the Battle Mountain Bugle on October 24th, 2018.

LANDER COUNTY
ADMINISTRATION

2011 AUG 10 PM 2:46

Lander County

Community Development



SPECIAL USE PERMIT APPLICATION

APPLICANT/OWNER INFORMATION

Applicant(s): Joseph Ramos, Jr. & Bartolo Ramos

Address: 2350 Allen Rd. Battle Mountain, NV 89820

Mailing Address: 2350 Allen Rd. Battle Mountain, NV 89820

Phone Number: (303)434-1838

(775)455-6860

Legal Owner(s) of property:

BR
[REDACTED]

Joseph Ramos SR.

PROJECT INFORMATION

Property Location:

BR
[REDACTED]

NE4 24/19/43

Assessor's Parcel Number:

005 - 500 - 05

Current Zoning:

M - Industrial

Are there any deed restrictions affecting the use of the property? N/A

Describe in detail your proposal for the property: Marijuana Cultivation and Production

What commercial signs or advertisements will be necessary if the Special Use Permit is granted?

Attach drawings to scale of any proposed signs: N/A

Describe anticipated deliveries (Number per week, type of delivery vehicle, etc.)

No more than 1 per day

Estimate the number of visitors per day associated with the Special Use: Employees only

How will the proposed project affect adjoining property owners, (noise, dust, traffic, etc.)? _____

All adjoining property currently vacant _____

SIGNATURE(S)

I hereby certify that the information stated above and materials submitted along with this application form are true and correct to the best of my knowledge. It is my responsibility to inform Lander County of any changes to information represented in this submittal.



Applicant's Signature

08-02-18

Date

NOTE:

It is strongly recommended that all applicants or their representative physically attend (or be available by phone) the planning commission hearing as their application may be deferred or denied for lack of evidence.

REQUIRED AT TIME OF APPLICATION

The following must accompany this application:

- A copy of the Grant Bargain and Sale Deed or Owner's Affidavit attesting to ownership.
- Site Plan – drawn to scale with existing and proposed buildings, roads, easements as appropriate to this application.
- \$300.00 application fee (non-refundable)

REQUIRED FOR PLANNING COMMISSION AGENDA

Application is due by _____ in order to be heard at the _____ 6:00 p.m. Planning Commission meeting held in the Community Meeting Room, 50 State Route 305, Battle Mountain, NV.

County of Lander

Planning and Building Department

1-775-635-2860

Zoning Supplement Information

PLEASE ANSWER ALL QUESTIONS, INCOMPLETE INFORMATION COULD DELAY APPROVAL

Street Address 350 Allen Rd ^{BP} N/A Parcel in NE4 2419/43

Proposed Use Medical and Recreational Cultivation and Production

1. What was the previous use of the property? (If known) Industrial BP
 2. Name of the previous tenant: (If known) N/A
 3. Will there be any changes to the interior of the building? ☐ Yes ☒ No
 4. Will there be any changes to the exterior of the building? ☐ Yes ☒ No
 5. Will there be any changes to the parking lot? ☐ Yes ☒ No
 6. Will there be any changes to the landscaping? ☐ Yes ☒ No
- If yes to any of the above questions, a permit will be required.
7. What will be the days and hours of operation:
Days: 7 days per week Hours per Week: 8am-4pm
 8. How many employees will be at the site? 0 - year one; possibly up to 4 in the future
 9. How many off-street parking spaces will be provided? 6-10
 10. What is the maximum number of people at your business at any one time? 4
 11. What is the gross interior floor area? 15,600 square feet
Of that space, how many interior square feet will be dedicated for the following uses:

| | | | | | |
|---------------|--------------|-------------|---------|---------------------------|-------------|
| Retail Sales | <u>N/A</u> | Square Feet | Storage | <u>N/A</u> | Square Feet |
| Office | <u>N/A</u> | Square Feet | Other | <u>Cultivation 13,500</u> | Square Feet |
| Manufacturing | <u>2,100</u> | Square Feet | | | |
 12. Will there be any outdoor activity or storage use? ☐ Yes ☒ No; If Yes, please describe: _____
 13. Will the storage require racking? ☐ Yes ☒ No; If Yes, a permit will be required.
 14. What will be the maximum height of storage (warehouse/storage uses): N/A
 15. What type of products will be stored and how will they be packaged (warehouse/storage uses)?
Cultivated and extracted marijuana products will be packaged in food grade storage containers and locked in a safe.
 16. What materials or equipment will be used and/or stored on the property?
Extraction Equipment
 17. Will hazardous, toxic or flammable substances be stored on the property? ☐ Yes ☒ No
If Yes, please describe the substances: _____
 18. Will the property produce non-domestic sewage? ☐ Yes ☒ No
If Yes, please describe sewage generated: _____
 19. Does the property have an outdoor enclosure for solid waste and recycling containers? ☐ Yes ☒ No
If No, where will solid waste and recycling containers be stored? within the facility
 20. Will there be deliveries to and/or from your business? ☒ Yes ☐ No
If Yes, how many deliveries daily? Deliveries scheduled with the Sheriff's office - in compliance with all laws.
When and What days will deliveries occur? Days: 7 days per week Hours: 8am-4pm
- Note: All signs must comply with Title 17 of the Lander County Development Code.

The Information contained above is true and correct to the best of my knowledge.

Bartolo R...

Signature

08-02-18

Date

STAFF ONLY

Zoning District

Permitted Use

Conditional Use

Administrative Review

☐ Yes ☐ No

☐ Yes ☐ No

☐ Yes ☐ No

Approved

☐ Yes ☐ No

Planner's Signature

Date

Staff Comments: _____

Sections:**17.14.010 - Application.**

The planning commission shall hear special use permit and home occupation special use permit applications. Before a permit may be granted, evidence is required that the proposed use:

- A. Is necessary to the public health, safety, convenience and welfare;
- B. Is a use permitted in a land use district subject to the provisions of this section. A special use permit may not be issued for a use not conditionally permitted within a land use district; and
- C. Will not result in material damage or prejudice to other property in the vicinity;
- D. The following procedures and conditions apply:
 - 1. Notice to property owners within three hundred feet of the exterior boundaries of the proposed area as shown on the latest assessor's property maps shall be given for a special use permit by certified mail or hand carried by the building department, or by first class mail for a home occupation special use permit, at least ten days before the date of the public meeting at which the application will be considered. The special use permit application shall have a sign-off line for the county assessor. Before signing off on the application the assessor shall review the same to determine:
 - a. That the assessor's parcel number listed on the application is correct,
 - b. That the physical address listed on the application is correct,
 - c. That the property taxes for the parcel which is the subject of the application have been paid and are current, and
 - d. That the purported owner(s) of the parcel listed on the application correspond to the owner(s) of record in the records of the assessor,
 - 2. The planning commission shall set time limits for all special use permits. All permits issued shall be nontransferable.
 - 3. A site plan of the proposed area pertaining to the special use permit or home occupation special use permit shall accompany the permit application,
 - 4. An application fee in the amount of two hundred fifty dollars for a special use permit, or in the amount of fifty dollars for a home occupation special use permit, shall accompany the permit application,
 - 5. A permit application for a special use permit or a home occupation special use permit shall be accompanied by an affidavit of the owner of property involved that the statement, answers and information submitted with the application in all respects are true and correct to the best of the owner's belief and knowledge.
- E. Any protest against the issuance of the permit shall be considered whether or not the person is entitled to notice of the proposal, but no protest or combination of protests is binding upon the planning commission;
- F. The planning commission shall issue or deny the permit and so notify the applicant within forty-five days after the application is filed;
- G. The planning commission may impose certain appropriate conditions under which proposed use may be allowed, which will prevent material damage to adjacent properties and provide suitable safeguards to the public health, safety and general welfare. Such conditions may include without limitations time limitations, architectural considerations, access provisions, off-street parking, greenbelt planting and any pertinent controls. The planning commission may adopt standard conditions to apply to all permits;

- H. A copy of final action shall be furnished to the building official and to the board of county commissioners;
- I. All such conditions to the granting of special use permit shall be in writing and copies made a part of the records of Lander County.

(Ord. 2003-01 § 1, 2003; Ord. 2001-09 § 1, 2001; Ord. 2001-05 § 1, 2001; Ord. 94-4 § 12.04.010 (part), 1994)

17.14.020 - Public hearing and notices.

The planning commission shall hold a public hearing in accordance with the following procedure:

- A. Hearing. Such hearings shall be held by the planning commission within thirty-five days following the initiation of such proceedings. Notice of time and place of hearing shall be published in a newspaper not less than ten days prior to the date of such hearing. Such notice shall describe the conditions of the special use permit, the lot, parcel, or properties and other pertinent information.
- B. Notice. The planning commission shall mail to the applicant and to all real property owners within three hundred feet of the exterior boundaries of the proposed area as shown on the latest assessor's property maps, written notice of the time, place and date of such hearings and the general location of the property of the addressee with reference to the conditions of the permit, not less than ten days prior to the public hearing date.

(Ord. 94-4 § 12.04.010 (part), 1994)

Chapter 17.64

INDUSTRIAL DISTRICT--M

Sections:

- 17.64.010 Purpose.**
- 17.64.020 Permitted uses.**
- 17.64.030 Uses requiring special use permits.**
- 17.64.040 Conditions required for uses.**
- 17.64.050 Prohibited uses.**
- 17.64.060 Parking.**
- 17.64.070 Area and width requirements.**
- 17.64.080 Setback requirements.**

17.64.010 Purpose.

Generally, this district covers certain portions of the community designated for development of manufacturing and light industrial plants. Due to high amounts of business activity, especially truck and automobile traffic, it is necessary to restrict residential development in this district in order to insure public safety and convenience and not interfere with permitted activities within the district.

(Ord. 94-4 § 12.05.15 (part), 1994)

17.64.020 Permitted uses.

Uses permitted in the M district on lot or parcel having the required area and required width, except as provided in Section 17.64.050:

- A. All uses permitted in C-2 general commercial district, except residential uses. Bona fide watchman's quarters are permitted subject to a special use permit;
- B. Administrative, executive, professional, research and similar office uses, having limited contact with the general public;
- C. Manufacturing, processing, assembly, fabricating or storage of products or materials;
- D. Contractor's yards, lumber yards, plumbing materials, supply yards;
- E. Accessory uses customarily incident to the above;
- F. Other uses which are in the opinion of the planning commission similar to the above.

(Ord. 94-4 § 12.05.15 (part), 1994)

17.64.030 Uses requiring special use permits.

Uses under which a special use permit is required in the M district are as follows:

- A. Hazardous materials or waste;

- B. Noise or dust pollution;
- C. Toxic or obnoxious fumes;
- D. Examples include but are not limited to the following: storage, processing, loading or unloading of bulk petroleum-based fuels or lubricants, meat packing plants, batch plants, junk yards and/or wrecking yards, refuse dumps or disposal services, animal hospitals, or uses for the storage of any material classified as hazardous by this or any other section of this code;
- E. Any use involving the handling, producing, processing or storage of hazardous materials which are defined as: materials including solids, liquids, vaporous and gaseous substances which have been found by official agencies and departments of the United States and/or the state of Nevada including but not limited to environmental protection agencies, nuclear regulatory agencies or departments, to be hazardous, dangerous or injurious to living things or to the environment;
- F. Any other use which may be detrimental to health, welfare or safety of Lander County residents.
(Ord. 94-4 § 12.05.15 (part), 1994)

17.64.040 Conditions required for uses.

Conditions under which the uses in Section 17.64.030 may be established:

- A. Any outside storage shall be suitably screened from surrounding areas by walls, planting or other barriers to the approval of the planning commission.
- B. Provisions for landscaping shall be included in the development plan. These shall include, but not be limited to, screen planting, lawn areas, trees, shrubs, fences and walls. It shall be the responsibility of the owner or developer to carry out this program and to provide such maintenance and care as is required to obtain the effect intended by the original plan.
- C. There shall be no advertising signs other than one facing each public street announcing the name and/or insignia of the company or companies on the site. Such sign shall not exceed one hundred square feet in area, and shall not extend above the roof or coping of any building. Signs shall not be illuminated by exposed tubes, bulbs or similar exposed lighted surfaces. Necessary direction signs shall be permitted. Exterior spotlighting or other illumination shall be so installed as to eliminate any nuisance to adjoining residential districts or to traffic on the public highways, no unshaded light sources shall be permitted. Necessary safety lighting of roads and buildings and lighting required by governmental regulations shall be required.
- D. Uniform Building Code manufactured housing may be utilized for temporary office space in conjunction with operating a permitted use.
(Ord. 94-4 § 12.05.15 (part), 1994)

17.64.050 Prohibited uses.

Uses specifically prohibited in the M district are as follows:

- A. Any residential use (except caretaker's quarters), hotels, motels, trailer courts or other similar uses;
- B. Theaters, commercial recreational or nonconforming uses except those incidental to a permitted use;
- C. Churches, schools, institutions, and other similar public and semi-public uses.

(Ord. 94-4 § 12.05.15 (part), 1994)

17.64.060 Parking.

Appropriately surfaced facilities, sized in consideration of number of employees at major shifts, customer requirements, special equipment and vehicle requirements, reserved for expansion and access and maneuvering space.

(Ord. 94-4 § 12.05.15 (part), 1994)

17.64.070 Area and width requirements.

Required area and width for the M district are as follows: ten thousand square feet minimum area; eighty feet minimum width. For permitted uses utilizing an individual sewage disposal system, the required area for any such area shall be approved by the State Health Department.

(Ord. 94-4 § 12.05.15 (part), 1994)

17.64.080 Setback requirements.

Setback regulations for the M district are as follows:

- A. Front. Structures shall be located a distance from the front property line equal to fifty percent of the height of the tallest structure, but not less than thirty feet, with ten feet adjacent to streets landscaped with trees, bushes, shrubs and grass as specified in the special use permit.
- B. Side. The minimum side yard for main structures is fifteen feet or a width equal to the height of the structure, whichever is greater.
- C. Rear. The minimum rear yard for each main structure shall be twenty feet unless bounded by a dedicated alley. In the case of a dedicated alley, there shall be no rear yard requirements.

(Ord. 94-4 § 12.05.15 (part), 1994)





LANDER COUNTY COMMISSIONERS MEETING
11/22/2018

Agenda Item Number __5__

THE REQUESTED ACTION OF THE LANDER COUNTY COMMISSION IS:

Discussion and possible action to approve/disapprove the ordinance 2018-06 amending Section 17.08.020(B) of the Lander County Code to include an effective date for the application to existing uses regarding the provision of parking spaces, and all other matters properly related thereto.

Public Comment:

Background:

Recommended Action:

SUMMARY: AN ORDINANCE AMENDING SECTION 17.08.020(B) OF THE LANDER COUNTY CODE TO INCLUDE AN EFFECTIVE DATE FOR THE APPLICATION TO EXISTING USES REGARDING THE PROVISION OF PARKING SPACES.

TITLE: AN ORDINANCE AMENDING SECTION 17.08.020(B) OF THE LANDER COUNTY CODE TO INCLUDE AN EFFECTIVE DATE FOR THE APPLICATION TO EXISTING USES REGARDING THE PROVISION OF PARKING SPACES; AND OTHER MATTERS PROPERLY RELATING THERETO.

THE BOARD OF COUNTY COMMISSIONERS OF THE
COUNTY OF LANDER, NEVADA DO ORDAIN:

Section 1. The Lander County Code Section 17.08.020(B) is hereby amended in the following manner:

B. Application to Existing Uses. The provision of parking spaces shall not be required for legally existing uses as of the ~~date of this chapter~~ effective date of the amendment to Lander County Code Section 17.08.020(B)(1), but shall be required for any extension of such use by the addition of new primary floor area or other special spatial expansion of building or use generating new parking demand.

1. This amendment to Lander County Code Section 17.08.020(B) shall be effective on _____, 2019.

Section 2. This ordinance shall be effective on _____, 2019.

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Compliance with NRS 244.119. Pursuant to the requirements of NRS 244.119, the Lander County Clerk is hereby directed to file three (3) copies in the office of the county clerk and two (2) copies of this ordinance with the Librarian of the Supreme Court Law Library.

PROPOSED on the _____ day of _____, 2018.

PROPOSED by Board Member _____

PASSED on the _____ day of _____, 2019.

AYES: Commissioners _____

NAYS: Commissioners _____

ABSENT: Commissioners _____

By: _____
_____, Chairperson

ATTEST:

By: _____
Sadie Sullivan, County Clerk and Ex-Officio
Clerk of the Board of Commissioners of Lander
County, Nevada

APPROVED AS TO FORM AND LEGALITY:

By: _____
Theodore C. Herrera
District Attorney

EXPLANATION – Matter in blue ***bolded italics*** is new; matter in red strikethrough ~~omitted material~~ is material to be omitted.

LANDER COUNTY COMMISSIONERS MEETING
11/22/2018

Agenda Item Number __6__

THE REQUESTED ACTION OF THE LANDER COUNTY COMMISSION IS:

Update presented by JUB Engineering, Inc. regarding the Austin Airport Master Plan, and all other matters properly related thereto.

Public Comment:

Background: **Please see bound volumes provided.**

Recommended Action: **This is a non-action item.**



Agenda Request Form
COMMISSION MEETING DATE _____

NAME STEVE MARSHALL REPRESENTING JUB, INC.

ADDRESS 2875 DECKER LAKE DR STE. 575 SLC, UT 84119

CELL PHONE(H) 7204390997 (W) 801 886 9052 (FAX) _____

WHICH NUMBER SHOULD WE CALL DURING NORMAL BUSINESS HOURS? 720439 0999

WHO WILL BE ATTENDING THE MEETING? STEVE

JOB TITLE AIRPORT PLANNING PROJECTS MANAGER

SPECIFIC REQUEST TO BE PLACED ON THE AGENDA: RECEIVE BRIEFING FOR
AIRPORT MASTER PLAN UPDATE

BACKGROUND INFORMATION: NONE

WHAT ACTION WOULD YOU LIKE THE BOARD TO TAKE TO RESOLVE THIS ISSUE? NONE

ARE THERE ANY COSTS ASSOCIATED WITH YOUR REQUEST? YES ___ NO X

AMOUNT: _____

HAS THIS ISSUE BEEN DISCUSSED AT A PRIOR COMMISSION MEETING? YES X NO ___

WHEN? _____

HAS THIS ISSUE BEEN REVIEWED BY AFFECTED DEPT HEADS? KEITH? YES X NO ___

ALL BACKUP MATERIAL MUST BE PROVIDED WITH AGENDA REQUEST- NOT AT THE MEETING

IS ALL THE BACKUP MATERIAL ATTACHED TO THIS AGENDA REQUEST? YES ___ NO X

11/16/2018 -

IF THE ITEM IS A CONTRACT AND/OR AGREEMENT, OR REQUIRES LEGAL REVIEW, IT MUST BE REVIEWED BY THE DISTRICT ATTORNEY'S OFFICE PRIOR TO AGENDA SETTING OR IT WILL NOT GO ON THE AGENDA.

HAS THE DISTRICT ATTORNEY'S OFFICE PROVIDED REQUIRED REVIEW? YES ___ NO X

THE COMMISSION RESERVES THE RIGHT TO REJECT OR RECOMMEND TABLING ALL AGENDA REQUESTS FOR INSUFFICIENT INFORMATION.

ALL INFORMATION STATED IS CORRECT AND TRUE TO MY KNOWLEDGE.

SIGNATURE: [Signature]

DATE: 5 NOVEMBER 2018

SAFETY COMMITTEE MEETS THE 2ND & 4TH THURSDAY OF EACH MONTH

LANDER COUNTY COMMISSIONERS MEETING
11/22/2018

Agenda Item Number __7__

THE REQUESTED ACTION OF THE LANDER COUNTY COMMISSION IS:

Discussion and possible action regarding request of the District Attorney to declare a critical labor shortage pursuant to NRS 286.523 for the position of Chief Deputy District Attorney, and all other matters properly related thereto.

Public Comment:

Background: **Attached**

Recommended Action:

AGENDA REQUEST FORM

MEETING DATE: November 29, 2018

NAME: Theodore C. Herrera

ADDRESS: 50 State Route 305, Battle Mountain, NV 89820

PHONE (H): _____ WORK: 775-635-5195 FAX: _____

WHICH NUMBER SHOULD WE CALL DURING NORMAL BUSINESS HOURS: Work

WHO WILL BE ATTENDING THE MEETING: Theodore C. Herrera

JOB TITLE: District Attorney

SPECIFIC REQUEST TO BE PLACED ON THE AGENDA: Discussion and Possible Action on request of the District Attorney to declare a critical labor shortage pursuant to NRS 286.523 for the position of Chief Deputy District Attorney.

WHAT ACTION WOULD YOU LIKE THE BOARD TO TAKE TO RESOLVE THIS ISSUE?

Declare a critical labor shortage exists.

ARE THERE ANY COSTS ASSOCIATED WITH YOUR REQUEST? YES _____ NO XX

AMOUNT: _____

HAS THIS ISSUE BEEN DISCUSSED AT A PRIOR COMMISSION MEETING? YES _____ NO XX

WHEN? _____

WILL YOU BE PRESENTING WRITTEN INFORMATION AT THE MEETING? YES XX NO _____

HAVE YOU DISCUSSED THIS ISSUE WITH THE AFFECTED DEPT HEAD? YES _____ NO _____

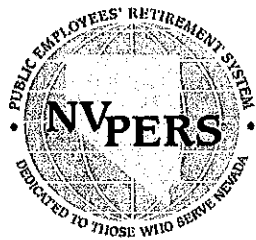
FOR REVIEW BY:

| | | |
|---------------------|----------------------|-------------------------|
| CLERK _____ | SHERIFF _____ | JUSTICE COURT _____ |
| ASSESSOR _____ | WELFARE _____ | DISTRICT ATTORNEY _____ |
| BUILDING _____ | PLANNING DEPT. _____ | TREASURER _____ |
| AIRPORT _____ | FINANCE DEPT. _____ | SWIM. POOL _____ |
| ROAD & BRIDGE _____ | RECORDER _____ | HOSPITAL _____ |
| EXEC DIRECTOR _____ | WATER & SEWER _____ | CIVIC CENTER _____ |
| FAIR & REC. _____ | GOLF COURSE _____ | COMMISSIONERS _____ |

THE EXECUTIVE DIRECTOR RESERVES THE RIGHT TO REJECT OR RECOMMEND TABLING ALL AGENDA REQUESTS FOR INSUFFICIENT INFORMATION.

ALL INFORMATION STATED IS CORRECT AND TRUE TO MY KNOWLEDGE.

SIGNATURE: Theodore C. Herrera



Public Employees Retirement System of Nevada
693 W. Nye Lane, Carson City, NV 89703 (775) 687-4200 Fax (775) 687-5131
5740 S. Eastern Ave. Suite 120, Las Vegas, NV 89119 (702) 486-3900 Fax (702) 678-6934
Toll Free 1-866-473-7768 Website: www.nvpers.org Email: nvpers@nvpers.org

Critical Need Position Designation Form

Reemployment of a retired public employee pursuant to NRS 286.523 is limited to positions of extreme need. An employer who desires to employ a retired public employee to fill a position for which there is a critical labor shortage must make the determination of reemployment based upon appropriate and necessary delivery of services to the public. The critical need designation must be made by the designating authority of the agency in an open meeting. The designated authority shall not designate a position for more than 2 years. To be redesignated, the designating authority must consider and make new findings in an open public meeting as to whether the position continues to meet the criteria established by law. PERS will compile the forms received from each designating authority and provide a biennial report to the Interim Retirement and Benefits Committee (IRBC) of the Legislature.

Agency Contact: Elizabeth Barela (Human Resources) Agency Phone: (775) 635-5195

Agency Name: Lander County Board of County Commissioners

Critical Need Position Title: Chief Deputy District Attorney

Effective Date of Critical Need Designation: 1/7/2019

In an open meeting the designating authority shall make findings based upon the below criteria that supports the designation using this form provided by PERS. Before making a designation, the designating authority shall consider all efforts made by the public employer to fill the position through other means. The written findings to be made by the designating authority must include:

History of the rate of turnover for the position: New position effective January 5, 2015

incumbent has held position since its inception.

Number of openings for the position and the number of qualified candidates for those openings after all other efforts of recruitment have been exhausted: One opening. no applications were received by

closing date. The incumbent is the only qualified candidate to express interest.

Length of time the position has been vacant: Incumbent still in the position. See above

Difficulty in filling the position due to special circumstances, including special education or experience required for the position: Requires Juris Doctor Degree, State Bar membership, Nevada, US Supreme Court & 9th

Circuit Court admissions, NV S.Ct. Rule 250 qual, Lander County resident & 10 yrs experience.

History and success of the efforts to recruit for the position, including advertising, out-of-state recruitment and all other efforts made (include copies of advertising or electronic recruitment notices, specifying targeted geographic areas): Position is in the 11th Judicial District. Only one Lander County resident qualifies. Position

was posted in Lander County and advertised in several newspapers and with the State Bar. See

attached notices. No applications were received for this position.

HY FORGERON

Chief Deputy
District Attorney



ELIZABETH BARELA

Office Manager

THEODORE C. HERRERA
LANDER COUNTY DISTRICT ATTORNEY

315 S. Humboldt Street PO Box 187 Battle Mountain, Nevada 89820
(775) 635-5195 Facsimile (775) 635-8209

October 19, 2018

Washoe County Bar Association
PO Box 1548
Reno, Nevada 89505

VIA FAX (775) 324-6116

RE: Chief Deputy District Attorney Position

To whom it may concern:

Please bill our office for the following employment advertisement:

Position available January 2, 2019 in Battle Mountain, Nevada. Minimum requirements include admission to practice in Nevada, Ninth Circuit C/A, Tribal Court, US Tax Court and US Supreme Court; Nevada Supreme Court Rule 250 (death penalty qualified); 10 years experience as a criminal prosecutor; 10 years experiences supervising a law office (government or private) with at least 2 attorneys; 10 felony jury trials including at least 2 homicide cases tried to successful completion; graduate of NDAA Career Prosecutors Course; (completion of NDAA Executive Prosecutor's Course a plus); ability to clearly and concisely state applicable legal issues and arguments in written motions and brief. Must reside in Lander County or be willing to relocate within 30 days of appointment. Salary DOE. Please send a resume with sample writings to the Lander County District Attorney, P.O. Box 187, Battle Mountain, NV 89820, or by email to ebarela@landercountynv.org.

Please contact our office at (775) 635-5195 with the different quotes and we will determine which format and how many times we would like it to run.

Sincerely,

A handwritten signature in blue ink, appearing to read "Elizabeth Barela".

Elizabeth Barela
Office Manager

HY FORGERON

Chief Deputy
District Attorney



ELIZABETH BARELA

Office Manager

THEODORE C. HERRERA
LANDER COUNTY DISTRICT ATTORNEY

315 S. Humboldt Street PO Box 187 Battle Mountain, Nevada 89820
(775) 635-5195 Facsimile (775) 635-8209

October 19, 2018

Clark County Bar Association
PO Box 657
Las Vegas, Nevada 89125

VIA FAX (702) 387-7867

RE: Chief Deputy District Attorney Position

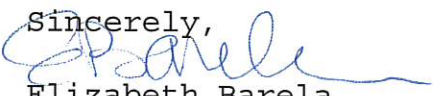
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Sincerely,


Elizabeth Barela
Office Manager

HY FORGERON

Chief Deputy
District Attorney



ELIZABETH BARELA

Office Manager

THEODORE C. HERRERA
LANDER COUNTY DISTRICT ATTORNEY

315 S. Humboldt Street PO Box 187 Battle Mountain, Nevada 89820
(775) 635-5195 Facsimile (775) 635-8209

October 19, 2018

Elko Daily Free Press
3720 Idaho Street
Elko, Nevada 89801

VIA FAX (775) 738-2215

RE: Chief Deputy District Attorney Position

To whom it may concern:

Please bill our office for the following employment advertisement:

Position available January 2, 2019 in Battle Mountain, Nevada. Minimum requirements include admission to practice in Nevada, Ninth Circuit C/A, Tribal Court, US Tax Court and US Supreme Court; Nevada Supreme Court Rule 250(death penalty qualified; 10 years experience as a criminal prosecutor; 10 years experiences supervising a law office (government or private) with at least 2 attorneys; 10 felony jury trials including at least 2 homicide cases tried to successful completion; graduate of NDAA Career Prosecutors Course; (completion of NDAA Executive Prosecutor's Course a plus); ability to clearly and concisely state applicable legal issues and arguments in written motions and brief. Must reside in Lander County or be willing to relocate within 30 days of appointment. Salry DOE. Please send a resume with sample writings to the Lander County District Attorney, P.O. Box 187, Battle Mountain, NV 89820, or by email to ebarela@landercountynv.org.

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Sincerely,

A handwritten signature in blue ink that reads "Elizabeth Barela".
Elizabeth Barela
Office Manager

HY FORGERON

Chief Deputy
District Attorney



ELIZABETH BARELA

Office Manager

THEODORE C. HERRERA
LANDER COUNTY DISTRICT ATTORNEY

315 S. Humboldt Street PO Box 187 Battle Mountain, Nevada 89820
(775) 635-5195 Facsimile (775) 635-8209

October 19, 2018

Attn: Jenny, Publications Dept.
State Bar of Nevada
600 E. Charleston Blvd.
Las Vegas, Nevada 89104

VIA FAX (702) 385-2878

RE: Chief Deputy District Attorney Position

To whom it may concern:

Please bill our office for the following employment advertisement:

Position available January 2, 2019 in Battle Mountain, Nevada. Minimum requirements include admission to practice in Nevada, Ninth Circuit C/A, Tribal Court, US Tax Court and US Supreme Court; Nevada Supreme Court Rule 250 (death penalty qualified; 10 years experience as a criminal prosecutor; 10 years experiences supervising a law office (government or private) with at least 2 attorneys; 10 felony jury trials including at least 2 homicide cases tried to successful completion; graduate of NDAA Career Prosecutors Course; (completion of NDAA Executive Prosecutor's Course a plus); ability to clearly and concisely state applicable legal issues and arguments in written motions and brief. Must reside in Lander County or be willing to relocate within 30 days of appointment. Salary DOE. Please send a resume with sample writings to the Lander County District Attorney, P.O. Box 187, Battle Mountain, NV 89820, or by email to ebarela@landercountynv.org.

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Elizabeth Barela
Office Manager

HY FORGERON

Chief Deputy
District Attorney



ELIZABETH BARELA

Office Manager

THEODORE C. HERRERA
LANDER COUNTY DISTRICT ATTORNEY

50 State Route 305 PO Box 187 Battle Mountain, Nevada 89820
(775) 635-5195 Facsimile (775) 635-8209

October 19, 2018

State Bar of Nevada
9456 Double R Blvd.
Reno, Nevada 89521

VIA FAX (775) 329-0522

RE: Chief Deputy District Attorney Position


To whom it may concern:

Please bill our office for the following employment advertisement:

Position available January 2, 2019 in Battle Mountain, Nevada. Minimum requirements include admission to practice in Nevada, Ninth Circuit C/A, Tribal Court, US Tax Court and US Supreme Court; Nevada Supreme Court Rule 250 (death penalty qualified; 10 years experience as a criminal prosecutor; 10 years experiences supervising a law office (government or private) with at least 2 attorneys; 10 felony jury trials including at least 2 homicide cases tried to successful completion; graduate of NDAA Career Prosecutors Course; (completion of NDAA Executive Prosecutor's Course a plus); ability to clearly and concisely state applicable legal issues and arguments in written motions and brief. Must reside in Lander County or be willing to relocate within 30 days of appointment. Salary DOE. Please send a resume with sample writings to the Lander County District Attorney, P.O. Box 187, Battle Mountain, NV 89820, or by email to ebarela@landercountynv.org.

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Sincerely,


Elizabeth Barela
Office Manager

HY FORGERON

Chief Deputy
District Attorney



ELIZABETH BARELA

Office Manager

THEODORE C. HERRERA
LANDER COUNTY DISTRICT ATTORNEY

315 S. Humboldt Street PO Box 187 Battle Mountain, Nevada 89820
(775) 635-5195 Facsimile (775) 635-8209

October 19, 2018

The Humboldt Sun
1022 South Grass Valley Road
Winnemucca, Nevada 89445

VIA FAX (775) 623-5243

RE: Chief Deputy District Attorney Position

To whom it may concern:

Please bill our office for the following employment advertisement:

Position available January 2, 2019 in Battle Mountain, Nevada. Minimum requirements include admission to practice in Nevada, Ninth Circuit C/A, Tribal Court, US Tax Court and US Supreme Court; Nevada Supreme Court Rule 250(death penalty qualified; 10 years experience as a criminal prosecutor; 10 years experiences supervising a law office (government or private) with at last 2 attorneys; 10 felony jury trials including at least 2 homicide cases tried to successful completion; graduate of NDAA Career Prosecutors Course; (completion of NDAA Executive Prosecutor's Course a plus); ability to clearly and concisely state applicable legal issues and arguments in written motions and brief. Must reside in Lander County or be willing to relocate within 30 days of appointment. Salry DOE. Please send a resume with sample writings to the Lander County District Attorney, P.O. Box 187, Battle Mountain, NV 89820, or by email to ebarela@landercountynv.org.

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District Attorney



ELIZABETH BARELA

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315 S. Humboldt Street PO Box 187 Battle Mountain, Nevada 89820
(775) 635-5195 Facsimile (775) 635-8209

October 19, 2018

Classified Ads
Reno Gazette Journal
Reno, Nevada

RE: Chief Deputy District Attorney Position

To whom it may concern:

Please bill our office for the following employment advertisement:

Position available January 2, 2019 in Battle Mountain, Nevada. Minimum requirements include admission to practice in Nevada, Ninth Circuit C/A, Tribal Court, US Tax Court and US Supreme Court; Nevada Supreme Court Rule 250 (death penalty qualified; 10 years experience as a criminal prosecutor; 10 years experiences supervising a law office (government or private) with at least 2 attorneys; 10 felony jury trials including at least 2 homicide cases tried to successful completion; graduate of NDAA Career Prosecutors Course; (completion of NDAA Executive Prosecutor's Course a plus); ability to clearly and concisely state applicable legal issues and arguments in written motions and brief. Must reside in Lander County or be willing to relocate within 30 days of appointment. Salary DOE. Please send a resume with sample writings to the Lander County District Attorney, P.O. Box 187, Battle Mountain, NV 89820, or by email to ebarela@landercountynv.org.

Please contact our office at (775) 635-5195 with the different quotes and we will determine which format and how many times we would like it to run.

Sincerely,

Elizabeth Barela
Office Manager

877-307-4792 (NVCAN).

WITH MEDICARE, SHOPPING AROUND IS KEY
Compare FREE Quotes from A-Rated Carriers to Save on a Medigap Plan Today! Get Covered and Save! Call 844-687-5589 (NVCAN).

291 Health & Nutrition
Lander County
A PLACE FOR MOM. The nation's largest senior living referral service. Contact our trusted, local experts today! Our service is FREE/no obligation. CALL 1-866-496-7175 (NVCAN).

DENTAL INSURANCE. Call Physicians Mutual Insurance Company for details. NOT just a discount plan. REAL coverage for 350 procedures. 877-621-9821 or http://www.dental50plus.com/nevada A#6 6118

SELECT QUOTE IS DEDICATED TO FINDING A MEDICARE plan right for you and your wallet. Call 877-616-8043 today and receive a free quote from one of our multiple carriers. (NVCAN).

STRUGGLING WITH DRUGS OR ALCOHOL? Addicted to PILLS? Talk to someone who cares. Call The Addiction Hope & Help Line for a free assessment. 877-337-4792 (NVCAN).

WITH MEDICARE, SHOPPING AROUND IS KEY. Compare FREE Quotes from A-Rated Carriers to Save on a Medigap Plan Today! Get Covered and Save! Call 844-687-5589 (NVCAN).

292 Health & Nutrition
Pershing County
A PLACE FOR MOM. The nation's largest senior living referral service. Contact our trusted, local experts today! Our service is FREE/no obligation. CALL 1-866-496-7175 (NVCAN).

321 Help Wanted

Lander County
Chief Deputy District Attorney Position
Position available January 2, 2019 in Battle Mountain, Nevada. Minimum requirements include admission to practice in Nevada, Ninth Circuit C/A Tribal Court, US Tax Court and US Supreme Court. Nevada Supreme Court Rule 250(death penalty qualified) 10 years experience as a criminal prosecutor, 10 years experience supervising a law office (government or private) with at least 2 attorneys, 10 felony jury trials including at least 2 homicide cases tried to successful completion; graduate of NDAA Career Prosecutor's Course; (completion of NDAA Executive Prosecutor's Course a plus); ability to clearly and concisely state applicable legal issues and arguments in written motions and brief. Must reside in Lander County or be willing to relocate within 30 days of appointment. Salary DOE. Please send a resume with sample writings to the Lander County District Attorney, P.O. Box 187, Battle Mountain, NV 89820, or by email to abarela@landercourtnv.org (Lander)

480 Public Notices
Humboldt County
AL-ANON FAMILY GROUPS meet on Tuesdays at Noon and Thursdays at 6:30pm at 506 W. Fourth St. Call 623-4972 or 623-5632 E m a i l m e d506w@gmail.com

AL-ANON More Wisdom and Nar-Anon meet on Monday 5:30 pm-6:30 pm. 1973 Whitworth Way For more information contact Jan 304-2616 or Jennifer 825-7642.

621-8320 (Humboldt)

Single Purpose Fellowship of A.A. meets Thursday, 8pm at 4380 Grass Valley Road, lower west side Winnemucca Christian Fellowship. 775-625-3442 (Humboldt)

Legal Notices
Humboldt County
Legal No. 27667
TS NO. 2016-00717-NV
APN 3638-29-178-002
Western Progressive - Nevada, Inc.
Northpark Town Center
1000 Albernathy Rd NE,
Bldg 400, Suite 200
Atlanta, GA 30328
TS No. 2016-00717-NV
The undersigned hereby affirms that there is no Social Security number contained in this document.
NOTICE OF TRUSTEE'S SALE
YOU ARE IN DEFAULT UNDER A DEED OF TRUST DATED 08/21/2006. UNLESS YOU TAKE ACTION TO PROTECT YOUR PROPERTY, IT MAY BE SOLD AT A PUBLIC SALE. IF YOU NEED AN EXPLANATION OF THE NATURE OF THE PROCEEDING AGAINST YOU, YOU SHOULD CONTACT A LAWYER.
Western Progressive - Nevada, Inc., as duly appointed trustee under and pursuant to the Deed of Trust recorded 08/28/2006, as instructed No. 2006-5751, in book page —, of Official Records in the office of the County Recorder of Humboldt County, Nevada, executed by Jeremy V. Kotter AND Jolena M. Kotter HUSBAND AND WIFE AS JOINT TENANTS WITH RIGHT OF SURVIVORSHIP WILL SELL AT PUBLIC AUCTION TO HIGHEST BIDDER FOR CASH, CASHIER'S CHECK DRAWN ON A STATE OR NATIONAL BANK, A CHECK OR FEDERAL

SPPC states that its filing seeks to add four new LED night guard light categories to the current Outdoor Lighting Service tariff. SPPC states that the complete fixtures for the current High Pressure Sodium (HPS) lamps in the OLS tariff were discontinued by NV Energy's suppliers in 2017. SPPC further states that spare parts, other than bulbs and photo cells, were also discontinued. As a result, SPPC states that it has moved away from stocking the HPS fixtures and has started stocking LED fixtures. SPPC provides that in the event a night guard currently on the OLS tariff needs to be replaced, SPPC will replace it with an LED fixture.

Interested and affected persons may file the following: 1) petitions for leave to intervene made pursuant to NAC 703.578 through 703.600; or 2) protests at either of the Commission's offices on or before WEDNESDAY, NOVEMBER 7, 2018. A person who wishes to participate as a commenter may file written comments pursuant to NAC 703.491. A commenter is not a party of record and shall not take any action that only a party of record may take. Pursuant to NAC 703.500, only parties of record are entitled to enter an appearance, introduce relevant evidence, examine and cross-examine witnesses, make arguments, make and argue motions and generally participate in the proceeding.

The Application is available for public viewing on the Commission's website: http://puc.nv.gov; and at the offices of the Commission: 1150 East William Street, Carson City, Nevada 89701 and 9075 W. Diablo Drive, Suite 250, Las Vegas, Nevada 89148.

A person must request in writing to be placed on the service list for this proceeding to receive any further notices in this matter.

By the Commission,
TRISHA OSBORNE,
Assistant Commission Secretary
Dated: Carson City, Nevada
October 11, 2018
(SEAL)
Published in the Humboldt Sun
October 31, 2018
(Humboldt)

SPPC states that its filing seeks to add four new LED night guard light categories to the current Outdoor Lighting Service tariff. SPPC states that the complete fixtures for the current High Pressure Sodium (HPS) lamps in the OLS tariff were discontinued by NV Energy's suppliers in 2017. SPPC further states that spare parts, other than bulbs and photo cells, were also discontinued. As a result, SPPC states that it has moved away from stocking the HPS fixtures and has started stocking LED fixtures. SPPC provides that in the event a night guard currently on the OLS tariff needs to be replaced, SPPC will replace it with an LED fixture.

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The Application is available for public viewing on the Commission's website: http://puc.nv.gov; and at the offices of the Commission: 1150 East William Street, Carson City, Nevada 89701 and 9075 W. Diablo Drive, Suite 250, Las Vegas, Nevada 89148.

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SPPC states that its filing seeks to add four new LED night guard light categories to the current Outdoor Lighting Service tariff. SPPC states that the complete fixtures for the current High Pressure Sodium (HPS) lamps in the OLS tariff were discontinued by NV Energy's suppliers in 2017. SPPC further states that spare parts, other than bulbs and photo cells, were also discontinued. As a result, SPPC states that it has moved away from stocking the HPS fixtures and has started stocking LED fixtures. SPPC provides that in the event a night guard currently on the OLS tariff needs to be replaced, SPPC will replace it with an LED fixture.

Interested and affected persons may file the following: 1) petitions for leave to intervene made pursuant to NAC 703.578 through 703.600; or 2) protests at either of the Commission's offices on or before WEDNESDAY, NOVEMBER 7, 2018. A person who wishes to participate as a commenter may file written comments pursuant to NAC 703.491. A commenter is not a party of record and shall not take any action that only a party of record may take. Pursuant to NAC 703.500, only parties of record are entitled to enter an appearance, introduce relevant evidence, examine and cross-examine witnesses, make arguments, make and argue motions and generally participate in the proceeding.

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A person must request in writing to be placed on the service list for this proceeding to receive any further notices in this matter.

By the Commission,
TRISHA OSBORNE,
Assistant Commission Secretary
Dated: Carson City, Nevada
October 11, 2018
(SEAL)
Published in the Humboldt Sun
October 31, 2018
(Humboldt)

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Lander County District Attorney

Chief Deputy District Attorney

Description

Position available January 2, 2019 in Battle Mountain, Nevada. Minimum requirements include admission to practice in Nevada, Ninth Circuit C/A, Tribal Court, US Tax Court and US Supreme Court; Nevada Supreme Court Rule 250(death penalty qualified; 10 years experience as a criminal prosecutor; 10 years experiences supervising a law office (government or private) with at last 2 attorneys; 10 felony jury trials including at least 2 homicide cases tried to successful completion; graduate of NDAA Career Prosecutors Course; (completion of NDAA Executive Prosecutor's Course a plus); ability to clearly and concisely state applicable legal issues and arguments in written motions and brief. Must reside in Lander County or be willing to relocate within 30 days of appointment. Salary DOE. Please send a resume with sample writings to the Lander County District Attorney, P.O. Box 187, Battle Mountain, NV 89820, or by email.

Job Information

Location:

Battle Mountain, Nevada,
89820 | Winnemucca,
Nevada, 89446

Job ID:

44684308

Posted:

November 1, 2018

Position Title:

Chief Deputy District
Attorney

Company Name:

Lander County District
Attorney

Job Function:

Attorney

Entry Level:

No

Job Type:

Full-Time

Jobs You May Like

Staff Attorney

Nevada Legal Services

Elko

Litigation Associate

Brownstein Hyatt Farber...

Las Vegas, NV, United States

Associate Attorney

Jimmerson Law Firm, P.C.

Las Vegas

Criminal Defense Attorney and
Immigration Law...

Las Vegas Defense Group

Las Vegas

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Clark County Bar Association

Serving Southern Nevada

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View The Marketplace Ads



NEVADA LAWYERS: Check for employment, items for sale, office space, and services opportunities to be listed on this page...

EMPLOYMENT

INSURANCE STAFF COUNSEL for non-standard insurance company seeking a Nevada licensed attorney with Nevada experience in **personal injury**. Attorney will defend cases in arbitration, prepare cases for trial and perform trial work. Salary dependent upon experience. Competent assistants work directly with the attorneys. Prior non-standard insurance preferred with ability to work independently on substantial caseload. Send resume' in confidence to purdyjoe1@gmail.com (<mailto:purdyjoe1@gmail.com>).

Chief Deputy District Attorney: Position available January 2, 2019 in Battle Mountain, Nevada. Minimum requirements include admission to practice in Nevada, Ninth Circuit C/A, Tribal Court, US Tax Court and us supreme Court; Nevada Supreme Court Rule 250 (death penalty qualified; 10 years experience as a criminal prosecutor; 10 years experiences supervising a law office (government or private) with at last 2 attorneys; 10 felony jury trials including at least 2 homicide cases tried to successful completion; graduate of NDAA Career Prosecutors Course; (completion of NDAA Executive Prosecutor's Course a plus); ability to clearly and concisely state applicable legal issues and arguments in written motions and brief. Must reside in Lander County or be willing to relocate within 30 days of appointment. Salary DOE. Please send a resume with sample writings to Lander County District Attorney, P.O. Box 187, Battle Mountain, NV 89820, or by email to ebarela@landercountynv.org (<mailto:ebarela@landercountynv.org>).

Las Vegas criminal defense law firm is looking for a part-time (possibility of full-time position) web content writer with a Nevada JD degree. Contact LV Criminal Defense, 400 S 7th St. #401, Las Vegas, NV 89101, 702-623-6362, www.lvcriminaldefense.com (<http://www.lvcriminaldefense.com>).

ITEMS FOR SALE

Books Available: Catalog of titles covers broad range of topics related to administrative, domestic relations, probate matters. For more information about Hilbrecht & Associates library, contact Lisa Bishop via nth@hilbrechtandassociates.com (<mailto:nth@hilbrechtandassociates.com>).

OFFICE SPACE

Office Available for Sublease in Summerlin: Spacious office and conference room available for sublease in Summerlin's Hills Center Business Park. Please call 702-395-8100 for more details.

SERVICES

Appellate litigator available to handle appeals, assist with briefing and research, or consult on strategy. Contact kevin@bensonlawnv.com (<mailto:kevin@bensonlawnv.com>), (775)884-0838.

JUDGMENT and DEBT COLLECTION: Nevada & California. Experienced Attorney Joel Selik NV Bar #402. Referral fees paid. 702-243-1930, Joel@SelikLaw.com (<mailto:Joel@SelikLaw.com>).

LEGAL MALPRACTICE-ETHICS-PROFESSIONAL RESPONSIBILITY: Nevada & California. Experienced Attorney Joel Selik NV Bar#402. Referral, Consultation, Co-Counsel. Referral fees paid. 702-243-1930, Joel@SelikLaw.com (<mailto:Joel@SelikLaw.com>).

Do you have a position to fill, items for sale, or office space to lease or rent? Place a classified ad on this page. Submit the text of your ad to CCBA for a quote. (<mailto:stephabbott@clarkcountybar.org?subject=Marketplace%20Ad%20Quote>).

View the rates, deadlines, and policies for Marketplace advertising (<http://www.clarkcountybar.org/marketplace/marketplace-advertising-rates-specs/>).

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Recent News

EJDC Orders Plan for Adjudication of Election-Related Actions

[\(/https://www.clarkcountybar.org/ejdc-orders-plan-for-adjudication-of-election-related-actions/\)](https://www.clarkcountybar.org/ejdc-orders-plan-for-adjudication-of-election-related-actions/)

October 31, 2018

On October 31, 2018, Eighth Judicial District Court (EJDC) Chief Judge Linda Marie Bell filed an order in the matter of election matters filed in

...

[Read More](https://www.clarkcountybar.org/ejdc-orders-plan-for-adjudication-of-election-related-actions/) (<https://www.clarkcountybar.org/ejdc-orders-plan-for-adjudication-of-election-related-actions/>)

COMMUNIQUÉ

October 2018

[\(/https://www.clarkcountybar.org/communique/october-2018/\)](https://www.clarkcountybar.org/communique/october-2018/)

September 27, 2018

Check out the "Pro Bono Matters" issue of COMMUNIQUÉ (October 2018), the official publication of the Clark County Bar Association online today. This issue features ...

[Read More](https://www.clarkcountybar.org/communique/october-2018/) (<https://www.clarkcountybar.org/communique/october-2018/>)

Follow Us on Twitter!



Steph Abbott
@clarkcountybar

COURT NEWS: EJDC Orders Plan for Adjudication of Election-Related Actions. Learn more about this headline at [clarkcountybar.org/ejdc-orders-pl...](https://www.clarkcountybar.org/ejdc-orders-pl...)

LANDER COUNTY COMMISSIONERS MEETING
11/22/2018

Agenda Item Number __8__

THE REQUESTED ACTION OF THE LANDER COUNTY COMMISSION IS:

Discussion and possible action regarding recommendations for the Lander County Volunteer Fire Departments given by the County Manager following an investigation of the Sheep Creek Fire, and all other matters properly related thereto.

Public Comment:

Background:

Recommended Action:

LANDER COUNTY COMMISSIONERS MEETING
11/22/2018

Agenda Item Number __9__

THE REQUESTED ACTION OF THE LANDER COUNTY COMMISSION IS:

Discussion and possible action requesting the Lander County Board of Commissioners to modify Lander County Code 8.45.030 and 8.46.030 to allow for a medical/recreational marijuana dispensary establishment in Lander County, and all other matters properly related thereto.

Public Comment:

Background: **Attached**

Recommended Action:

AGENDA REQUEST FORM

MEETING DATE: November 29, 2018

NAME: Joseph Ramos Jr., DBA Rural Remedies

ADDRESS: _____

PHONE (H): 303-434-1838 WORK: _____ FAX: _____

WHICH NUMBER SHOULD WE CALL DURING NORMAL BUSINESS HOURS: _____

WHO WILL BE ATTENDING THE MEETING: Joseph Ramos Jr.

JOB TITLE: dba Rural Remedies

SPECIFIC REQUEST TO BE PLACED ON THE AGENDA: Requesting the County Commisioners to modify Chapter 8.45.030 and Chapter 8.46.030 of the Lander County Code to allow a medical/recreational marijuana dispensary establishment within Lander County

WHAT ACTION WOULD YOU LIKE THE BOARD TO TAKE TO RESOLVE THIS ISSUE?

Request that the Lander County Commissioners to allow a medical/recreational marijuana dispensary establishment within Lander County.

ARE THERE ANY COSTS ASSOCIATED WITH YOUR REQUEST? YES _____ NO XX

AMOUNT: _____

HAS THIS ISSUE BEEN DISCUSSED AT A PRIOR COMMISSION MEETING? YES XX NO _____

WHEN? _____

WILL YOU BE PRESENTING WRITTEN INFORMATION AT THE MEETING? YES visual presentation NO _____

HAVE YOU DISCUSSED THIS ISSUE WITH THE AFFECTED DEPT HEAD? YES _____ NO _____

FOR REVIEW BY:

| | | |
|---------------------|----------------------|-----------------------------|
| CLERK _____ | SHERIFF _____ | JUSTICE COURT _____ |
| ASSESSOR _____ | WELFARE _____ | DISTRICT ATTORNEY <u>XX</u> |
| BUILDING _____ | PLANNING DEPT. _____ | TREASURER _____ |
| AIRPORT _____ | FINANCE DEPT. _____ | SWIM. POOL _____ |
| ROAD & BRIDGE _____ | RECORDER _____ | HOSPITAL _____ |
| EXEC DIRECTOR _____ | WATER & SEWER _____ | CIVIC CENTER _____ |
| FAIR & REC. _____ | GOLF COURSE _____ | COMMISSIONERS <u>XX</u> |

THE EXECUTIVE DIRECTOR RESERVES THE RIGHT TO REJECT OR RECOMMEND TABLING ALL AGENDA REQUESTS FOR INSUFFICIENT INFORMATION.

ALL INFORMATION STATED IS CORRECT AND TRUE TO MY KNOWLEDGE.

SIGNATURE: Joseph Philip Ramos Jr.

LANDER COUNTY COMMISSIONERS MEETING
11/22/2018

Agenda Item Number __10__

THE REQUESTED ACTION OF THE LANDER COUNTY COMMISSION IS:

Discussion and possible action to cancel the special meeting date of January 2, 2019, to select a date and time of a special meeting preferably on January 7, 2019 for newly elected Lander County Commissioners to select a chair/vice-chair for 2019, and appointment of a Lander County Commissioner(s) to various 2019 advisory boards, and to cancel the regular commission meeting of January 10, 2019, and all other matters properly related thereto.

Public Comment:

Background:

Recommended Action:

LANDER COUNTY COMMISSIONERS MEETING
11/22/2018

Agenda Item Number __11__

THE REQUESTED ACTION OF THE LANDER COUNTY COMMISSION IS:

Discussion and possible action to approve/disapprove Resolution 2018-15 establishing a petty cash account for the Lander County Health Nurse in an amount not to exceed \$100.00, and all other matters properly related thereto.

Public Comment:

Background: Resolution attached

Recommended Action: Approval of Resolution 2018-15

AGENDA REQUEST FORM

MEETING DATE: November 29, 2018

NAME: Cindy Benson

ADDRESS: 50 State Route 305

PHONE (H): _____ WORK: 775-635-2573 FAX: 775-635-9256

WHICH NUMBER SHOULD WE CALL DURING NORMAL BUSINESS HOURS: 775-635-2573

WHO WILL BE ATTENDING THE MEETING: Cindy Benson

JOB TITLE: Fiscal Officer

SPECIFIC REQUEST TO BE PLACED ON THE AGENDA: Resolution 2018-15 to establish a Petty Cash Account
for the Lander County Health Nurse in the amount of \$100.00.

WHAT ACTION WOULD YOU LIKE THE BOARD TO TAKE TO RESOLVE THIS ISSUE?

ARE THERE ANY COSTS ASSOCIATED WITH YOUR REQUEST? YES X NO _____

AMOUNT: \$100.00

HAS THIS ISSUE BEEN DISCUSSED AT A PRIOR COMMISSION MEETING? YES _____ NO X

WHEN? _____

WILL YOU BE PRESENTING WRITTEN INFORMATION AT THE MEETING? YES _____ NO X

HAVE YOU DISCUSSED THIS ISSUE WITH THE AFFECTED DEPT HEAD? YES X NO _____

FOR REVIEW BY:

| | | |
|---------------------|----------------------------------|----------------------------|
| CLERK _____ | SHERIFF _____ | JUSTICE COURT _____ |
| ASSESSOR _____ | WELFARE <u>H. Nurse</u> <u>X</u> | DISTRICT ATTORNEY <u>X</u> |
| BUILDING _____ | PLANNING DEPT. _____ | TREASURER _____ |
| AIRPORT _____ | FINANCE DEPT. <u>X</u> | SWIM. POOL _____ |
| ROAD & BRIDGE _____ | RECORDER _____ | HOSPITAL _____ |
| EXEC DIRECTOR _____ | WATER & SEWER _____ | CIVIC CENTER _____ |
| FAIR & REC. _____ | GOLF COURSE _____ | COMMISSIONERS _____ |

THE EXECUTIVE DIRECTOR RESERVES THE RIGHT TO REJECT OR RECOMMEND TABLING ALL AGENDA REQUESTS FOR INSUFFICIENT INFORMATION.

ALL INFORMATION STATED IS CORRECT AND TRUE TO MY KNOWLEDGE.

SIGNATURE: _____

RESOLUTION NO. 2018-15

Of The Board of Lander County Commissioners

A RESOLUTION TO ESTABLISH A REVOLVING PETTY CASH FUND FOR THE LANDER COUNTY HEALTH NURSE WITHIN THE FY 2018-2019 BUDGET IN THE AMOUNT OF \$100.00.

WHEREAS, Nevada Revised Statutes 354.609 requires that establishing a Petty Cash Account be approved by the Lander County Board of Commissioners.

WHEREAS, The need for a petty cash fund to facilitate daily operations of the Lander County Health Nurse has been established.

WHEREAS, The source of funds has been identified as the service and supplies line item within the Health Nurse activity of the Indigent Fund (003) in the FY 2018-2019 Lander County budget.

NOW, THEREFORE, BE IT RESOLVED, that the Lander County Board of Commissioners hereby approves the amount of \$100.00 designated for use as a revolving petty cash account for the Lander County Health Nurse be created and accounted in a separate line item entitled "Health Nurse Petty Cash" within the Indigent Fund (003), Health Nurse activity (040).

PASSED AND ADOPTED this 29th day of November 2018.

THOSE VOTING AYE: Commissioner_____

Commissioner_____

Commissioner_____

Commissioner_____

Commissioner_____

THOSE VOTING NAY: Commissioner_____

THOSE ABSENT: Commissioner_____

Chair or Vice Chair
Lander County Board of Commissioners

ATTEST:

SADIE SULLIVAN
Lander County Clerk

LANDER COUNTY COMMISSIONERS MEETING
11/22/2018

Agenda Item Number __12__

THE REQUESTED ACTION OF THE LANDER COUNTY COMMISSION IS:
Correspondence/reports/potential upcoming agenda items.

Public Comment:

Background:

Recommended Action:

1. Monthly Reports to Lander County Commissioners. October, 2018.
2. United States Department of the Interior. Bureau of Land Management. Mount Lewis Field Office. Draft Environmental Impact Statemet. Barrick Cortez, Inc. Cortez Hills Project.
3. United States Department of the Interior. Bureau of Land Management. Mount Lewis Field Office. 2018 Crum Fire Wildfire Management and Livestock Closure Decisions.
4. United States Department of the Interior. Bureau of Land Management. Mount Lewis Field Office. 2018 Power Fire Wildfire Management and Livestock Closure Decisions.

MONTHLY REPORTS TO LANDER COUNTY COMMISSIONERS

OCTOBER 2018

- 1) LANDER COUNTY CLERK – MONIES COLLECTED FOR THE MONTH OF
OCTOBER 2018**
- 2) AUSTIN JUSTICE OF THE PEACE – MONIES COLLECTED FOR THE MONTH
OF OCTOBER 2018**
- 3) ARGENTA JUSTICE COURT – FINES/FORFEITS FOR THE MONTH OF
OCTOBER 2018**
- 4) LANDER COUNTY RECORDER – TOTAL AMOUNT REMITTED TO
TREASURER FOR THE MONTH OF OCTOBER 2018**
- 5) LANDER COUNTY TREASURER – TECHNOLOGY FEES FOR THE MONTH
OF OCTOBER 2018**

Lander County Clerk's Office
Monies Collected for the Month of:
OCTOBER 2018

| <u>ACCOUNT</u> | <u>AMOUNT</u> |
|---|------------------------|
| TOTAL STATE FEES | \$ 83.00 |
| TOTAL COUNTY FEES | \$ 788.26 |
| TOTAL LAW LIBRARY FUND | \$ 30.00 |
| TOTAL DOMESTIC VIOLENCE | \$ 50.00 |
| TOTAL LEGAL AID FUND | \$ 50.00 |
| TOTAL DRUG TEST FEES | \$ 850.00 |
| TOTAL MONIES COLLECTED FOR THE MONTH OF OCTOBER 2018 | \$ 1,851.26 |



LANDER COUNTY CLERK

Date: 10/31/2018 14:07

Clerk's Report to Auditor
of Costs and Fees Collected

Page: 1

Approved by State Board of Accounts for LANDER County - 2018

To Auditor of LANDER County, NEVADA
Collecting for Period: 09/26/2018 thru 10/31/2018

| Account | Prior Collections | Collections This Period | Year To Date Collections |
|---|----------------------|----------------------------|-----------------------------|
| 6I AA FEE - GENETIC MARKER ANALYSIS | 912.00 | 252.00 | 1,164.00 |
| 6I AA FEE - JUSTICE #085-32003 | 2,149.00 | 609.00 | 2,758.00 |
| 6I AA FEE - JUVENILE #286-32006 | 614.00 | 174.00 | 788.00 |
| 6I AA FEE - STATE (A #090-32005 | 11,407.00 | 3,160.00 | 14,567.00 |
| 6I AA FEE - STATE (G #090-000-32013 | 1,535.00 | 427.00 | 1,962.00 |
| 6I BAIL FORFEITURES #001-35030 | 23,424.00 | 5,960.00 | 29,384.00 |
| 6I BAIL/BOND PROCESSING FEE | 0.00 | 0.00 | 0.00 |
| 6I BOND FILING FEE VICTIMS OF CRIME | 0.00 | 0.00 | 0.00 |
| 6I CIVIL FEES | 0.00 | 0.00 | 0.00 |
| 6I CIVIL FEES - COURT ACCOUNT/ | 0.00 | 0.00 | 0.00 |
| 6I COUNTY FINES/FORF #001-35030 | 758.94 | 175.00 | 933.94 |
| 6I DEPARTMENT OF WILDLIFE - COUNTY | 0.00 | 0.00 | 0.00 |
| 6I DEPARTMENT OF WILDLIFE CIVIL FEES | 0.00 | 50.00 | 50.00 |
| 6I DOMESTIC VIOLENCE FEE | 0.00 | 0.00 | 0.00 |
| 6I DUI SPECIALTY COURT FEE (AOC) | 0.00 | 0.00 | 0.00 |
| 6I EPAYMENT CONVENIENCE FEE | 1,061.25 | 260.82 | 1,322.07 |
| 6I FACILITY ASSESSME #285-34201 | 3,036.06 | 845.00 | 3,881.06 |
| 6I FELONY/GROSS MISD FORF - SPECIALTY CO | 0.00 | 0.00 | 0.00 |
| 6I FELONY/GROSS MISD FORF - VICTIMS OF C | 0.00 | 0.00 | 0.00 |
| 6I FINE - STATE OF N #090-35030 | 0.00 | 0.00 | 0.00 |
| 6I FINE -LANDER COUN #090-35030 | 0.00 | 0.00 | 0.00 |
| 6I LC98-3 OTHER #01-32009 | 0.00 | 0.00 | 0.00 |
| 6I MISCELLANEOUS FEE #001-000-38080 | 0.00 | 0.00 | 0.00 |
| 6I NON SUFFICIENT FUNDS | 30.00 | 0.00 | 30.00 |
| 6I NRS 4.065 (SB#62) #090-32015 | 0.00 | 0.00 | 0.00 |
| 6I OVERPAYMENTS TO THE COUNTY | 0.00 | 0.00 | 0.00 |
| 6I SPECIALTY COURT F #090-32207 | 2,130.50 | 588.00 | 2,718.50 |
| 6I SUBSTANCE ABUSE FEE (CHEMICAL FEE) | 0.00 | 0.00 | 0.00 |
| Totals: | 47,057.75 | 12,500.82 | 59,558.57 |

State of NEVADA LANDER County, SS:

I SWEAR THAT THE ABOVE IS A TRUE AND CORRECT STATEMENT OF ALL COSTS AND FEES
BELONGING TO THE ABOVE NAMED COUNTY COLLECTED BY ME FOR THE PERIOD SHOWN.

CLERK OF THE AUSTIN JUSTICE COURT COURT

2018 NOV 14 PM 4:18
LANDER COUNTY CLERK

FILED

2018 NOV 14 PM 4:18

LANDER COUNTY CLERK

JUSTICE OF THE PEACE
AUSTIN TOWNSHIP - CRIMINAL ACCT
P.O. BOX 100
AUSTIN, NV 89310

DATE 10-31-18

001114
947074/3212

PAY
TO THE
ORDER OF

Landers County Treasurer

\$12,165.00

Twelve Thousand One Hundred Sixty Five 00/100 DOLLARS

VOID AFTER 90 DAYS

WELLS
FARGO
Nevada
Wells Fargo Bank, N.A.

MEMO

Donna Lopez

⑈001114⑈ ⑆321270742⑆

0404029175⑈

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SECURE THERMO SECURE THERMO SECURE THERMO SECURE THERMO SECURE THERMO

FILED

ARGENTA JUSTICE COURT
MONTHLY FINANCIAL STATEMENT

2018 NOV -1 PM 4:04

LANDER COUNTY CLERK

I, Max W. Bunch, JUSTICE OF THE PEACE OF ARGENTA TOWNSHIP, LANDER COUNTY,
NEVADA, DO HEREBY SWEAR, UNDER OATH, THAT THE FOLLOWING IS A TRUE AND
CORRECT ACCOUNTING OF ALL FEES RECEIVED BY ME FOR THE MONTH ENDING
OCTOBER, 2018.

| | | |
|---------|-----------|----------|
| SANCHEZ | (WEDDING) | \$ 70.00 |
|---------|-----------|----------|

| | | |
|-------|--|----------|
| TOTAL | | \$ 70.00 |
|-------|--|----------|

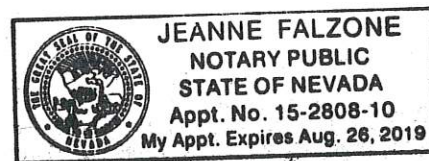


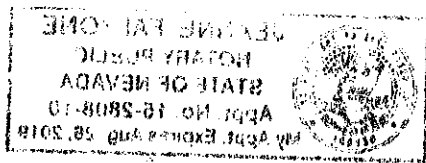
MAX W. BUNCH
JUSTICE OF THE PEACE

State of Nevada
County of Lander

SUBSCRIBED AND SWORN TO BEFORE ME
THIS 1ST, DAY OF NOVEMBER, 2018


NOTARY PUBLIC





FINES & FEES MONTH OF OCTOBER 2018

| Account | Payee Name | Check Number | Check Status Code | Disbursed Amount | Number of Cases |
|---------------------------------------|-------------------------|--------------|-------------------|------------------|-----------------|
| 6H AA FEE - STATE (AOC) | LANDER COUNTY TREASURER | N/A | N/A | 6,202.00 | 141 |
| 6H AA FEE - JUSTICE | LANDER COUNTY TREASURER | N/A | N/A | 1,106.00 | 138 |
| 6H AA FEE - JUVENILE | LANDER COUNTY TREASURER | N/A | N/A | 316.00 | 138 |
| 6H AA FEE - STATE (GENERAL) | LANDER COUNTY TREASURER | N/A | N/A | 786.00 | 138 |
| 6H AA FEE - GENETIC MARKER ANALYSIS | LANDER COUNTY TREASURER | N/A | N/A | 462.00 | 135 |
| 6H BAIL/BOND PROCESSING FEE BOND FEES | LANDER COUNTY TREASURER | N/A | N/A | 75.00 | 4 |
| 6H CIVIL FEES | LANDER COUNTY TREASURER | N/A | N/A | 682.50 | 16 |
| 6H CIVIL FEES - COURT ACCOUNT | LANDER COUNTY TREASURER | N/A | N/A | 399.50 | 20 |
| 6H COPY FEES | LANDER COUNTY TREASURER | N/A | N/A | 9.00 | 0 |
| 6H FACSIMILE FEES | LANDER COUNTY TREASURER | N/A | N/A | 432.00 | 0 |
| 6H COUNTY FINES/FORFEITURES | LANDER COUNTY TREASURER | N/A | N/A | 3,755.00 | 14 |
| 6H FACILITY ASSESSMENT FEE | LANDER COUNTY TREASURER | N/A | N/A | 1,535.00 | 135 |
| 6H LC98-3 OTHER | LANDER COUNTY TREASURER | N/A | N/A | 160.00 | 16 |
| 6H SUBSTANCE ABUSE FEE (CHEMICAL FEE) | LANDER COUNTY TREASURER | N/A | N/A | 120.00 | 2 |
| 6H NRS 4.065 (SR#62) | LANDER COUNTY TREASURER | N/A | N/A | 16.00 | 16 |
| 6H SPECIALTY COURT FEE (NISD) | LANDER COUNTY TREASURER | N/A | N/A | 1,073.00 | 135 |
| 6H DUI SPECIALTY COURT FEE (AOC) | LANDER COUNTY TREASURER | N/A | N/A | 235.00 | 3 |
| 6H STATE FORFEITURES | LANDER COUNTY TREASURER | N/A | N/A | 10,544.00 | 125 |
| 6H BOND FILING FEE VICTIMS OF CRIME | LANDER COUNTY TREASURER | N/A | N/A | 100.00 | 4 |
| | | | | Disbursed Total | |
| | | | | 28,008.00 | |

124

*** End of Report ***

STATE OF NEVADA
COUNTY OF LANDER

MAX W. BUNCH, Justice of the Peace of Argenta Township, Lander County, Nevada,
being first duly sworn deposes and says:
That all causes and matters heretofore submitted to him have been decided.
That since filing my last report the above fines have been collected, which are being
submitted to the Treasurer of Lander County.

Subscribed and sworn to before me this 31st day of October, 2018.


Justice of the Peace

2018 NOV -1 AM 9:04

LANDER COUNTY CLERK

FILED

Lander County Recorder

Lesley L Bunch
50 State Route 305
Battle Mountain, NV 89820

FILED**2018 NOV -5 AM 9:44****LANDER COUNTY CLERK****MONTHLY REPORT**

The following fees were collected for the period of October 1, 2018 through October 31, 2018.

| <u>ACCOUNT</u> | <u>AMOUNT</u> |
|--|--------------------|
| RECORDINGS | \$4,338.00 |
| OUTSTANDING RCD | \$0.00 |
| OVERPYMT KEPT | \$0.00 |
| OVERPYMT VOUCHER | \$0.00 |
| AB 6 NOD FORECLOSURE MEDIATION FUND | \$270.00 |
| AB 6 NOD BUDGET SHORTFALL | \$450.00 |
| AB 259 NOD INDIGENT | \$30.00 |
| REAL PROPERTY TRANSFER TAX (General) | \$1,512.50 |
| REAL PROPERTY TRANSFER TAX (State .10) | \$275.00 |
| REAL PROPERTY TRANSFER TAX (State 1.30) | \$3,575.00 |
| COPY WORK | \$437.30 |
| SB 14 DOMESTIC VIOLENCE FUND | \$0.00 |
| TECHNOLOGY FEE | \$710.00 |
| FUND TO ASSIST (Previous Foster Care) | \$142.00 |
| LEGAL SERVICES FOR INDIGENT | \$426.00 |
| COMPENSATION OF INVESTIGATORS APPOINTED BY DISTRICT COURT | \$142.00 |
| DEPARTMENT OF MINERALS (State) | \$9,220.00 |
| MAPS | \$75.00 |
| TOTAL AMOUNT REMITTED TO TREASURER: | \$21,602.80 |



Lander County Recorder

FILED

2018 NOV -6 PM 6:33

LANDER COUNTY CLERK

REPORTING MONTH OF October 2018 FUND #300--TECHNOLOGY FEES

RECORDER

| | |
|--------------------------------|-------------|
| BEGINNING BALANCE October 2018 | \$53,585.86 |
| REVENUE | \$385.00 |
| Expenditures | (715.35) |
| Adjustment | \$0.00 |
| ENDING BALANCE October 2018 | \$53,255.51 |

ASSESSOR

| | |
|--------------------------------|----------------|
| BEGINNING BALANCE October 2018 | \$3,018,123.84 |
| REVENUE | 337.10 |
| EXPENDITURES | (265,082.50) |
| Adj Btwn Fnds | - |
| Interest 2018 Adjustment | - |
| ENDING BALANCE October 2018 | \$2,753,378.44 |

CLERK

| | |
|--------------------------------|---------|
| BEGINNING BALANCE October 2018 | \$28.15 |
| REVENUE | \$0.00 |
| EXPENDITURES | \$0.00 |
| Interest 2018 Adjustment | \$0.00 |
| ENDING BALANCE October 2018 | \$28.15 |

TOTALS

| | |
|--------------------------------|----------------|
| October 2018 Beginning Balance | \$3,095,983.43 |
| Recorder | (330.35) |
| Assessor | (264,745.40) |
| CLERK | |
| October 2018 Ending Balance | \$2,830,907.68 |

Yearly Recap July 2018 Thru June 30, 2019

| | |
|------------------------------|--------------|
| Beginning Bal July 2018 | 3,150,895.64 |
| Revenue | 25,936.93 |
| Expenditures | (345,924.89) |
| Interest | - |
| Adj | - |
| Ending Balance June 30, 2019 | 2,830,907.68 |

R. Murphy
Lander County Treasurer/Gene Eickelberry

Run: 11/02/18 08:53:43

TREASURER'S ACCOUNTING LEDGER

FIR ACCOUNTS: 000 THRU 999 - 10/01/18 THRU 10/31/18

| Receipt Description | Act TP | Date | Debit Amount | Credit Amount | Balance FDR No. |
|-----------------------------|------------|----------|-------------------|---------------|---|
| ACCOUNT-300 TECHNOLOGY FEES | TYPE- FUND | | | | |
| | | | Beginning Balance | | 3,095,983.43 |
| 59380 WEEK ENDING 10-05-18 | 300 CR | 10/08/18 | | 125.00 | 3,096,108.43 300-000-32221-000 RECORDER TECH FEES |
| 10048 SPEC EMPND 10-04-18 | 300 DS | 10/12/18 | 93.76 | | 3,096,014.67 300-000-00000-000 |
| 10118 CURR BILLS 10-11-18 | 300 DS | 10/12/18 | 4,744.00 | | 3,091,270.67 300-000-00000-000 |
| 59457 WEEK ENDING 10-12-18 | 300 CR | 10/16/18 | | 55.00 | 3,091,305.67 300-000-32221-000 RECORDER TECH FEES |
| 59451 WEEK ENDING 10-19-18 | 300 CR | 10/22/18 | | 205.00 | 3,091,510.67 300-000-32221-000 RECORDER TECH FEES |
| 59480 2016-17 REAL PROP | 300 CR | 10/30/18 | | 3.10 | 3,091,513.77 300-000-32223-000 ASSESSOR TECH FEES |
| 59481 2017-18 REAL PROP | 300 CR | 10/30/18 | | 4.52 | 3,091,518.29 300-000-32223-000 ASSESSOR TECH FEES |
| 59482 2018-19 REAL PROP | 300 CR | 10/30/18 | | 220.85 | 3,091,739.14 300-000-32223-000 ASSESSOR TECH FEES |
| 59483 2019-11 PERS PROP | 300 CR | 10/30/18 | | 5.48 | 3,091,744.62 300-000-32223-000 ASSESSOR TECH FEES |
| 59484 2016-17 PERS PROP | 300 CR | 10/30/18 | | 3.90 | 3,091,748.52 300-000-32223-000 ASSESSOR TECH FEES |
| 59485 2017-18 PERS PROP | 300 CR | 10/30/18 | | 2.10 | 3,091,750.62 300-000-32223-000 ASSESSOR TECH FEES |
| 59486 2018-19 PERS PROP | 300 CR | 10/30/18 | | 97.15 | 3,091,847.77 300-000-32223-000 ASSESSOR TECH FEES |
| 10258 CURR BILLS 10-25-18 | 300 DS | 10/31/18 | 260,940.09 | | 2,830,907.68 300-000-00000-000 |
| | | | 265,797.85 | 772.10 | |
| ACCOUNT-300 TECHNOLOGY FEES | | | ENDING BALANCE | | 2,830,907.68 |

STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

300 TECHNOLOGY FEES
PERIOD ENDING 10/31/18

| | FINAL AMENDED BUDGET | ***** ACTUAL ***** CURRENT PERIOD | YEAR TO DATE | OVER - UNDER BUDGET | % |
|----------------------------|----------------------------|---|-----------------|---------------------------|-------|
| REVENUES | | | | | |
| 31010 REAL PROPERTY TAXES- | .00 | .00 | .00 | .00 | 0 |
| 32221 RECORDER TECH FEES | 10,500.00 | 385.00 | 7,120.00 | 3,380.00 | 67 |
| 32223 ASSESSOR TECH FEES | 300,000.00 | 337.10 | 18,816.93 | 281,183.07 | 6 |
| 32224 DIST COURT TECH FEES | .00 | .00 | .00 | .00 | 0 |
| 38007 INTEREST-RECORDER | 7,652.00 | .00 | .00 | 7,652.00 | 0 |
| 38009 INTEREST-ASSESSOR | 7,652.00 | .00 | .00 | 7,652.00 | 0 |
| 38013 INTEREST-DIST. COURT | 7,652.00 | .00 | .00 | 7,652.00 | 0 |
| 38046 ASSESR TECH NET PRO | .00 | .00 | .00 | .00 | 0 |
| 38080 MISCELLANEOUS REVENU | .00 | .00 | .00 | .00 | 0 |
| 38122 GRANT-OTS CRASH | .00 | .00 | .00 | .00 | 0 |
| 39009 TRANS IN FMV | .00 | .00 | .00 | .00 | 0 |
| TOTAL REVENUES | 333,456.00 | 722.10 | 25,936.93 | 307,519.07 | 7 |
| EXPENDITURES | | | | | |
| 59045 TRANS OF REVENUES | .00 | .00 | .00 | .00 | 0 |
| TOTAL | .00 | .00 | .00 | .00 | 0 |
| 067 RECORDER | | | | | |
| 53920 SERVICE AND SUPPLIES | 17,500.00 | 715.35 | 2,080.87 | 15,419.13 | 11 |
| 53991 MINOR EQUIP/FURNITUR | 5,000.00 | .00 | 662.68 | 4,337.32 | 13 |
| 59015 TRANS OUT INTEREST | .00 | .00 | .00 | .00 | 0 |
| 59950 MISCELLANEOUS | 2,500.00 | .00 | 668.19 | 1,831.81 | 26 |
| TOTAL RECORDER | 25,000.00 | 715.35 | 3,411.74 | 21,588.26 | 13 |
| 068 ASSESSOR | | | | | |
| 53920 SERVICE AND SUPPLIES | 550,000.00 | 260,318.50 | 313,380.40 | 236,619.60 | 56 |
| 53991 MINOR EQUIP/FURNITUR | 315,000.00 | 4,764.00 | 9,570.00 | 305,430.00 | 3 |
| 54010 NEW FIXED ASSETS | 365,000.00 | .00 | .00 | 365,000.00 | 0 |
| 54095 | .00 | .00 | .00 | .00 | 0 |
| 59045 TRANS OF REVENUES | .00 | .00 | .00 | .00 | 0 |
| 59405 | .00 | .00 | .00 | .00 | 0 |
| TOTAL ASSESSOR | 1,230,000.00 | 265,082.50 | 322,950.40 | 907,049.60 | 26 |
| 069 DISTRICT COURT | | | | | |
| 53920 SERVICE AND SUPPLIES | .00 | .00 | .00 | .00 | 0 |
| 53991 MINOR EQUIP/FURNITUR | .00 | .00 | .00 | .00 | 0 |
| TOTAL DISTRICT COURT | .00 | .00 | .00 | .00 | 0 |
| TOTAL EXPENDITURES | 1,255,000.00 | 265,797.85 | 326,362.14 | 928,637.86 | 26 |
| NET REV & EXPENDITURE | 921,544.00- | 265,075.75- | 300,425.21- | 621,118.79- | 32 |
| ===== | ===== | ===== | ===== | ===== | ===== |



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Mount Lewis Field Office

50 Bastian Road

Battle Mountain, Nevada 89820

Phone: 775-635-4000

Fax: 775-635-4034

www.blm.gov/nevada



In Reply Refer To:

3809 (NVB0100)

NVN-067575 (16-1A)

DOI-BLM-NV-B010-2016-0052-EIS

OCT 23 2018

Dear Interested Public:

The Bureau of Land Management is seeking input regarding the release of the Draft Environmental Impact Statement (DEIS) for a proposal by Barrick Cortez Inc. to expand its Cortez Hills Project. This is an open pit and underground gold mine located south of Crescent Valley, in Lander and Eureka Counties, Nevada. The public comment period ends December 5, 2018.

The BLM has scheduled three public comment meetings in the following locations:

- Tuesday, November 6, 2018 – BLM Battle Mountain District Office, 50 Bastian Road, Battle Mountain
- Wednesday, November 7, 2018 – Crescent Valley Town Hall, Crescent Valley
- Thursday, November 8, 2018 – Elko Convention Center, 700 Moren Way, Elko

The public meetings will be held from 6 p.m. to 8 p.m. These meetings provide the public and interested agencies an opportunity to learn about the mine expansion project and to help identify issues and provide public comments on the DEIS. Early public involvement is crucial to identify potential issues that may need to be addressed through the process.

The proposed project would consist of new and expanded facilities at the Cortez Hills Mine on BLM-administered lands. If the proposed project is approved and developed, there would be an increase of 3,798 acres of mining-related surface disturbance within the Amended Plan of Operations (APO) area including: expansion of pits and waste rock facilities, construction and expansion of water management facilities and construction and operation of additional ancillary facilities. The APO would include increasing the existing approved plan boundary by 4,279 acres – from 58,093 acres to 62,372 acres. In addition, Barrick Cortez Inc. has requested that the underground mine be expanded deeper than is currently authorized to reach new ore deposits.

The BLM has identified preliminary issues relating to water management, vegetation resources, wildlife (including migratory birds), special status species (including Greater sage-grouse), cultural resources, geological resources, paleontological resources, soils, recreational values,

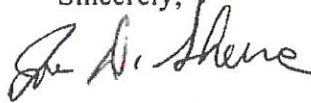
aesthetics (i.e., noise and visual impacts), air quality, land use and access, social and economic values, Native American cultural concerns and grazing management.

You may access the Deep South DEIS on the EPA EIS database or on the NEPA Register <https://go.usa.gov/xP9wk>. Written comments on the DEIS are encouraged and may be submitted on or before December 5, 2018, faxed to ATTN: Kevin Hurrell, Project Manager, Deep South Expansion Project at 775-635-4034, or emailed to: blm_nv_bmdo_mlfo_DeepSouthEIS@blm.gov. To be included in the Final EIS, all comments must be received prior to the close of the public comment period or 15 days after the last public meeting, whichever is later. We will provide additional opportunities for public participation upon publication of the Final EIS.

Comments and documents on the proposal, including names and addresses of respondents, may be viewed at the Battle Mountain District Office, 50 Bastian Road, Battle Mountain, NV, during regular business hours (7:30 a.m. – 4:30 p.m., Monday through Friday, except holidays). Comments may be published as part of the EIS.

Before including your address, phone number, email address, or other personal identifying information in your comment, be advised that your entire comment including your personal identifying information may be made publicly available at any time. While you can ask in your comment to withhold from public review your personal identifying information, the BLM cannot guarantee it will be able to do so. All submissions from organizations and businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, will be available for public inspection in their entirety.

Sincerely,



Jon D. Sherve
Field Manager
Mount Lewis Field Office



United States Department of the Interior



BUREAU OF LAND MANAGEMENT

Mount Lewis Field Office

50 Bastian Road

Battle Mountain, Nevada 89820

Phone: 775-635-4000

Fax: 775-635-4034

<https://www.blm.gov/nevada>

In Reply Refer To:

6711/9217/9220/9264 (NVB010)

NOV 16 2018

Dear Interested Public

Enclosed please find the 2018 Crum Fire Wildfire Management and Livestock Closure Decisions. If you have any questions, please contact Anna O'Brien Emergency Stabilization and Rehabilitation Lead 775-635-4175.

Sincerely,

Jon D. Sherve

Field Manager

Mount Lewis Field Office

Enclosures

2018 Crum Fire Wildfire Management and Livestock Closure Decisions

Map: 2018 Crum Fire: Location

Map: 2018 Crum Fire: Perimeter

Map: 2018 Crum Fire: Proposed Fence Lines

Map: 2018 Crum Fire: Proposed Plantings

List of Interested Parties

cc: Interested Public



United States Department of the Interior



BUREAU OF LAND MANAGEMENT

Mount Lewis Field Office

50 Bastian Road

Battle Mountain, Nevada 89820

Phone: 775-635-4000

Fax: 775-635-4034

<http://www.blm.gov/nevada>

In Reply Refer To:

6711/9217/9220/9264 (NVB0100)

NOV 16 2018

2018 Crum Fire Wildfire Management and Livestock Closure Decisions

Dear Permittee:

INTRODUCTION:

During the summer of 2018, the Crum Fire burned approximately 2,878 acres with 1,712 acres being on privately owned land, and 1,166 acres on public land within the Mount Lewis Field Office (MLFO), Argenta Allotment (refer to the enclosed Crum Fire map). An investigation determined that the wildland fire was caused by lightning. An interdisciplinary review determined rehabilitation was needed to maintain and/or restore important resources affected by the fire.

The fire burned Greater Sage-Grouse (GRSG), mule deer, winter pronghorn habitat, and other wildlife habitat areas. An Emergency Stabilization and Burn Area Rehabilitation (ES&R) plan was developed to determine the treatments needed to maintain and/or restore these resources and to establish a healthy, stable ecosystem. The Crum Fire has increased the potential of wind and water erosion, and the spread of noxious weeds and invasive/non-native plant species. If left untreated, these important resources could exhibit reduced ecological conditions and rangeland health.

The fire has been divided into two different treatment areas, the upland treatment area and the lowland treatment area. In the lowland treatment area, which is approximately 727 acres in size, burned through a converted annual grassland beyond the foothills in the alluvial fan. The BLM has determined that the lowland treatment area does not have enough potential for recovery and has decided not to implement a ES&R seeding in this area. The BLM will work with the grazing permittee to implement appropriate grazing management under the terms and conditions of their current term permit.

The upland treatment area is approximately 440 acres of BLM land and occurs on steep slopes. A grazing closure will be issued upon in the upland treatment area. The purpose of this closure will be to promote the success of vegetative treatments and promote natural recovery. The 1987 Shoshone Eureka Resource Management Plan (RMP) Amendment Record of Decision and the Battle Mountain District (BMD) Programmatic Emergency Stabilization and Rehabilitation Plan, dated September 10, 2008, requires that seeded areas be rested from livestock grazing for a

minimum of two growing seasons or until objectives are met. The following is the ES&R objectives, monitoring standards, Wildfire Management Treatments, and Grazing Closure information for the Crum Fire.

BACKGROUND:

The Crum Fire was caused by lightning. The Crum Fire burned 1118 acres of Greater Sage-Grouse's General Habitat Management Area (GHMA) and 48 acres of Other Habitat Management Area (OHMA). The Crum occurred entirely in winter pronghorn antelope habitat with 1139.8 acres of the fire classified as winter Mule Deer habitat. The whole fire is in the Argenta Allotment.

The Crum Fire potentially burned through 10 different ecological sites. All of the ecological sites are range sites in the 24 Nevada series. The ecological sites and expected plant species for each site are as follows:

- Loamy 5-8 p.z. (R024XY002NV) - *Achnatherum hymenoides* (Indian Ricegrass), *Atriplex confertifolia* (shadscale), and *Picrothamnus desertorum* (bud sagebrush)
- Silty 4-8 p.z. (R024XY004NV) - Indian ricegrass and *Krascheninnikovia lanata* (winterfat)
- Loamy 8-10 p.z. (R024XY005NV) - *Achnatherum thurberianum* (Thurber's needlegrass), and *Artemisia tridentata* ssp. *Wyomingensis* (Wyoming big sagebrush)
- Mountain Range (R024XY016NV) - *Festuca idahoensis* (Idaho fescue), *Poa* (bluegrass), and *Artemisia arbuscula* and *novia* (low and black sagebrush)
- Droughty Loam 8-10 p.z. (R024XY020NV) - Indian ricegrass, Thurber's needlegrass, Wyoming big sage, and *Grayia spinosa* (Spiny Hopsage)
- Loamy Slope 12-14 p.z. (R024XY021) - Idaho fescue, *Pseudoroegneria spicata* ssp. *spicata* (bluebunch wheatgrass), and *Artemisia tridentata* ssp. *vaseyana* (mountain big sagebrush)
- North Slope 14+ p.z. (R024XY023NV) - Idaho fescue and mountain big sagebrush
- Claypan 12-16 p.z. (R024XY027NV) - Idaho fescue, bluebunch wheatgrass and low sagebrush
- South Slope, 12-16 p.z. (R024XY029NV) - Bluebunch Wheatgrass and Mountain Big Sagebrush
- Shallow Loam 10-14 p.z. (R024XY035NV) - Thurber's needlegrass, bluebunch wheatgrass, and *Artemisia tridentata* (big sagebrush)

A portion of the area that burned in the Crum Fire also burned in the 1996 Slaven II Fire. The burn severity of the Crum fire was high; this fire burned hot and fast and there is no remaining stubble in the fire area. Historic trends for natural recovery following fire in Nevada indicate that the lower precipitation zones show a decreased chance of natural recovery, which is consistent with the resistance and resilience concepts developed for the sagebrush steppe. Empirical evidence is also available from the nearby 1999 Mule Fire and the 1996 Slaven II Fire which show without post fire ecological stabilization, this ecotype is unlikely to recover and may convert into a *Bromus tectorum* (cheatgrass) monoculture. Often times these systems have a high potential for re-burning and causing catastrophic, large-scale fires.

The Crum Fire burned in the Shoshone Mountain Range. The northern portion of the Crum Fire is flat with a less than 10% slope but in the southern area slopes reach greater than 60%. The lowest portion of the burn is approximately 4660 feet above sea level and the fire rises up to 6680 feet with the majority of the gain being in the southern portion of the fire. The western edge of the Crum Fire runs along Hill Top Canyon Road. This road serves a common thoroughfare to houses and ranches farther back in mountain range, as well as a recreation corridor for the Town of Battle Mountain. There is a high potential for increased erosion following the Crum Fire to affect the road.

Along Hill Top Canyon Road runs the only perennial stream within the fire perimeter, which is known as Rock Creek. There are several other drainages, which have intermittent streams. These drainages concentrate water flows during precipitation events and periods of snowmelt. Following fire, there is increased risk of heavy erosion through these systems. This can negatively affect watershed health and stability as well as water quality for years to come. In the flats, wind erosion blowing into the Town of Battle Mountain and affecting the quality of life in Lander County's largest town is also a viable concern. Most invasive exotic vegetation thrives following disturbance, but does not provide a sufficient replacement for perennial vegetation to prevent increased erosion within the burned area.

Within the burn perimeter and the area immediately adjacent to it, there are five known populations of different noxious weeds. Populations included are *Tamarix ramosissima* (saltcedar), *Cardaria draba* (hoary cress), *Onopordum acanthium* (Scotch thistle), *Acroptilon repens* (Russian knapweed), and *Carduus nutans* (musk thistle). Other invasive exotic plants were found within the burn like cheatgrass, *Alyssum desertorum* (desert madwort), *Halogeton glomeratus* (saltlover), and *Lepidium perfoliatum* (clasping pepperweed). Within the surrounding areas and the road leading to the fire there has been reports of *Lepidium latifolium* (tall white top), *Cirsium vulgare* (bull thistle), and *Tribulus terrestris* (puncture vine). Due to the proximity to populated areas and livestock operations within the areas of the Crum Fire, there is an increased risk of external seed sources contributing to invasive and exotic species presence in this burn.

OBJECTIVES:

Post fire, the greatest challenge in the Great Basin Ecoregion is reducing the spread of invasive exotic species. Additionally, there is an increased risk of severe erosion during precipitation events and the introduction and spread of Nevada noxious weed species. Therefore, the BLM has established the following objectives as standards for success on this rehabilitation project.

Each treatment will be reviewed annually to see if the objectives are being met or if the site is moving towards meeting the objectives. If it is found that objectives are not being met or if the site is not moving towards meeting the objective than a BLM interdisciplinary team will meet to decide if the site has the potential to meet the prescribed objectives. They may determine at this time additional treatments will be required to meet objectives. If additional treatments are necessary, they may plan up to an additional five years of treatments.

Desirable Perennial Plant Communities Objective:

Establishment of perennial species is a primary objective. Healthy perennial plant communities stabilize soil, dissipate wind and water energy, enable increased infiltration of precipitation and improve overall habitat for wildlife. Healthy communities are also more resilient to future disturbances and are able to more effectively compete with invasive exotic and noxious species. The following outlines the BLM's desirable perennial plant community objective.

- An average of three perennial species/square meter which are rooted firmly in the soil. Species that qualify in meeting this objective must meet one or more of the following:
 - It is a species expected within the ecological site description for the site
 - It is a species that fills a functional role as a species on the ecological site description
 - It is a species that is included within the seed mix

Invasive Exotic and Noxious Species Objective:

To ensure successful rehabilitation, invasive exotic and noxious species populations must be suppressed within this project area. The BLM has several treatment methods proposed to meet the following objective.

- Reduce or maintain the average cover of invasive exotic and noxious species populations to twenty percent or less.

MONITORING:

This rehabilitation effort represents a significant financial investment by the BLM. To ensure the best possible outcome, the BLM will monitor all treatment areas for three to five years. Monitoring will be done to evaluate the success of rehabilitation treatments. The BLM will establish permanent representative monitoring sites within the burned area.

Density and cover measurements will be used to determine the effectiveness of the seeding treatments. Monitoring measurements like Line-Intercept, Gap, Density, Height, and other BLM approved methods will be taken to show how the vegetation is recovering. Monitoring techniques will be implemented through methods in BLM technical references and in accordance with the 2008 Battle Mountain ES&R EA.

Alongside density study methods, the BLM will conduct a tug test for perennial species. The BLM will use the tug test to determine how firmly individual plants are rooted. Plants that can be removed from the soil without tearing the roots or stems are not considered to be firmly established.

Additionally, the BLM will establish photo point monitoring, which will be repeated annually. When possible, all monitoring sites will have adjacent, non-treated reference sites established, to compare results of the treatments.

Monitoring will focus on addressing the following questions:

1. Have the desirable species been successfully established, and do they provide sufficient cover to adequately protect the site from soil erosion?
2. Is there evidence that desirable self-sustaining communities are being established?

3. Is there vegetative reproduction occurring along with the establishment of the desirable species?

On October 18, 2018, the MLFO sent out a public consultation letter for the Crum Fire. This consultation letter was issued with a 15 day comment period. It discussed the proposed ES&R treatments for the burn area, grazing closures, and the recommendations for the vegetative objectives/criteria for reintroduction of livestock to the burn areas. The letter served as the opportunity for the interested public, partners, and stakeholders, along with the state, local, and tribal governments, to provide comment to the proposed ES&R projects that had been developed by the ES&R interdisciplinary team.

At the conclusion of the comment period, comments were received, and some of the comments were integrated into this Decision and its DNA, while others are addressed in appendix A of the DNA. Therefore, it is my decision to implement the management actions identified for Wildlife Management and Grazing Closure Decisions for the 2018 Crum Fire.

WILDFIRE MANAGEMENT DECISION:

This Decision is issued under 43 CFR §4190.1 and is effective upon issuance. The BLM MLFO has made the determination that vegetation, soil, and other resources on the public lands are at immediate risk of erosion or other damage, due to the effects of the Crum Fire.

The following is a list of treatments, which were brought forward in the 2018 Crum Fire Emergency Stabilization and Rehabilitation plan in order to protect resources impacted by the fire.

Reseeding the Burned Area:

The Crum Fire will be reseeded only in the upper treatment area. Due to price and availability of seed at the time of purchase, the seed mix may change without notice. Any changes to seed mixes will take into consideration the local site soil and climatic conditions to provide the best possible chance for success. Preference in the seed mix will be given to native species over non-native species to fill the same functional roles. All seedings will occur during the fall, winter, or spring. If possible, seeding will be implemented shortly before anticipated snowfall to increase the chance for success.

The upland treatment area consists of 440 acres of BLM managed land. This treatment will be implemented as soon as possible and will be implemented through broadcast seeding or aerially seeding. The upland treatment area seed mix will consist of five perennial grass species: Indian ricegrass, Siberian wheatgrass, bottlebrush squirreltail, Sandberg bluegrass, and *Psathyrostachys juncea* (Russian wildrye); one forb: *Sphaeralcea munroana* (Munro's globemallow); and one shrub: shadscale.

A livestock grazing closure will be implemented to allow the seeded species to establish. The grazing closure will remain in effect until the objectives as outlined above are met or for a minimum of two growing seasons. The grazing closure is discussed further under the grazing closure section below.

Invasive Exotic Plants and Noxious Weed Treatments:

Invasive exotic plants and Nevada listed noxious weeds are known to occur within the Crum Fire perimeter and in the surrounding landscape. In order to maximize a successful rehabilitation outcome, the BLM must strive to reduce both invasive exotic plants and Nevada listed noxious weeds. These species will often times outcompete desirable native and non-native species and disrupt the overall function of any given ecosystem. Several invasive exotic plants are known to occur within the area of the Crum Fire which include cheatgrass, desert madwort, saltlover, and clasping pepperweed. Nevada listed noxious weed species like saltcedar, hoary cress, Scotch thistle, Russian knapweed, and musk thistle were also found within the fire perimeter. Additional known populations of Nevada listed noxious weed species outside the fire perimeter include tall whitetop, puncture vine and bull thistle. Nevada State Law requires that all populations of noxious weeds shall be treated.

There is an increased potential for these populations to establish and expand within burned areas. Invasive exotic and noxious weed species can have seed banks that persist through a burn and are often times the first species to germinate following a fire. Existing seed sources can be supplemented by wind, vehicles, and livestock moving through the area. Given the extent of invasive exotic species populations, especially in the lowland treatment area, there is a limited potential for recovery without specific invasive exotic and noxious weed species treatments. The BLM is proposing chemical treatments to manage the spread of invasive exotic and noxious weed species populations.

The BLM generally spot treats populations of noxious weed species and most invasive exotic species as part of post fire rehabilitation. The BLM will use an approved herbicide mix, which will be sprayed at a recommended rate. Monitoring and treatments will be funded under this project for a period of five years.

The BLM will split the use of Imazapic by the lowland project area and the upland project area. Imazapic is a relatively selective herbicide. It is used primarily to suppress cheatgrass, and it will not affect the success of the seeding effort. If this treatment occurs prior to the growing season of desirable perennial species, then the BLM will consider the inclusion of a Glyphosate herbicide. Glyphosate herbicides will kill all plants it comes into contact with as long as they are actively growing. The BLM will implement this treatment as soon as feasibly possible following the Wildfire Management Treatment Decision in the upland treatment area. Initially, the BLM will not treat the lowland treatment area with Imazapic.

All chemical treatments will be entered into the National Invasive Species Information Management System (NISIMS) or a BLM accepted alternative.

RATIONAL:

This Decision on DNA 2018 Crum Fire Emergency Stabilization, Rehabilitation, and Grazing Closure (DOI-BLM-NV-B010-2019-0005-DNA) is effective upon issuance, in accordance with 43 CFR 4190.1, to allow implementation of treatments within a time frame consistent with the urgent nature of burned area rehabilitation to mitigate the effects of wildfire and fire suppression activities on natural resources. Such resources include wildlife habitat, soil structure and forage values for wildlife, wild horses, and livestock. Implementation of the treatments for the Crum

Fire will minimize the potential of invasion and establishment of invasive and/or noxious weeds, provide quality forage for wildlife, wild horses and livestock, and facilitate meeting the Northern Great Basin Resource Advisory Council's (RAC) Standards and Guidelines.

Analysis of the burned area and the associated range sites was completed to determine the suitability and location of the seeding treatments. Species selected for the treatment are adapted to the range sites chosen for treatment and will facilitate a quicker vegetative response that will stabilize soils, reduce erosion, improve infiltration, provide competition for invasive non-native species, and replace organic litter that was consumed by the fires. In order to increase the likelihood of successes, the seeding treatment will occur within the winter months in order to take advantage of available soil moisture. Research and implementation of previous Emergency Stabilization (ES) and Burned Area Rehabilitation (BAR) plans has shown success with the timing and application methods that will be utilized to implement the seeding treatment. It is expected that vegetation establishment will be successful on all sites although the presence or absence of timely moisture will be a limiting factor.

This Decision on *2018 Crum Fire Emergency Stabilization, Rehabilitation, and Grazing Closure (DOI-BLM-NV-B010-2019-0005-DNA)* conforms to the Shoshone-Eureka Resource Management Plan (RMP), as amended, the Northern Great Basin RAC Standards and Guidelines and the Battle Mountain District (BMD) Programmatic Emergency Stabilization and Rehabilitation Plan dated September 10, 2008. The proposed treatments are specifically accounted for in the Emergency Stabilization and Rehabilitation Plan.

AUTHORITIES:

The authority for this Decision on *2018 Crum Fire Emergency Stabilization, Rehabilitation, and Grazing Closure (DOI-BLM-NV-B010-2019-0005-DNA)* is contained in Title 43 of the Code of Federal Regulations (CFR) including, but not limited to the following:

§4190.1 Effect of wildfire management decisions.

(a) Notwithstanding the provisions of 43 CFR §4.21(a)(1), when BLM determines that vegetation, soil, or other resources on the public lands are at substantial risk of wildfire due to drought, fuels buildup, or other reasons, or at immediate risk of erosion or other damage due to wildfire, BLM may make a rangeland wildfire management decision effective immediately or on a date established in the decision. Wildfire management includes but is not limited to:

- (1) Fuel reduction or fuel treatment such as prescribed burns and mechanical, chemical, and biological thinning methods (with or without removal of thinned materials); and
- (2) Projects to stabilize and rehabilitate lands affected by wildfire.

APPEAL PROVISIONS:

This Decision on *2018 Crum Fire Emergency Stabilization, Rehabilitation, and Grazing Closure (DOI-BLM-NV-B010-2019-0005-DNA)* may be appealed to the Interior Board of Land Appeals, Office of the Secretary, in accordance with the regulations contained in 43 CFR, Part 4 at the

below address. If an appeal is taken, your notice of appeal must be filed within this office to Jon D. Sherve, Field Manager, Mount Lewis Field Office within 30 days from the effective date of this decision. The appellant has the burden of showing that the decision appealed from is in error. Notwithstanding the provisions of 43 CFR §4.21(a)(1), filing a notice of appeal does not automatically suspend the effect of the decision.

United States Department of the Interior
Office of the Secretary
Board of Land Appeals
4015 Wilson Blvd., Arlington, Virginia 22203

If you wish to file a petition pursuant to regulation 43 CFR §4.21(b) and §4190.1(a) for a stay of the effectiveness of this decision during the time that your appeal is being reviewed by the Board, the petition for a stay must accompany your notice of appeal. A petition for a stay is required to show sufficient justification based on the standards listed below. Copies of the notice of appeal and petition for a stay must also be submitted to each party named on this decision and to the Interior Board of Land Appeals and to the appropriate Office of the Solicitor (see 43 CFR §4.413) at the same time the original documents are filed with this office. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

| | |
|-------------------------|---------------------------------|
| WHERE TO FILE | U.S. Department of the Interior |
| NOTICE OF APPEAL. . . . | Bureau of Land Management |
| | Battle Mountain Field Office |
| | 50 Bastian Road |
| | Battle Mountain, NV 89820 |
| SOLICITOR | U.S. Department of the Interior |
| ALSO COPY TO. . . . | Office of the Field Solicitor |
| | Pacific Southwest Region |
| | 2800 Cottage Way, Room E-1712 |
| | Sacramento, CA 95825 |

A petition for a stay of a decision pending appeal shall show sufficient justification based on the following standards:

- (1) The relative harm to the parties if the stay is granted or denied,
- (2) The likelihood of the appellant's success on the merits,
- (3) The likelihood of immediate and irreparable harm if the stay is not granted, and
- (4) Whether the public interest favors granting the stay.

GRAZING CLOSURE DECISION:

This Decision on *2018 Crum Fire Emergency Stabilization, Rehabilitation, and Grazing Closure (DOI-BLM-NV-B010-2019-0005-DNA)* is issued effective upon issuance in accordance 43 CFR §4110.3-3(b) and 43 CFR §4160.3(f). The Bureau of Land Management has made the determination that vegetation, soil, and other resources on the public lands are at immediate risk of erosion or other damage due to wildfire and that continued grazing use poses an imminent likelihood of significant resource damage.

Therefore, it is my final decision to implement the following actions:

1. Close the upland area associated with the Crum Fire to livestock grazing beginning March 2019. The fire area will remain closed for a minimum of two growing seasons or until vegetation, objectives are achieved.
2. Due to the size and the type of vegetative communities associated with the fire, there will be a reduction of Animal Use Months (AUMs) associated with the permits held by Julian Tomera Ranches, Inc.

The permittee affected by the Crum Fire is Julian Tomera Ranches, Inc. The fire burned in one use area within the Argenta Allotment. Julian Tomera Ranches, Inc. is permitted for 9,237 Animal Unit Months (AUMs) for livestock use throughout the Argenta Allotment (table 1). Between Julian Tomera Ranches and all the other permittees on the Argenta Allotment, the average-stocking rate is 8.05 Acres/AUM.

Table 1: Current Permit Terms and Conditions

| Permittee | Allotment | Use Area | Livestock Type | Beginning of Season of Use | Ending of Season of Use | Permitted AUMs |
|----------------------------|-----------|----------|----------------|----------------------------|-------------------------|----------------|
| Julian Tomera Ranches, Inc | Argenta | All | Cattle | 3/1 | 2/28 | 9,237 |

The BLM is proposing a temporary grazing closure in the upland treatment area (Table 2). The grazing closure is effective on implementation of the seeding in the upland use area. Because the upland treatment area is largely defined by steep slopes, the BLM will be relying on the permittee to implement stockmanship and the steep slopes to keep livestock off this grazing closure. Table 3 outlines the available AUMs prior to the grazing closure and AUMs available during the grazing closure.

Table 2: Grazing Closure & Reduction of AUMs

| Treatment Area/Treatment | Livestock Type | Dates of Closure | Acres | Temp Reduction |
|--------------------------|----------------|------------------|-------|----------------|
| Upland Treatment Area | Cattle | Year Round | 440 | 54 |

Table 3: AUM Reductions Based on Lowland Seeding Implementation

| Treatment | Permitted AUM | Upland Temp Reduction | Lowland Temp Reduction | Available AUMs Under Treatment |
|--------------------------|---------------|-----------------------|------------------------|--------------------------------|
| Prior to Grazing Closure | 9,237 | 54 | 0 | 9,183 |

This grazing closure will be in effect for two growing seasons from when seeding occurs. If objectives are not achieved within that period, the BLM will form an Interdisciplinary Team to evaluate the effectiveness of treatments. At this time, the BLM may decide to implement additional treatments or to extend/modify grazing closures. The decision to extend a grazing closure will be based on the likeliness for further rest to allow the site to meet objectives; these objectives were delineated above in the section titled "Objective".

RATIONALE:

This Decision on *2018 Crum Fire Emergency Stabilization, Rehabilitation, and Grazing Closure (DOI-BLM-NV-B010-2019-0005-DNA)* is being issued effective upon issuance, in accordance with 43 CFR §4110.3-3(b), in order to provide an opportunity for the burn area to recover, to allow for successful establishment of seeding treatments and to limit the likelihood of significant damage to natural resources. Rest from livestock grazing is required in order to successfully re-establish perennial vegetation, restore plant vigor and seed production, minimize active soil erosion and minimize the post fire invasive and noxious weed establishment (BLM H-1742-1 pg 35). The establishment of vegetation criteria accompanied by annual monitoring will ensure that perennial vegetation will be fully recovered from the effects of the burn prior to the re-introduction of livestock grazing. The growing season for key perennial grasses in the burned area approximately begins in April and ends in August depending upon the year and the species type.

AUTHORITY:

The authority for this decision on *2018 Crum Fire Emergency Stabilization, Rehabilitation, and Grazing Closure (DOI-BLM-NV-B010-2019-0005-DNA)* is contained in Title 43 of the Code of Federal Regulations (CFR) including, but not limited to the following:

§4110.3-3(b): When the authorized officer determines that the soil, vegetation, or other resources on the public lands require immediate protection because of conditions such as drought, fire, flood, insect infestation, or when continued grazing use poses an imminent likelihood of significant resource damage, after consultation with, or a reasonable attempt to consult with, affected permittees or lessees, the interested public, and the State having lands or responsible for managing resources within the area, the authorized officer shall close allotments or portions of allotments to grazing by any kind of livestock or modify authorized grazing use notwithstanding the provisions of paragraph (a) of this section. Notices of closure and decisions requiring modification of authorized grazing use may be issued as final decisions effective upon issuance or on the date specified in the decision. Such decisions shall remain in effect pending the decision on appeal unless a stay is granted by the Office of Hearings and Appeals in accordance with 43 CFR §4.21.

§4160.3(f): Notwithstanding the provisions of §4.21(a) of this title pertaining to the period during which a final decision will not be in effect, the authorized officer may provide that the final decision shall be effective upon issuance or on a date established in the decision and shall remain in effect pending the decision on appeal unless a stay is granted by the Office of Hearings and Appeals when the authorized officer has made a determination in accordance with §4110.3-3(b), or §4150.2(d). Nothing in this section shall affect the authority of the Director of the Office of Hearings and Appeals or the Interior Board of Land Appeals to place decisions in full force and effect as provided in §4.21(a)(1) of this title.

APPEAL PROVISIONS:

In accordance with 43 CFR §4.470, and §4160.4, any person whose interest is adversely affected by a final decision of the authorized officer may appeal the decision for the purpose of a hearing before an administrative law judge. The appeal must be filed within 30 days after receipt of the final decision. In accordance with 43 CFR §4.470, the appeal shall state clearly and concisely the reason(s) why the appellant thinks the final decision of the authorized officer is wrong.

Pursuant to 43 CFR §4.471 and §4160.4, an appellant also may petition for a stay of the final decision pending appeal by filing a petition for stay along with the appeal within 30 days after receipt of the final decision.

The appeal and any petition for stay must be filed at the office of the authorized officer, Jon Sherve, Field Manager, Mount Lewis Field Office. Within 15 days of filing the appeal and any petition for stay, the appellant also must serve a copy of the appeal and any petition for stay on any person named in the decision and listed at the end of the decision, and on the Office of the Solicitor.

| | |
|-------------------------|---------------------------------|
| WHERE TO FILE | U.S. Department of the Interior |
| NOTICE OF APPEAL. . . . | Bureau of Land Management |
| | Battle Mountain Field Office |
| | 50 Bastian Road |
| | Battle Mountain, NV 89820 |
| SOLICITOR | U.S. Department of the Interior |
| ALSO COPY TO. . . . | Office of the Field Solicitor |
| | Pacific Southwest Region |
| | 2800 Cottage Way, Room E-1712 |
| | Sacramento, CA 95825 |

Pursuant to 43 CFR §4.471(c), a petition for stay, if filed, must show sufficient justification based on the following standards:

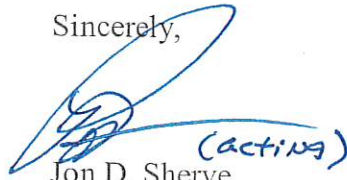
- (1) The relative harm to the parties if the stay is granted or denied;
- (2) The likelihood of the appellant's success on the merits;
- (3) The likelihood of immediate and irreparable harm if the stay is not granted; and,
- (4) Whether the public interest favors granting the stay.

43 CFR §4.471(d) provides that the appellant requesting a stay bears the burden of proof to demonstrate that a stay should be granted.

Any person named in the decision from which an appeal is taken (other than the appellant) who wishes to file a response to the petition for a stay may file with the Hearings Division a motion to intervene in the appeal, together with the response, within 10 days after receiving the petition. Within 15 days after filing the motion to intervene and response, the person must serve copies on the appellant, the Office of the Solicitor and any other person named in the decision (43 CFR §4.472(b)).

At the conclusion of any document that a party must serve, the party or it's representative must sign a written statement certifying that service has been or will be made in accordance with the applicable rules and specifying the date and manner of such service (43 CFR §4.422(c)(2)).

Sincerely,



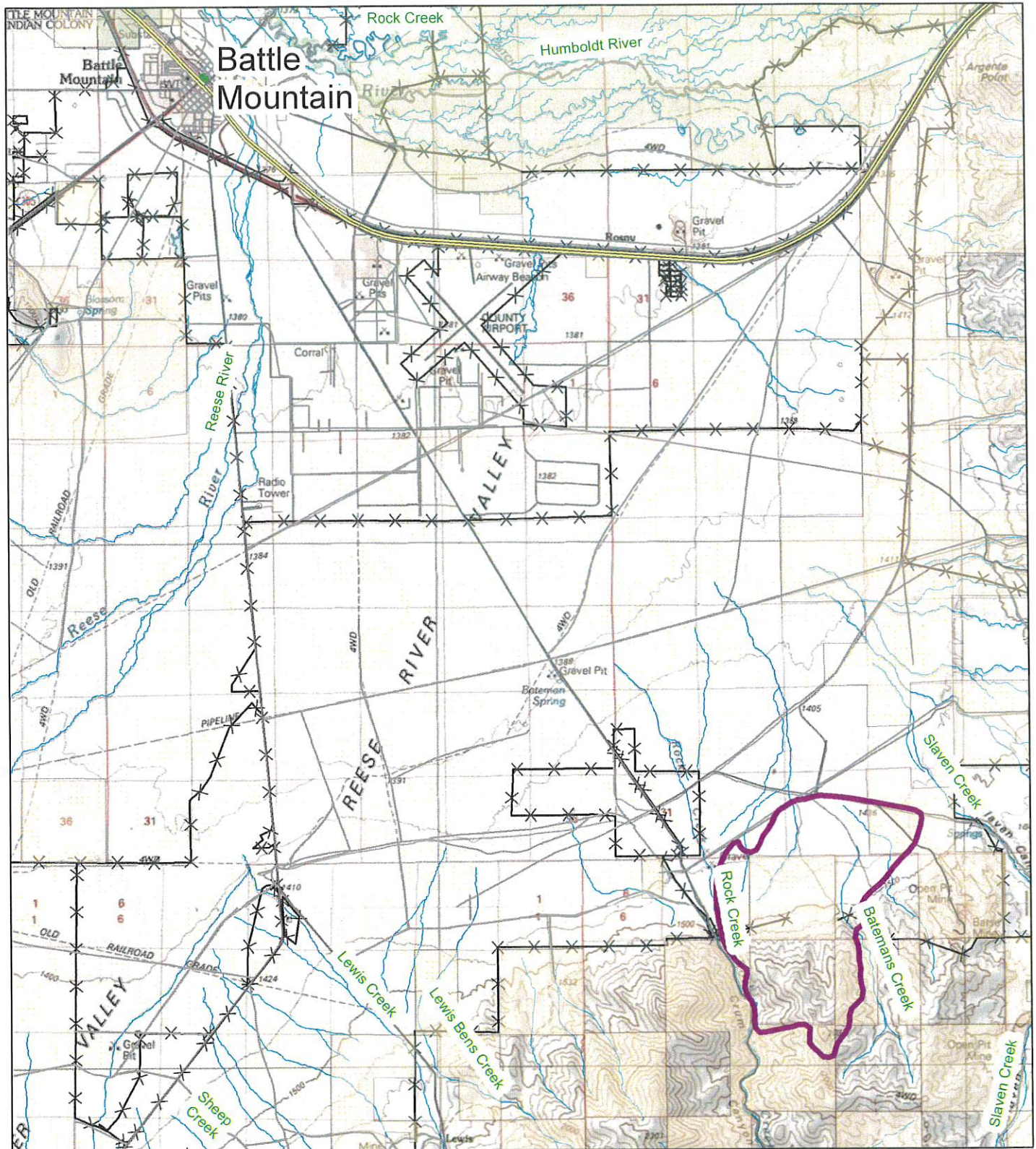
Jon D. Sherve
Field Manager
Mount Lewis Field Office

Enclosure(s)

Map: 2018 Crum Fire: Location
Map: 2018 Crum Fire: Perimeter
Map: 2018 Crum Fire: Proposed Fence Lines
Map: 2018 Crum Fire: Proposed Plantings
List of Interested Parties

cc: Interested Public

2018 Crum Fire: Location



Battle Mountain District Office
50 Bastian Road
Battle Mountain, NV 89820
Date: 8/6/2018

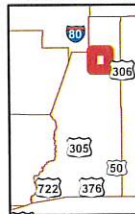


0 0.75 1.5 3 Miles

Location in Nevada:



Location within:
Lander County

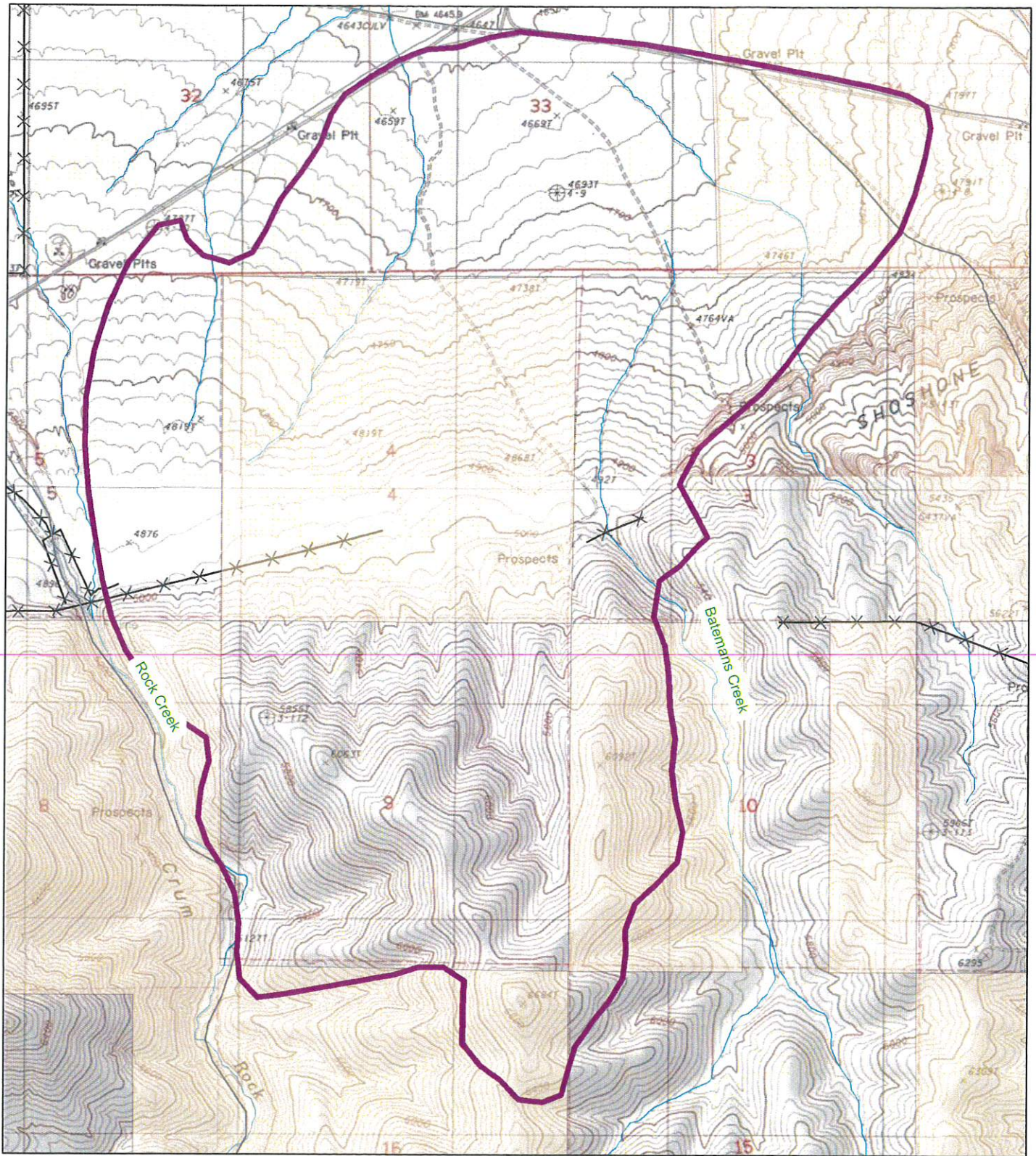


Legend

- Crum Fire
- == Interstate
- Local Road
- Unclassified Road Cities and Towns Admin. by BLM
- Bureau of Indian Affairs
- Bureau of Reclamation
- Private Land
- ✕ Existing Fence
- Streams

"NO WARRANTY IS MADE BY THE BUREAU OF LAND MANAGEMENT AS TO THE ACCURACY, RELIABILITY, OR COMPLETENESS OF THESE DATA FOR INDIVIDUAL USE OR AGGREGATE USE WITH OTHER DATA"

2018 Crum Fire: Perimeter



Battle Mountain District Office
50 Bastian Road
Battle Mountain, NV 89820
Date: 8/6/2018



0 0.175 0.35 0.7 Miles

Location in Nevada:



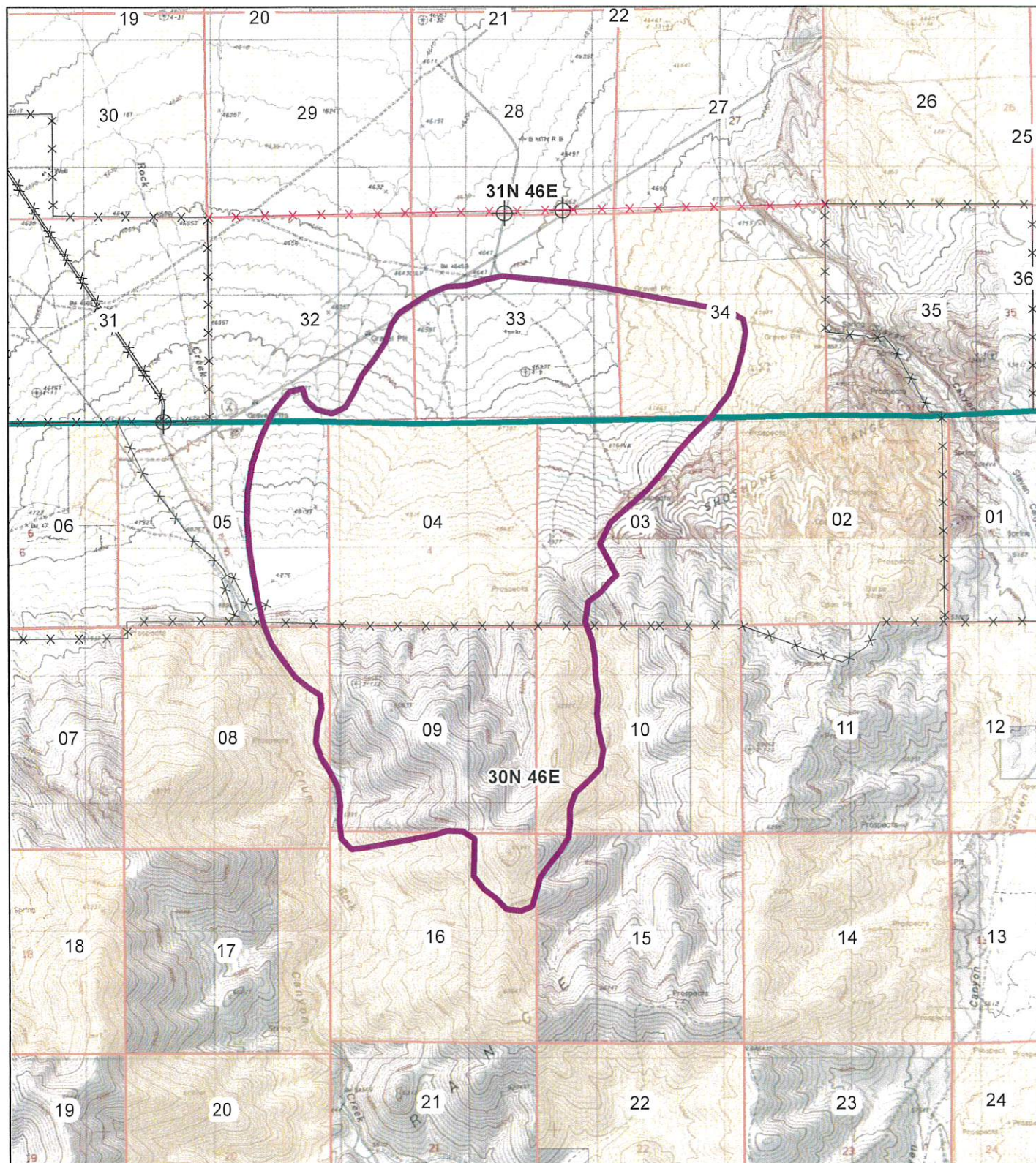
Location within:
Lander County



Legend

- Crum Fire
- Local Road
- Unclassified Road
- Admin. by BLM
- Private Land
- ✕ Existing Fence
- Streams

2018 Crum Fire: Proposed Fence Line

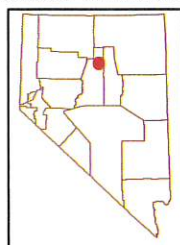


Battle Mountain District Office
50 Bastian Road
Battle Mountain, NV 89820
Date: 9/17/2018

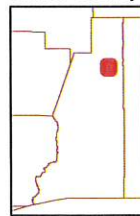


0 0.325 0.65 1.3 Miles

Location in Nevada:



Location within:
Lander County

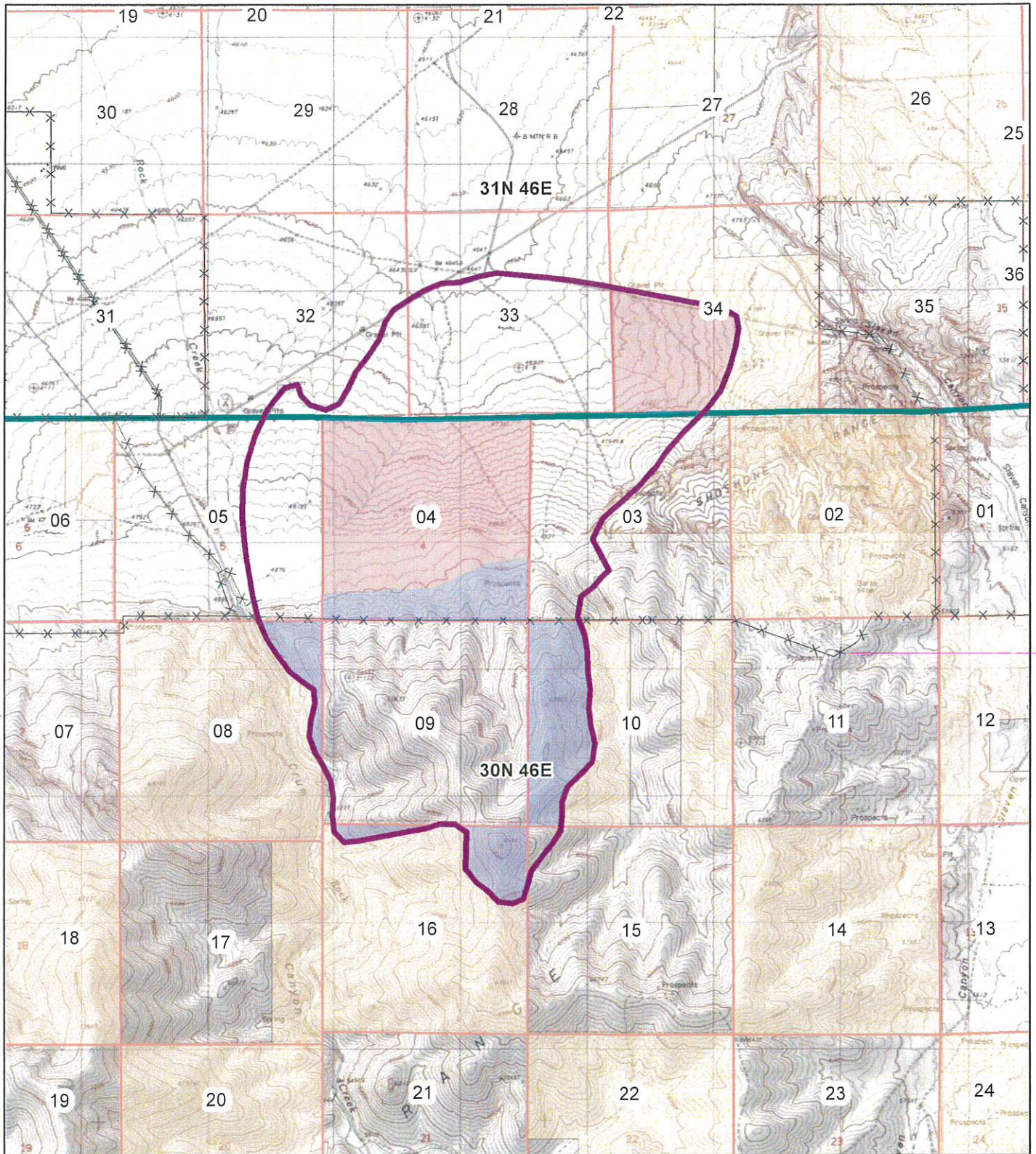


Legend

- Crum Perimeter
- Proposed Fences
- Proposed Cattle Guards
- Existing Fence Lines
- Township and Range
- Section
- Admin. by BLM
- Private Land

"NO WARRANTY IS MADE BY THE BUREAU OF LAND MANAGEMENT AS TO THE ACCURACY, RELIABILITY, OR COMPLETENESS OF THESE DATA FOR INDIVIDUAL USE OR AGGREGATE USE WITH OTHER DATA"

2018 Crum Fire: Proposed Plantings

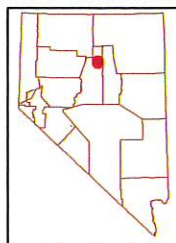


Battle Mountain District Office
50 Bastian Road
Battle Mountain, NV 89820
Date: 9/17/2018

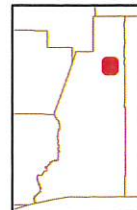


0 0.325 0.65 1.3 Miles

Location in Nevada:



Location within:
Lander County



Legend

- Crum Perimeter
- Uplands: Aerial or Broadcast Seed
- Lowlands: Drill Seed
- Existing Fence Lines
- Township and Range
- Section
- Admin. by BLM
- Private Land

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Louisville, KY 40220

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Dan/Eddyann Filippini
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Barrick Cortez Inc. Ranches
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Elko, NV 89801

Elko Land and Livestock Company
Jeff White
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Elko, NV 89801

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Eureka County DNR
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Battle Mountain, NV 89820

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Grass Valley Ranch LLC
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Harry Brown
HC-61, Box 6145
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JWF Ranching
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Crescent Valley, NV 89821

L&N Livestock
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Battle Mountain, NV 89820

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Lander County Public Lands
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NDOW
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NDOW
Jeremy Lutz
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Nevada Cattlemen's Association
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Elko, NV 89803

Nevada Department of Transportation
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Nevada Department of Wildlife
Alan Jenne
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Reno, NV 89512

Nevada Department of Wildlife
Clint Garrett
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Eureka, NV 89316

Nevada Department of Wildlife - Ely
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Ely, NV 89301

Nevada State Clearinghouse
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Carson City, NV 89701

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NRAC
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Eureka, NV 89316

NRAC
Paul Etzler
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Eureka, NV 89316

NV Depart. Of Agriculture
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Elko, NV 89801

Nye County Commissioner
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Tonopah, NV 89049

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Bert Paris
HC61 Box 140
Battle Mountain, NV 89820

Rand Properties
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PO Box 2703
Elko, NV 89801

Sadler Ranch
Levi Shoda
HC62, Box 62175
Eureka, NV 89316

Smith's Lodge
Gerald Smith
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Battle Mountain, NV 89820

Synergy Resource Solutions, Inc
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Bellgrade, MT 59714

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Tomera Ranches
Paul Tomera
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Battle Mountain, NV 89820

Tomera Ranches
Pete Tomera
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Battle Mountain, NV 89820

Town of Tonopah
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Tonopah, NV 89049

U.S Fish & Wildlife Service - Reno
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Reno, NV 89502

W. Shoshone Descendants of Big Smokey
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Elko, NV 89801

Western Watersheds Project
Kelly Fuller
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Depoe Bay, OR 97341

Western Watersheds Project
Scott Lake
P.O. Box 2863
Boise, ID 83701

White Sage Grazing
Jerry and Tana Masterpool
573 CR 3525
Paradise, TX 76073

Wild Horse Education
Laura Leigh
2016 Lemmon Dr. #316
Reno, NV 89506

Wildlands Defense
Katie File
P.O. Box 125
Bosie, ID 83701



United States Department of the Interior



BUREAU OF LAND MANAGEMENT

Mount Lewis Field Office

50 Bastian Road

Battle Mountain, Nevada 89820

Phone: 775-635-4000

Fax: 775-635-4034

<https://www.blm.gov/nevada>

In Reply Refer To:

6711/9217/9220/9264 (NVB010)

NOV 16 2018

Dear Interested Public

Enclosed please find the 2018 Power Fire Wildfire Management and Livestock Closure Decisions. If you have any questions, please contact Anna O'Brien Emergency Stabilization and Rehabilitation Lead 775-635-4175.

Sincerely,

Jon D. Sherve

Field Manager

Mount Lewis Field Office

Enclosures

2018 Power Fire Wildfire Management and Livestock Closure Decisions

Map: 2018 Power Fire: Location

Map: 2018 Power Fire: Perimeter

Map: 2018 Power Fire: Proposed Fence Lines

Map: 2018 Power Fire: Proposed Plantings

List of Interested Parties

cc: Interested Public



United States Department of the Interior



BUREAU OF LAND MANAGEMENT

Mount Lewis Field Office

50 Bastian Road

Battle Mountain, Nevada 89820

Phone: 775-635-4000

Fax: 775-635-4034

<http://www.blm.gov/nevada>

In Reply Refer To:

6711/9217/9220/9264 (NVB0100)

NOV 16 2018

2018 Power Fire **Wildfire Management and Livestock Closure Decisions**

Dear Permittees:

INTRODUCTION:

During the summer of 2018, the Power Fire burned approximately 1,086 acres with 523 acres being on privately owned land, and 563 acres on public land within the Mount Lewis Field Office (MLFO), Argenta Allotment (refer to the enclosed Power Fire map). An investigation determined that the wildland fire was human caused. After an interdisciplinary review, it was determined that rehabilitation was needed to maintain and/or restore important resources affected by the fire.

The fire burned Greater Sage-Grouse (GRSG), Mule Deer, winter Pronghorn habitat, and other wildlife habitat areas. An Emergency Stabilization and Burn Area Rehabilitation (ES&R) plan was developed to determine the treatments needed to maintain and/or restore these resources and to establish a healthy, stable ecosystem. The Power Fire has increased the potential of wind and water erosion, and the spread of noxious weeds and invasive/non-native plant species. If left untreated, damage to these important resources could reduce ecological conditions and rangeland health. To promote the success of vegetative treatments and promote natural recovery, rest from livestock grazing is required. The 1987 Shoshone Eureka Resource Management Plan (RMP) Amendment Record of Decision and the Battle Mountain District (BMD) Programmatic Emergency Stabilization and Rehabilitation Plan, dated September 10, 2008, requires that seeded areas be rested from livestock grazing for a minimum of two growing seasons or until objectives are met.

BACKGROUND:

The Power Fire was caused by a power line. The Power Fire burned 30.2 acres of general habitat (GHMA) and 516.9 acres of other habitat (OHMA) Greater Sage-Grouse habitat along with winter Pronghorn and Mule Deer habitat. Parts of the private land also falls within these habitats. The fire burned within the Argenta Allotment, and abuts the Beacon Light road and the Beowawe Geothermal Power Plant.

The burn severity of the fire was low; this is due to the fact that the fire did not burn very hot. There were standing tall bunch grasses that were only partially burned and some unburned tops

of sagebrush throughout the burn. Pre-burn this part of the landscape had not cured out fully and the little greenery in the grasses and shrubs kept this fire from growing more than 1086 acres and kept it from becoming catastrophic or burning into old fires.

The Power Fire potentially burned through 6 different ecological sites, one of which while not classified as an actual ecological site and called Playa. The rest of the ecological sites are range sites in the 24 and 25 Nevada series. The ecological sites and expected plant species for each site are as follows:

- Loamy 5-8 precept zone (p.z.) (R024XY002NV) - *Achantherum hymenoides* (Indian Ricegrass), *Atriplex confertifolia* (Shadscale), and *Picrothamnus desertorum* (Bud Sagebrush)
- Sodic Terrace 6-8 p.z. (R024XY003NV) - *Elymus elymoides* (Bottlebrush Squirreltail), Shadscale, and *Sarcobatus vermiculatus* (Black Greasewood)
- Loamy 8-10 p.z. (R024XY005NV) - *Achnatherum thurberianum* (Thurber's Needlegrass), and *Artemisia tridentata ssp. Wyomingensis* (Wyoming Big Sagebrush)
- Sodic Flat 6-8 p.z. (R024XY011NV) - *Leymus cinereus* (Basin Wildrye), *Distichlis spicata* (Inland Saltgrass), and Black Greasewood
- Loamy 8-10 p.z. (R025XY019NV) - Indian Ricegrass, Thurber's Needlegrass, and Wyoming Big Sagebrush.

The area that the Power Fire burned had not burned in recent history. However, in northern Nevada historic trends for natural recovery following fires indicate that the lower precipitation zones show a decreased chance of natural recovery. This is consistent with resistance and resilience concepts developed for the sagebrush steppe. Empirical evidence is available from the 2007 Beowawe, 2007 Sansinea, 2007 Power, 2001 Whirlwind, and 1999 Mule Fires, which show without post fire stabilization this ecotype is unlikely to recover and may convert into a *Bromus Tectorum* (Cheat Grass) monoculture. Often times these systems have a high potential for re-burning, causing catastrophic, large-scale fires.

The area that the Power Fire burned is rather flat, though a portion by the Beacon Light road has a steep drop-off. The lowest portion of the burn is approximately 4860 feet above sea level and the fire rises up to 5200 feet elevation, with the majority of the gain being right next to the road. This road is a main access road to both the power plant and connecting the town of Battle Mountain to both outlying farms and the town of Beowawe. The potential for any erosion that happens on the hill by the road to impact the road itself is high. Also within the fire, there are multiple drainages that bisect the fire. While at the time of the fire there was no water in these drainages they do hold intermittent streams and the potential for any rain or snowmelt to cause erosion within the drainages is highly likely. This erosion could negatively affect properties and water quality downslope of the fire through sediment movement and changes in terrain for years to come. Erosion will also increase the disturbed areas where invasive exotic vegetation thrives and contribute to soil loss within the burn area.

Within the burn perimeter, there are no known noxious species but other invasive exotic plants were found within the burn like *Bromus tectorum* (Cheat Grass), *Alyssum desertorum* (Desert Madwort), *Halogeton glomeratus* (Saltlover), and *Lepidium perfoliatum* (Clasping Pepperweed). Within the surrounding areas and the road leading to the fire there has been reports of *Acroptilon*

repens (Russian Knapweed), *Cardaria draba* (Hoary Cress), *Carduus nutans* (Musk Thistle), *Lepidium latifolium* (Tall White Top), *Onopordum acanthium* (Scotch Thistle), *Taeniatherum caput-medusae* (Medusahead), *Tamarix ramosissima* (Saltcedar), and *Tribulus terrestris* (Puncture Vine). Due to the proximity to populated areas and livestock operations within the general area of the fire, there is an increased risk of external seed sources contributing to invasive and exotic species presence in the burn.

OBJECTIVES:

Post fire, the greatest challenge in the Great Basin Ecoregion is reducing the spread of invasive exotic species. Additionally, there is an increased risk of severe erosion during precipitation events and the introduction and spread of Nevada noxious weed species. Therefore, the BLM has established the following objectives as standards for success on this rehabilitation project.

Each treatment will be reviewed annually to see if the objectives are being met, or if the site is moving towards meeting the objectives. If it is found that the objectives are not being met or if the site is not moving towards meeting the objective, then a BLM interdisciplinary team will meet to decide if the site has the potential to meet the prescribed objectives. They may determine at this time additional treatments will be required to meet objectives. If additional treatments are necessary, they may plan up to an additional five years of treatments.

Desirable Perennial Plant Communities Objective:

Establishment of perennial species is a primary objective. Healthy perennial plant communities stabilize soil, dissipate wind and water energy, enable increased infiltration of precipitation and improve overall habitat for wildlife. Healthy communities are also more resilient to future disturbances and are able to more effectively compete with invasive exotic and noxious species. The following outlines the BLM's desirable perennial plant community objective.

- An average of three perennial species/square meter which are rooted firmly in the soil. Species that qualify in meeting this objective must meet one or more of the following:
 - It is a species expected within the ecological site description for the site
 - It is a species that fills a functional role as a species on the ecological site description
 - It is a species that is included within the seed mix

Invasive Exotic and Noxious Species Objective:

To ensure successful establishment, invasive exotic and noxious species populations must be suppressed within this project area. The BLM has several treatment methods proposed to meet the following objective.

- Reduce or maintain the average cover of invasive exotic and noxious species populations to twenty percent or less.

MONITORING:

This rehabilitation effort represents a significant financial investment by the BLM. To ensure the best possible outcome, the BLM will monitor all treatment areas for three to five years.

Monitoring will be done to evaluate the success of rehabilitation treatments. The BLM will establish permanent representative monitoring sites within the burned area.

Density and cover measurements will be used to determine the effectiveness of the seeding treatments. Monitoring measurements like Line-Intercept, Gap, Density, Height, and other BLM approved methods will be taken to show how the vegetation is recovering. Monitoring techniques will be implemented through methods in BLM technical references and in accordance with the 2008 Battle Mountain ES&R EA.

Alongside density study methods, the BLM will conduct a tug test for perennial species. The BLM will use the tug test to determine how firmly individual plants are rooted. Plants that can be removed from the soil without tearing the roots or stems are not considered to be firmly established.

Additionally, the BLM will establish photo point monitoring, which will be repeated annually. When possible, all monitoring sites will have adjacent, non-treated reference sites established, to compare results of the treatments.

Monitoring will focus on addressing the following questions:

- Have the desirable species been successfully established, and do they provide sufficient cover to adequately protect the site from soil erosion?
- Is there evidence that desirable self-sustaining communities are being established?
- Is there vegetative reproduction occurring along with the establishment of the desirable species?

On October 18, 2018, the MLFO sent out a public consultation letter for the Power Fire. This consultation letter was issued with a 15 day comment period. It discussed the proposed ES&R treatments for the burn area, grazing closures, and the recommendations for the vegetative objectives/criteria for reintroduction of livestock to the burn areas. The letter served as the opportunity for the interested public, partners, and stakeholders, along with the state, local, and tribal governments, to provide comment to the proposed ES&R projects that had been developed by the ES&R interdisciplinary team.

At the conclusion of the comment period, comments were received, and some of the comments were integrated into this Decision and its DNA, while others are addressed in appendix A of the DNA. Therefore, it is my decision to implement the management actions identified for Wildlife Management and Grazing Closure Decisions for the 2018 Power Fire.

WILDFIRE MANAGEMENT DECISION:

This Decision is issued under 43 CFR §4190.1 and is effective upon issuance. The BLM MLFO has made the determination that vegetation, soil, and other resources on the public lands are at immediate risk of erosion or other damage, due to the effects of the Power Fire.

The following is a list of treatments, which were brought forward in the 2018 Power Fire Emergency Stabilization and Rehabilitation plan in order to protect resources impacted by the fire.

Reseeding the Burned Area:

The Power Fire will be reseeded in two separate treatments. Each treatment will consist of different seed mixes. 537 acres will be predominantly drill seeded while the rest will broadcast seeded. Due to price and availability of seed at the time of purchase, the seed mix may change without notice. Any changes to seed mix will take into consideration the local site soil and climatic conditions to provide the best possible chance for success. Preference in the seed mix will be given to native species over non-native species to fill the same functional roles. All seedings will occur during the fall, winter, or spring. If possible, seedings will be implemented shortly before anticipated snowfall to increase the chance for success. The two treatments are explained in further detail as follows:

The proposed drill seed mix will primarily consist of 5 perennial grasses: *Achantherum hymenoides* (Indian Ricegrass), *Agropyron fragile* (Siberian Wheatgrass) *Elymus elymoides* (Bottlebrush Squirreltail), *Leymus cinereus* (Basin Wildrye), *Achnatherum thurberianum* (Thurbers Needlegrass); 3 shrubs: *Atriplex confertifolia* (Shadscale), *Grayia spinosa* (Spiny Hopsage), and *Artemisia tridentata ssp. Wyomingensis* (Wyoming Big Sagebrush); and 3 forbs: *Achillea millefolium* (Western Yarrow), *Sphaeralcea munroana* (Munroes Globemallow) and *Bassia prostrata* (Forage Kochia). The drill mix will be used on the flats on public land throughout the fire and will avoid rock outcrops, unburned islands, and any identified historic properties.

Along the roads and under the power lines, a broadcast seeder will be used with and without a chain harrow to incorporate the seed. The proposed mix for broadcast seeding is a green-strip mix. Green-strip mixes are often used in areas of high fire potential risk, i.e. like along roadways and below power lines, due to slower curing of vegetation, and the fact that some of these species are less flammable than other native vegetation. The slower curing means that the vegetation stays greener longer and a fire that starts in green vegetation is more likely to die off on its own or to not move as far or fast allowing a longer response time for the first responders prior to the fire moving outside the green-strip area. The green-strip mix is proposed to consist of 6 perennial grasses: *Achantherum hymenoides* (Indian Ricegrass), *Agropyron fragile* (Siberian Wheatgrass) *Elymus elymoides* (Bottlebrush Squirreltail), *Leymus cinereus* (Basin Wildrye), *Distichlis spicata* (Inland Saltgrass), and *psathyrostachys juncea* (Russian Wildrye); and 1 forb: *Bassia prostrata* (Forage Kochia). Seeding will occur in the fall, winter, and early spring, shortly before anticipated winter snowfall to assist with propagation.

A livestock closure will be implemented to allow the seeded species to establish. The grazing closure will remain in effect until the objectives outlined above are met or for a minimum of two growing seasons. The grazing closure is discussed further under the grazing closure section below. To facilitate the closure, approximately 7 miles of fence will be installed around perimeter of the fire. The fence should be constructed before the growing season and prior to turnout in that pasture/allotment. This time frame should minimize the detrimental effects of grazing on sprouting seeding treatments. Once site objectives are met and the closure is lifted, the fence will be removed. The fence will be metal T-post and barbed wire construction with 3 strands of barbed wire and 1 smooth bottom wire. Corners will be metal rails and gates will be placed at a minimum of every mile, to allow for removal of animals in the event that livestock

enter the enclosure accidentally. Sage-Grouse fence markers will be placed along the fence line if it falls within ¼ a mile of any leks.

Invasive Exotic Plants and Noxious Weed Treatments:

Invasive exotic plants and Nevada listed noxious weeds are known to occur within the Power Fire perimeter and in the surrounding landscape. In order to maximize a successful rehabilitation outcome, the BLM must strive to reduce both invasive exotic plants and Nevada listed noxious weeds. These species will often times outcompete desirable native and non-native species and disrupt the overall function of any given ecosystem. Several examples of invasive exotic plants are known to occur within the area of the Power Fire. These species include Cheat Grass, Desert Madwort, Saltlover, and Claspig Pepperweed. There were no known Nevada listed noxious weed species found within the fire there is populations of Russian Knapweed, Hoary Cress, Musk Thistle, Tall White Top, Scotch Thistle, Medusahead, Saltcedar, and Puncture Vine outside the fire perimeter. Nevada State Law requires that all populations of noxious weed be treated.

There is an increased potential for these populations to establish and expand within burned areas. Invasive exotic and noxious weed species can have seeds banks that persist through a burn and are often times the first species to germinate following a fire. Existing seed sources can be supplemented by wind, vehicles, and livestock moving through the area. Given the extent of invasive exotic species populations, especially in the lowland treatment area, there is a limited potential for recovery without specific invasive exotic and noxious weed species treatments. The BLM is proposing both chemical and targeted grazing treatments to manage the spread of invasive exotic and noxious weed species populations.

The BLM generally spot treats populations of noxious weed species and most invasive exotic species as part of post fire rehabilitation. The BLM will use an approved herbicide mix, which will be sprayed at a recommended rate. Monitoring and treatments will be funded under this project for a period of five years.

The BLM will use Imazapic within the fire perimeter to reduce the Cheat Grass, assist the reseeding process, and promote native plant recovery. Imazapic is a relatively selective herbicide. It is used primarily to suppress Cheat Grass, and it will not affect the success of the seeding effort. If this treatment occurs prior to the growing season of desirable perennial species, then the BLM will consider the inclusion of a Glyphosate herbicide. Glyphosate herbicides will kill all plants it comes into contact with as long as they are actively growing. The BLM will implement this treatment in the fall or early spring.

All chemical treatments will be entered into the National Invasive Species Information Management System (NISIMS) or a BLM accepted alternative.

RATIONAL:

This Decision on DNA 2018 Power Fire Emergency Stabilization, Rehabilitation, and Grazing Closure (DOI-BLM-NV-B010-2019-0004-DNA) is effective upon issuance, in accordance with 43 CFR 4190.1, to allow implementation of treatments within a time frame consistent with the urgent nature of burned area rehabilitation to mitigate the effects of wildfire and fire suppression

activities on natural resources. Such resources include wildlife habitat, soil structure and forage values for wildlife, wild horses, and livestock. Implementation of the treatments for the Power Fire will minimize the potential of invasion and establishment of invasive and/or noxious weeds, provide quality forage for wildlife, wild horses and livestock, and facilitate meeting the Northern Great Basin Resource Advisory Council's (RAC) Standards and Guidelines.

Analysis of the burned area and the associated range sites was completed to determine the suitability and location of the seeding treatments. Species selected for the treatment are adapted to the range sites chosen for treatment and will facilitate a quicker vegetative response that will stabilize soils, reduce erosion, improve infiltration, provide competition for invasive non-native species, and replace organic litter that was consumed by the fires. In order to increase the likelihood of successes, the seeding treatment will occur within the winter months in order to take advantage of available soil moisture. Research and implementation of previous Emergency Stabilization (ES) and Burned Area Rehabilitation (BAR) plans has shown success with the timing and application methods that will be utilized to implement the seeding treatment. It is expected that vegetation establishment will be successful on all sites although the presence or absence of timely moisture will be a limiting factor.

Temporary fencing is necessary to protect the significant amount of investment being put into the fire rehabilitation. By temporarily excluding wild horses, large ungulates, and cattle, seeded and planted species will have the opportunity to develop robust root systems and provide a naturalized seed source to continue the rehabilitation of the burned area with less active management required.

This Decision on *2018 Power Fire Emergency Stabilization, Rehabilitation, and Grazing Closure (DOI-BLM-NV-B010-2019-0004-DNA)* conforms to the Shoshone-Eureka Resource Management Plan (RMP), as amended, the Northern Great Basin RAC Standards and Guidelines and the Battle Mountain District (BMD) Programmatic Emergency Stabilization and Rehabilitation Plan dated September 10, 2008. The proposed treatments are specifically accounted for in the Emergency Stabilization and Rehabilitation Plan.

DECISION AUTHORITY:

The authority for this Decision on *2018 Power Fire Emergency Stabilization, Rehabilitation, and Grazing Closure (DOI-BLM-NV-B010-2019-0004-DNA)* is contained in Title 43 of the Code of Federal Regulations (CFR) including, but not limited to the following:

§4190.1 Effect of wildfire management decisions.

(a) Notwithstanding the provisions of 43 CFR §4.21(a)(1), when BLM determines that vegetation, soil, or other resources on the public lands are at substantial risk of wildfire due to drought, fuels buildup, or other reasons, or at immediate risk of erosion or other damage due to wildfire, BLM may make a rangeland wildfire management decision effective immediately or on a date established in the decision. Wildfire management includes but is not limited to:

- (1) Fuel reduction or fuel treatment such as prescribed burns and mechanical, chemical, and biological thinning methods (with or without removal of thinned materials); and

- (2) Projects to stabilize and rehabilitate lands affected by wildfire.

APPEAL PROVISIONS:

This Decision on *2018 Power Fire Emergency Stabilization, Rehabilitation, and Grazing Closure (DOI-BLM-NV-B010-2019-0004-DNA)* may be appealed to the Interior Board of Land Appeals, Office of the Secretary, in accordance with the regulations contained in 43 CFR, Part 4 at the below address. If an appeal is taken, your notice of appeal must be filed within this office to Jon D. Sherve, Field Manager, Mount Lewis Field Office within 30 days from the effective date of this decision. The appellant has the burden of showing that the decision appealed from is in error. Notwithstanding the provisions of 43 CFR §4.21(a)(1), filing a notice of appeal does not automatically suspend the effect of the decision.

United States Department of the Interior
Office of the Secretary
Board of Land Appeals
4015 Wilson Blvd., Arlington, Virginia 22203

If you wish to file a petition pursuant to regulation 43 CFR §4.21(b) and §4190.1(a) for a stay of the effectiveness of this decision during the time that your appeal is being reviewed by the Board, the petition for a stay must accompany your notice of appeal. A petition for a stay is required to show sufficient justification based on the standards listed below. Copies of the notice of appeal and petition for a stay must also be submitted to each party named on this decision and to the Interior Board of Land Appeals and to the appropriate Office of the Solicitor (see 43 CFR §4.413) at the same time the original documents are filed with this office. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

| | |
|-------------------------|---------------------------------|
| WHERE TO FILE | U.S. Department of the Interior |
| NOTICE OF APPEAL. . . . | Bureau of Land Management |
| | Battle Mountain Field Office |
| | 50 Bastian Road |
| | Battle Mountain, NV 89820 |
| SOLICITOR | U.S. Department of the Interior |
| ALSO COPY TO. . . . | Office of the Field Solicitor |
| | Pacific Southwest Region |
| | 2800 Cottage Way, Room E-1712 |
| | Sacramento, CA 95825 |

A petition for a stay of a decision pending appeal shall show sufficient justification based on the following standards:

- (1) The relative harm to the parties if the stay is granted or denied,
- (2) The likelihood of the appellant's success on the merits,
- (3) The likelihood of immediate and irreparable harm if the stay is not granted, and
- (4) Whether the public interest favors granting the stay.

GRAZING CLOSURE DECISION:

This Decision on 2018 Power Fire Emergency Stabilization, Rehabilitation, and Grazing Closure (DOI-BLM-NV-B010-2019-0004-DNA) is issued effective upon issuance in accordance 43 CFR §4110.3-3(b) and 43 CFR §4160.3(f). The Bureau of Land Management has made the determination that vegetation, soil, and other resources on the public lands are at immediate risk of erosion or other damage due to wildfire and that continued grazing use poses an imminent likelihood of significant resource damage.

Therefore, it is my final decision to implement the following actions:

1. Close the burned area associated with the Power Fire to livestock grazing beginning December 2018. The fire will remain closed for a minimum of two growing seasons or until vegetation objectives are achieved.
2. Due to the size and vegetative communities associated with the fire, there will be a reduction of Animal Use Months (AUMs) associated with the permits held by Elko Land and Livestock Company and Henry Filippini, Jr.

There are two permittees that are affected by the Power Fire, Henry Filippini, Jr. and Elko Land and Livestock Company. The fire burned in one use area within the Argenta Allotment. Permitted AUMs for permittees affected by the Power Fire are shown in Table 1. The average-stocking rate on the Argenta Allotment is 8.05 acres/AUM.

Table 1: Current Permit Terms and Conditions

| Permittee | Allotment | Use Area | Livestock Type | Beginning of Season of use | End of Season of use | Permitted AUM |
|---------------------------------|-----------|----------|----------------|----------------------------|----------------------|---------------|
| Elko Land and Livestock Company | Argenta | All | Cattle | 11/15 | 3/1 | 393 |
| Henry Filippini, Jr. | Argenta | All | Cattle | 3/16 | 12/31 | 460 |

The BLM is will temporarily reduce permitted AUMs within the fire perimeter upon issuance of the Closure Decision. See Table 2 for farther delineation of the temporary reduction of AUMs. The Power Fire burned approximately 1,086 acres of BLM Managed Lands. When the average-stocking rate of 8.05 acres/AUM is applied to the affected BLM acres, there is a total recommended temporary reduction of 135 AUMs.

Table 2: Grazing Closure Reduction Delineation

| Permittee | Permitted AUMs | Proposed Temp Reduction | Available AUMs Under Temp Reduction |
|---------------------------------|----------------|-------------------------|-------------------------------------|
| Henry Filippini, Jr. | 460 | 73 | 387 |
| Elko Land and Livestock Company | 393 | 62 | 331 |

All grazing closures will be in effect for two growing seasons from when seeding occurs. If objectives are not achieved within that period, the BLM will form an Interdisciplinary Team to evaluate the effectiveness of treatments. At this time, the BLM may decide to implement

additional treatments or to extend/modify grazing closures. The decision to extend a grazing closure will be based on the likeliness for further rest to allow the site to meet objectives; these objectives were delineated above in the section titled "Objective".

RATIONALE:

This Decision on *2018 Power Fire Emergency Stabilization, Rehabilitation, and Grazing Closure (DOI-BLM-NV-B010-2019-0004-DNA)* is being issued effective upon issuance, in accordance with 43 CFR §4110.3-3(b), in order to provide an opportunity for the burn area to recover, to allow for successful establishment of seeding treatments and to limit the likelihood of significant damage to natural resources. Rest from livestock grazing is required in order to successfully re-establish perennial vegetation, restore plant vigor and seed production, minimize active soil erosion and minimize the post fire invasive and noxious weed establishment (BLM H-1742-1 pg 35). The establishment of vegetation criteria accompanied by annual monitoring will ensure that perennial vegetation will be fully recovered from the effects of the burn prior to the re-introduction of livestock grazing. The growing season for key perennial grasses in the burned area approximately begins in April and ends in August depending upon the year and the species type.

DECISION AUTHORITY:

The authority for this decision on *2018 Power Fire Emergency Stabilization, Rehabilitation, and Grazing Closure (DOI-BLM-NV-B010-2019-0004-DNA)* is contained in Title 43 of the Code of Federal Regulations (CFR) including, but not limited to the following:

§4110.3-3(b): When the authorized officer determines that the soil, vegetation, or other resources on the public lands require immediate protection because of conditions such as drought, fire, flood, insect infestation, or when continued grazing use poses an imminent likelihood of significant resource damage, after consultation with, or a reasonable attempt to consult with, affected permittees or lessees, the interested public, and the State having lands or responsible for managing resources within the area, the authorized officer shall close allotments or portions of allotments to grazing by any kind of livestock or modify authorized grazing use notwithstanding the provisions of paragraph (a) of this section. Notices of closure and decisions requiring modification of authorized grazing use may be issued as final decisions effective upon issuance or on the date specified in the decision. Such decisions shall remain in effect pending the decision on appeal unless a stay is granted by the Office of Hearings and Appeals in accordance with 43 CFR §4.21.

§4160.3(f): Notwithstanding the provisions of §4.21(a) of this title pertaining to the period during which a final decision will not be in effect, the authorized officer may provide that the final decision shall be effective upon issuance or on a date established in the decision and shall remain in effect pending the decision on appeal unless a stay is granted by the Office of Hearings and Appeals when the authorized officer has made a determination in accordance with §4110.3-3(b), or §4150.2(d). Nothing in this section shall affect the authority of the Director of the Office of Hearings and Appeals or the Interior Board of Land Appeals to place decisions in full force and effect as provided in §4.21(a)(1) of this title.

APPEAL PROVISIONS:

In accordance with 43 CFR §4.470, and §4160.4, any person whose interest is adversely affected by a final decision of the authorized officer may appeal the decision for the purpose of a hearing before an administrative law judge. The appeal must be filed within 30 days after receipt of the final decision. In accordance with 43 CFR §4.470, the appeal shall state clearly and concisely the reason(s) why the appellant thinks the final decision of the authorized officer is wrong.

Pursuant to 43 CFR §4.471 and §4160.4, an appellant also may petition for a stay of the final decision pending appeal by filing a petition for stay along with the appeal within 30 days after receipt of the final decision.

The appeal and any petition for stay must be filed at the office of the authorized officer, Jon Sherve, Field Manager, Mount Lewis Field Office. Within 15 days of filing the appeal and any petition for stay, the appellant also must serve a copy of the appeal and any petition for stay on any person named in the decision and listed at the end of the decision, and on the Office of the Solicitor.

| | |
|-------------------------|---------------------------------|
| WHERE TO FILE | U.S. Department of the Interior |
| NOTICE OF APPEAL. . . . | Bureau of Land Management |
| | Battle Mountain Field Office |
| | 50 Bastian Road |
| | Battle Mountain, NV 89820 |
| SOLICITOR | U.S. Department of the Interior |
| ALSO COPY TO. . . . | Office of the Field Solicitor |
| | Pacific Southwest Region |
| | 2800 Cottage Way, Room E-1712 |
| | Sacramento, CA 95825 |

Pursuant to 43 CFR §4.471(c), a petition for stay, if filed, must show sufficient justification based on the following standards:

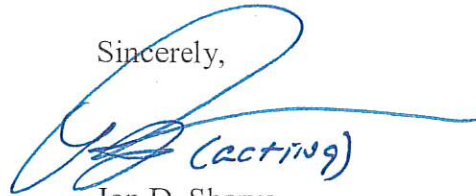
- (1) The relative harm to the parties if the stay is granted or denied;
- (2) The likelihood of the appellant's success on the merits;
- (3) The likelihood of immediate and irreparable harm if the stay is not granted; and,
- (4) Whether the public interest favors granting the stay.

43 CFR §4.471(d) provides that the appellant requesting a stay bears the burden of proof to demonstrate that a stay should be granted.

Any person named in the decision from which an appeal is taken (other than the appellant) who wishes to file a response to the petition for a stay may file with the Hearings Division a motion to intervene in the appeal, together with the response, within 10 days after receiving the petition. Within 15 days after filing the motion to intervene and response, the person must serve copies on the appellant, the Office of the Solicitor and any other person named in the decision (43 CFR §4.472(b)).

At the conclusion of any document that a party must serve, the party or it's representative must sign a written statement certifying that service has been or will be made in accordance with the applicable rules and specifying the date and manner of such service (43 CFR §4.422(c)(2)).

Sincerely,



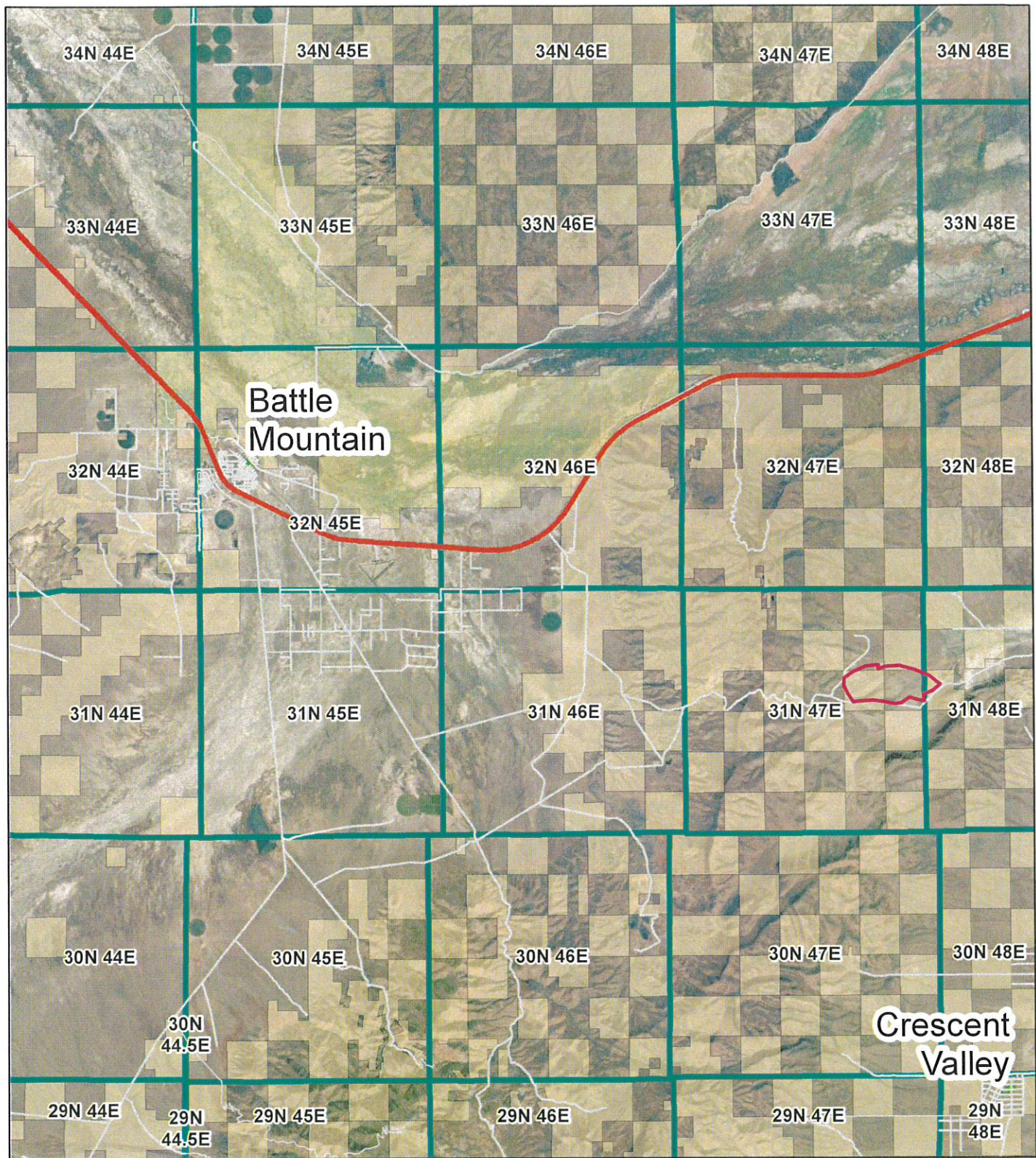
Jon D. Sherve
Field Manager
Mount Lewis Field Office

Enclosure(s)

Map: 2018 Power Fire: Location
Map: 2018 Power Fire: Perimeter
Map: 2018 Power Fire: Proposed Fence Lines
Map: 2018 Power Fire: Proposed Plantings
List of Interested Parties

cc: Interested Public

2018 Power Fire: Location



Battle Mountain District Office
50 Bastian Road
Battle Mountain, NV 89820
Date: 10/2/2018

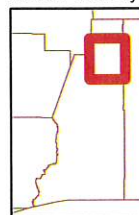


0 1.5 3 6 Miles

Location in Nevada:



Location within:
Lander County

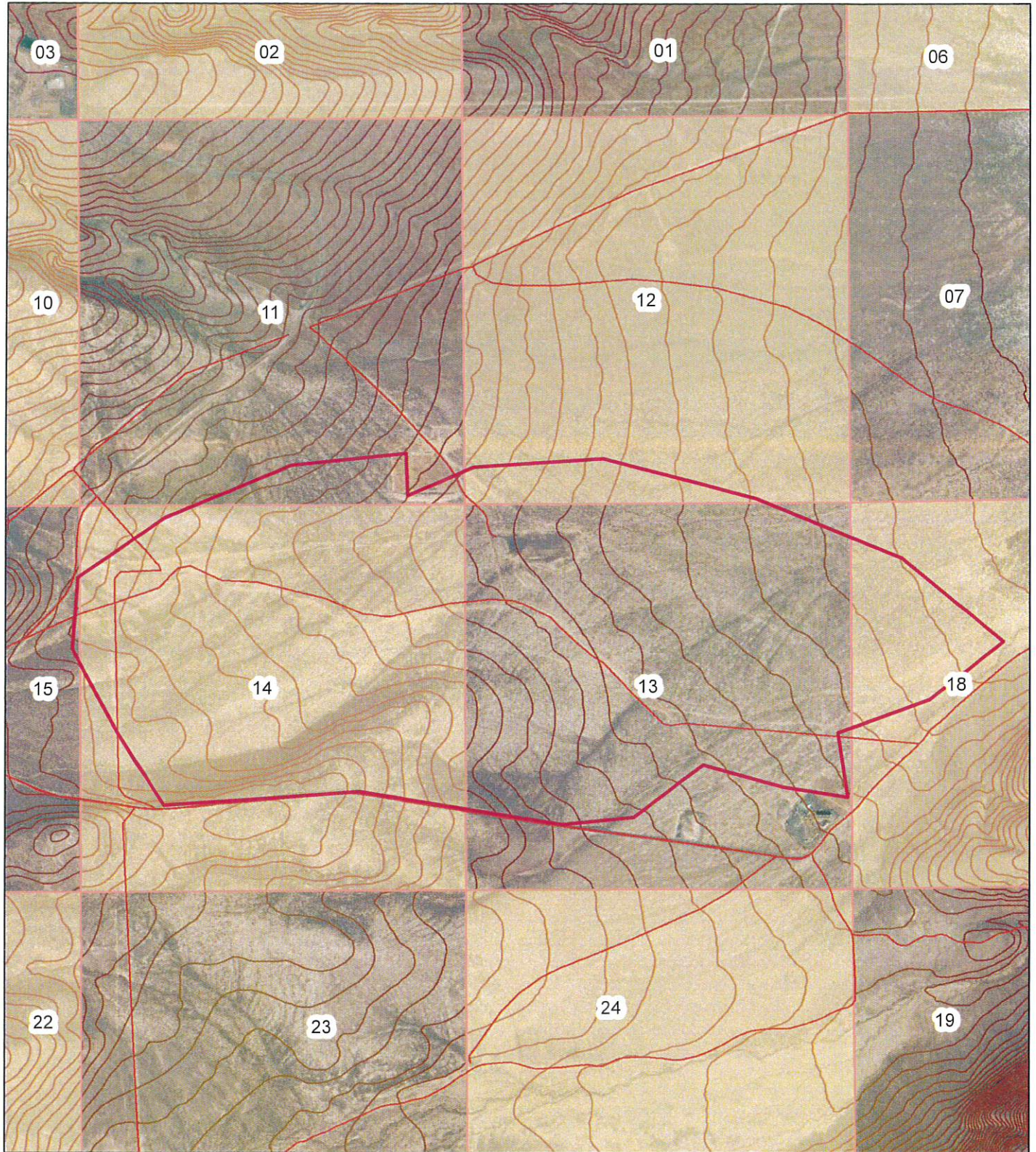


Legend
 Perimeter
 Interstate
 State
 County
 Private
 Unknown Ownership

Cities and Towns
 Township and Range
 Admin. by BLM
 Bureau of Indian Affairs
 Bureau of Reclamation
 Private Land

"NO WARRANTY IS MADE BY THE BUREAU OF LAND MANAGEMENT AS TO THE ACCURACY, RELIABILITY, OR COMPLETENESS OF THESE DATA FOR INDIVIDUAL OR AGGREGATE USE WITH OTHER DATA"

2018 Power Fire: Perimeter

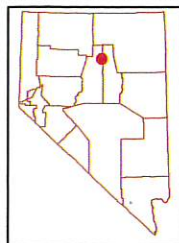


Battle Mountain District Office
50 Bastian Road
Battle Mountain, NV 89820
Date: 7/5/2018

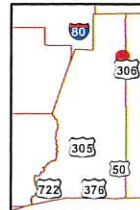


0 0.175 0.35 0.7 Miles

Location in Nevada:



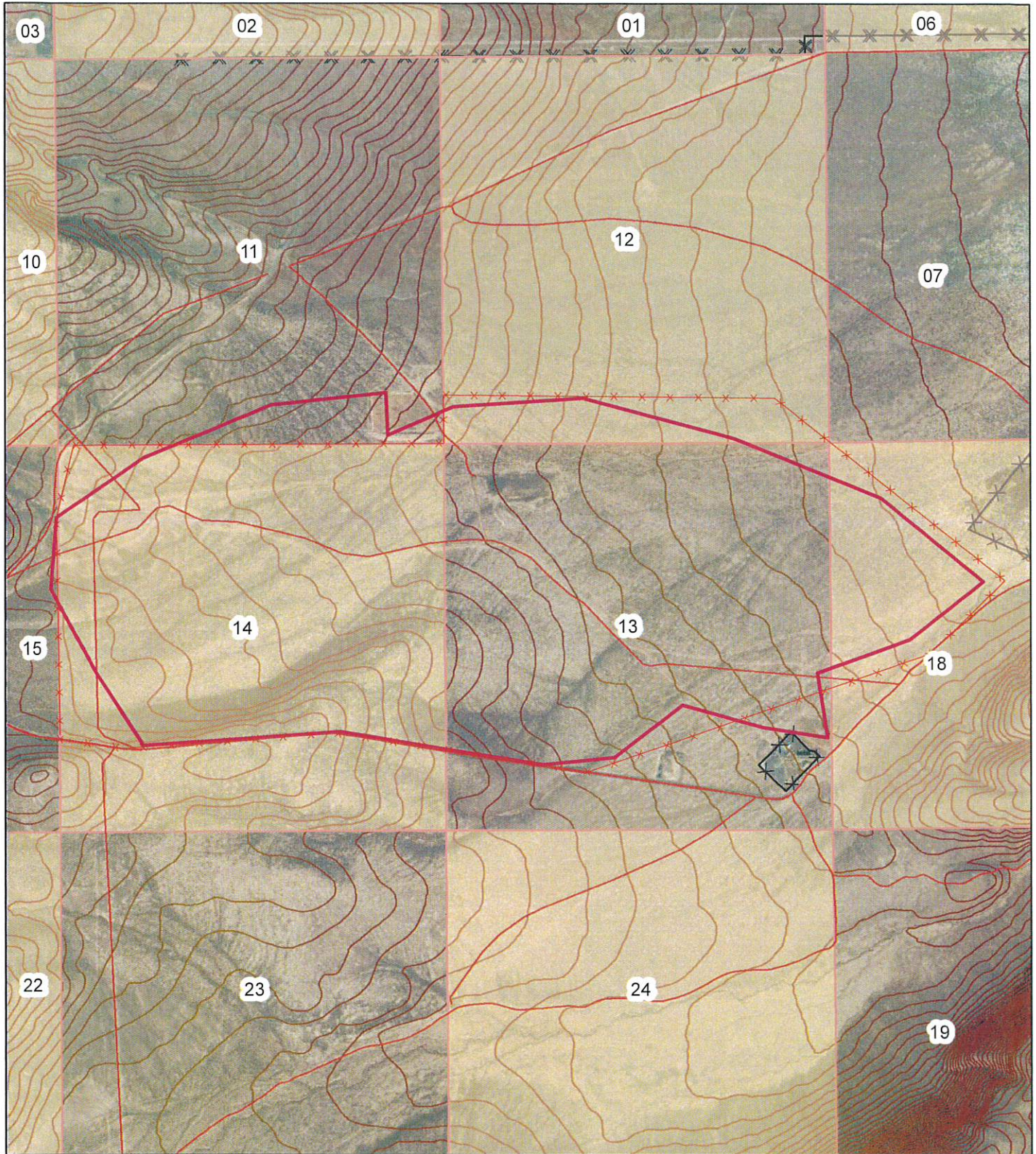
Location within:
Lander County



- Legend
- Perimeter
 - Roads
 - District Boundary
 - County Boundry
 - Section
 - Admin. by BLM
 - Private Land
 - Contours 20ft

"NO WARRANTY IS MADE BY THE BUREAU OF LAND MANAGEMENT AS TO THE ACCURACY, RELIABILITY, OR COMPLETENESS OF THESE DATA FOR INDIVIDUAL USE OR AGGREGATE USE WITH OTHER DATA"

2018 Power Fire: Proposed Fence Lines

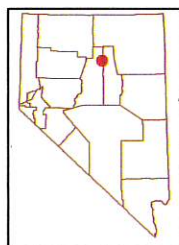


Battle Mountain District Office
50 Bastian Road
Battle Mountain, NV 89820
Date: 7/5/2018

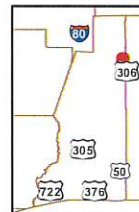


0 0.175 0.35 0.7 Miles

Location in Nevada:



Location within:
Lander County

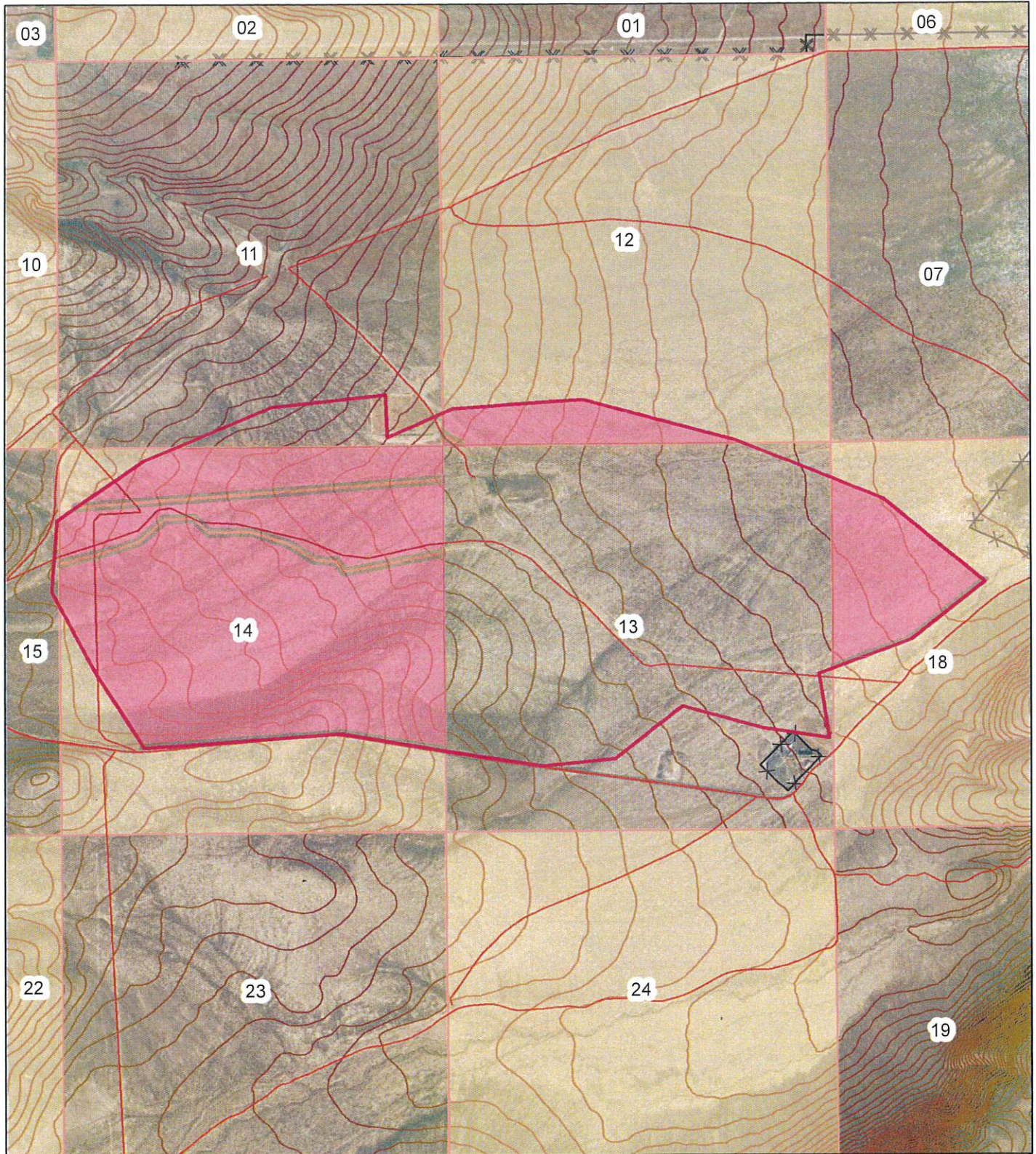


Legend

- ✕ ESR_Fence_Line_Power
- ▭ Perimeter
- Roads
- ⊕ District Boundary
- ▭ County Boundary
- ▭ Section
- ▭ Admin. by BLM
- ▭ Private Land
- ✕ Existing Fence
- Contours 20ft

"NO WARRANTY IS MADE BY THE BUREAU OF LAND MANAGEMENT AS TO THE ACCURACY, RELIABILITY, OR COMPLETENESS OF THESE DATA FOR INDIVIDUAL USE OR AGGREGATE USE WITH OTHER DATA"

2018 Power Fire: Proposed Plantings

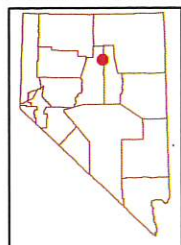


Battle Mountain District Office
50 Bastian Road
Battle Mountain, NV 89820
Date: 7/5/2018

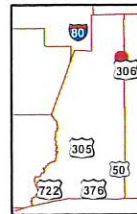


0 0.175 0.35 0.7 Miles

Location in Nevada:



Location within:
Lander County



Legend

Perimeter

Comments

Drill Seeding

GreenMix

Roads

District Boundary

County Boundary

Section

Admin. by BLM

Private Land

Existing Fence

Contours 20ft

"NO WARRANTY IS MADE BY THE BUREAU OF LAND MANAGEMENT AS TO THE ACCURACY, RELIABILITY, OR COMPLETENESS OF THESE DATA FOR INDIVIDUAL USE OR AGGREGATE USE WITH OTHER DATA"

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