

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

December 5, 2019

**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**

All times on this agenda are approximate. Consideration of items may require more or less time than is scheduled. Items on the agenda may be taken out of order; the public body may combine two or more agenda items for consideration; and the public body may remove an item from the agenda or delay discussion relating to an item on the agenda at any time. Public comment is designated for discussion only. The public has the opportunity to address the commission on any matter not appearing on the agenda; however, no action may be taken on any matter raised until the matter itself has been specifically included on the agenda as an item upon which action may be taken. Additionally, public comment may be heard on any item listed on the agenda. Persons are invited to submit comments in writing and/or attend and make comments on any agenda item at the commission meeting. All public comment may be limited to three (3) minutes per person, at the discretion of the commission.

9:00 A.M Call to Order
 Pledge of Allegiance
 A Moment of Silence
Lander County Commissioners may break for lunch from 12:00 pm to 1:15 pm.
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 December 5, 2019 Agenda Notice
- (2) Approval of May 23, 2019 Meeting Minutes
- (3) Approval of June 27, 2019 Meeting Minutes
- (4) Approval of July 11, 2019 Meeting Minutes
- (5) Approval of July 25, 2019 Meeting Minutes
- (6) Approval of October 10, 2019 Meeting Minutes
- (7) Approval of October 24, 2019 Meeting Minutes
- (8) Approval of November 7, 2019 Meeting Minutes
- (9) Approval of November 25, 2019 Special Meeting Minutes
- (10) Approval of the Payment of Bills

COMMISSIONERS

- (1) **9:10 A.M.**
PUBLIC HEARING: For discussion and possible action to approve/disapprove the adoption of Ordinance 2019-01 amending Title 15, Chapter 12 of the Lander County Code by Repeal and Amendment, to adopt the latest Building Codes, and provide simpler updating thereof.
- (2) **9:30 A.M.**
PUBLIC HEARING: For possible action, to approve/disapprove the acceptance of a business impact statement with a motion, if approved, stating “This Rule DOES NOT impose a direct and significant economic burden upon a business, nor does it directly restrict the formation, operation or expansion of a business, therefore we approve moving forward with an ordinance initiating the dissolution of the Lander County Combined Sewer and Water District #2 General Improvement District and its Board of Trustees.”

- (3) **COMISSIONERS:** For Possible action, to approve/disapprove use of the old jail to the Battle Mountain Sober Seniors for a gift wrapping and storage fundraiser on the weekends through Christmas Eve and to request that water and heat is provided during that time
- (4) **UNIVERSITY OF NEVADA COPORATIVE EXTENSION:** For possible action, to approve/disapprove the budget carryover spend down plan as presented by Holly Gatzke of the University of Nevada Reno Extension.
- (5) **RECREATION CENTER:** For possible action, to approve/disapprove a free day to the public during the All-Class Reunion on July 25, 2020.
- (6) **SHERIFF OFFICE:** For possible action, pre-budgetary approval request for FY 2020/2021 in the amount of \$15,000 each year for a period of five years, for the Sheriff's Office Taser Replacement Program; or to fully fund the program in FY 2020/2021 budget in the amount of \$74,600.
- (7) **PLANNING:** For possible action, to approve/disapprove a parcel map application for Riley Synek to combine two (2) parcels into one (1) parcel, located at 670 Faded Sage Drive and 685 Yellow Brick Road in Battle Mountain, APN 010-280-29 and 010-280-30, zoned A-1.
- (8) **COUNTY MANAGER:** Update regarding the Battle Mountain Christmas Festival funding.
- (9) **COUNTY MANAGER:** For possible action, to approve/disapprove an increase to the Nationwide Preferred Compensation account (PERS) from 28% to 29.25 % for Patsy Waits and Art Clark, to bring them in compliance with other county employees.
- (10) **COUNTY MANAGER:** For possible action, to give direction to the County Manager to advertise for an independent contractor to manage the Mountain View Golf Course clubhouse starting spring 2020.

- (11) **COUNTY MANAGER:** For possible action, to approve/disapprove the amended NV Energy franchise agreement that allows the town of Kingston to retain their 2% annual gross franchise fee per decision made on Nov 7, 2019 by the Lander County Board of County Commissioners.

- (12) **COUNTY MANAGER:** For possible action, to approve/disapprove the creation of a complete count committee for the 2020 census and if approved to develop a strategy.

- (13) **COUNTY MANAGER:** For discussion and possible action regarding the performance evaluation of Keith Westengard including but not limited to: termination, suspension, demotion, reduction in pay, reprimand, promotion, endorsement, engagement, retention, or “no action”, and all other matters properly related thereto. (Per NRS 241.031)

CORRESPONDENCE

- (14) Correspondence/reports/potential upcoming agenda items.

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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

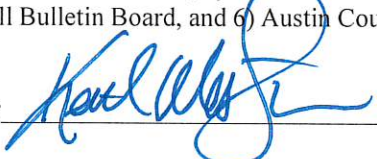
Route 305, Battle Mountain, Nevada 89820, or call (775) 635-2885 at least one day in advance of the meeting.

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 by 9:00am on the 27th day of November , 2019, 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 27th day of November, 2019.

Witness Karina Cortes

Name of Agenda: Lander County Commission

Date of Meeting: December 5, 2019