

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

September 27, 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 September 27, 2018 Agenda Notice

*(2) Approval of July 26, 2018 Meeting Minutes

*(3) Approval of August 9, 2018 Meeting Minutes

*(4) Approval of August 23, 2018 Meeting Minutes

*(5) Approval of August 30, 2018 Special Meeting Minutes

*(6) Approval of the Payment of Bills

* (7) Approval of Payroll Change Requests

COMMISSIONERS

- * (1) Discussion and possible action to approve/disapprove the passage of Ordinance 2018-03, amending Title 2, Chapter 06 of the Lander County Code deleting references to an Executive Director and defining all matters relating to, and to modify the duties and powers of the County Manager position, and all other matters properly related thereto.

Public Comment

- * (2) Discussion and possible action to approve/disapprove the passage of Ordinance 2018-04, amending Title 2, Chapter 07 of the Lander County Code deleting references to supervisors and defining all matters relating to, and to modify the duties and powers of the Public Works Director position, and all other matters properly related thereto.

Public Comment

- * (3) Discussion and possible action to approve/disapprove the passage of Ordinance 2018-05, amending Title 5, Chapter 020 of the Lander County Code to include various marijuana facilities to be fingerprinted for local business licenses, and all other matters properly related thereto.

Public Comment

- * (4) Discussion only regarding concerned citizens against A-2 Zoning for the cultivation of marijuana, and all other matters properly related thereto.

Public Comment

- * (5) Discussion and possible action to approve/disapprove the permit for temporary occupancy of Nevada Department of Transportation Right-of-Way for the Battle Mountain High School Homecoming Parade, Friday, October 12, 2018 at 12:00 pm, closing East Front Street, Broad Street, East 8th Street, and ending at the Elementary School on Altenburg Street, approval has already been granted by the State of Nevada Department of Transportation to close state highways East Front Street and Broad Street at the above stated time and date, and all other matters properly related thereto.

Public Comment

- *(6) Discussion and possible action to approve/disapprove the recommendation of the Planning Commission for the following zone change request for William and Heather Kohlmeyer from the eastern 716.27 feet of APN#010-280-04 and 010-280-06 from farm and ranch district (A-3) to one acre agricultural district (A-1) with a minimum lot size of 2.5 acres, leaving the westerly 610 feet of each parcel zoned as A-3 to create a buffer zone to existing farm and ranch operations, and all other matters properly related thereto.

Public Comment

- *(7) Discussion and possible action to approve/disapprove the recommendation of the Planning Commission for the following zone change request for Eric & Stacy Ragland from A-3 Farm and Ranch District to A-2 Five Acre Agricultural District: APN's 010-280-20 and 010-280-24 located on Faded Sage Drive, and all other matters properly related thereto.

Public Comment

- *(8) Discussion only regarding an update on the Mill Creek Campground provided by BLM Representatives Jon Sherve and Anna O'Brien, and to review the Mill Creek Enhancement Plan, and all other matters properly related thereto.

Public Comment

- *(9) Discussion and possible action regarding the Battle Mountain Levee and an update provided by Summit Engineering, and all other matters properly related thereto.

Public Comment

BOARD APPOINTMENTS

- *(10) Discussion and possible action to appoint/reappoint one individual to fill one vacancy on the Lander County Advisory Board to Manage Wildlife to a three year term expiring June 30, 2021 and to consider each of the following:

- a) Ted McElvain;
- b) Phil Gray;

And all other matters properly related thereto.

Public Comment

PUBLIC WORKS

- *(11) Discussion and possible action to approve/disapprove the Professional Engineering Services Proposal for Allen Road Water Main Loop and the White Knife Water and Sewer Service from Day Engineering in an amount not to exceed \$257,500.00, and all other matters properly related thereto.

Public Comment

COMMISSIONERS

RECESS THE BOARD OF THE LANDER COUNTY COMMISSIONERS AND CONVENE THE MEETING OF THE LANDER COUNTY LIQUOR BOARD COMPOSED OF THE LANDER COUNTY BOARD OF COMMISSIONERS AND THE LANDER COUNTY SHERIFF

- *(12) Discussion and possible action to approve/disapprove a liquor license to Kristi Lindsay for the The Barr located at 130 E. Front Street Ste. 1, Battle Mountain, Nevada, and all other matters properly related thereto.

Public Comment

- *(13) Discussion and possible action to approve/disapprove a liquor license for Kelli Sondermann, Michael Sondermann, and Michelle Rowan for Overtime Sports Bar & Grill located at 870 S. Broad Street, Battle Mountain, Nevada, and all other matters properly related thereto.

Public Comment

ADJOURN THE MEETING OF THE LANDER COUNTY LIQUOR BOARD AND RECONVENE THE MEETING OF THE LANDER COUNTY BOARD OF COMMISSIONERS

- *(14) Discussion and possible action regarding the formation of a Rural Fire Company for the purpose of strategically placing fire equipment on local ranches within Lander County, and whether to include this in the Lander County Code Chapter 9.28; County Fire Department ordinance, and all other matters properly related thereto.

Public Comment

- *(15) Discussion and possible action of the Lander County Board of Commissioners to give direction regarding Union Contract Negotiations, and all other matters properly related thereto.

Public Comment

- *(16) Discussion and possible action regarding a contract between United Construction and Lander County for the remodel of the Lander County Sheriff's Office to approve/disapprove/modify, and all other matters properly related thereto.

Public Comment

- *(17) Discussion and possible action to approve/disapprove an Addendum, to the Fixed Base Operator contract between Fallon Airmotive and Lander County for the Battle Mountain and Austin Airports, to include the lease of a 5000 gallon fuel truck, and all other matters properly related thereto.

Public Comment

- *(18) Discussion and possible action to approve/disapprove a contract between Overhead Fire Protection and Lander County for maintenance services at the Administration Building, and all other matters properly related thereto.

Public Comment

- *(19) Discussion and possible action regarding paramedicine services within Lander County and all other matters properly related thereto.

Public Comment

- *(20) Update from Lander County EMS, and all other matters properly related thereto.

Public Comment

- *(21) Discussion for possible action requesting the District Attorney's office give written notice to Keith Westengard regarding place and time the Lander County Commission will have his performance evaluation, and all other matters properly related thereto.

Public Comment

***CORRESPONDENCE**

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

Public Comment

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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 September, 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 September, 2018

Witness Pille Fuller

Name of Agenda: Lander County Board of Commissioners

Date of Meeting: September 27, 2018